

# RECORD OF ORDINANCE

Date Presented 1/14/2025

Sponsor Mayor Sandine Ordinance No. 05-25 Date Passed FEB 3, 2025

## AN ORDINANCE AUTHORIZING THE MAYOR TO CONTRACT FOR THE SERVICES OF A MAYOR'S COURT MAGISTRATE.

WHEREAS, Section 1905.05 of the Ohio Revised Code, provides for the appointment, by the Mayor, of a Magistrate for the Lithopolis Mayor's Court; and

WHEREAS, the Mayor and Council deem it appropriate to provide an independent, neutral and detached Magistrate for the Village of Lithopolis Mayor's Court to assure the fair and efficient dispensing of justice to the citizens, thereby increasing public confidence in the Lithopolis Mayor's Court.

### NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF LITHOPOLIS, FAIRFIELD COUNTY, STATE OF OHIO;

Section 1. That the Mayor is hereafter authorized to appoint a qualified magistrate for the Lithopolis Mayor's Court. Employment shall continue from year to year unless terminated by the village with sixty (60) days' notice.

Section 2. The Mayor may contract to pay the Magistrate, upon such terms and conditions as the parties agree, \$195.00 per. hour of court time, provided the total amount of compensation shall not exceed during the budget year the amount of the annual appropriation approved by Council each year for such purpose.

Section 3. That the Magistrate shall at all times maintain all of the training and other statutory requirements of a Mayor's Court Magistrate appropriate to the needs of the Lithopolis Mayor's Court, and the contract shall so provide.

Section 4. That the Magistrate shall not be an employee of the Village, but shall at all times, and for all purposes, be an independent contractor.

Section 5. The Magistrate may provide for appropriate and qualified substitute coverage of the Magistrate position, whenever the appointed Magistrate is absent or unable to serve.

Section 6. That Ordinance 04-21 is hereby repealed.

Section 7. That this Ordinance is declared an emergency, necessary for the immediate preservation of the public peace, health, and safety. Mayor's Court and proper administration of justice in the Village. This ordinance to be in full force and effect immediately upon passage.

Attest/Date: [Signature]  
Clerk

Signed/Date: [Signature]  
Mayor

Approved as to form: [Signature]  
Jon M. Browning

First Reading 1/14/25 Second Reading 2/3/25

Revised Second Reading \_\_\_\_\_ Third Reading WAIVE

VOTE FOR 5 AGAINST 0