

ORDINANCE NO. 3169

AN ORDINANCE PROVIDING FOR COURT MAGISTRATE FOR THE VILLAGE OF CRESTLINE FOR THE YEAR 2017, AND TO REPEAL ALL OTHER ORDINANCES CONTRARY THERETO AND DECLARING AN EMERGENCY.

WHEREAS, the mayor of a municipal corporation that has a mayor's court may appoint a person as mayor's court magistrate to hear and determine prosecutions and criminal causes in the mayor's court that are within the jurisdiction of the mayor's court, as set forth in section 1905.01 of the Revised Code.

WHEREAS, In hearing and determining such prosecutions and causes, the magistrate has the same powers, duties, and authority as does a mayor who conducts a mayor's court to hear and determine prosecutions and causes in general, including, but not limited to, the power and authority to decide the prosecution or cause, enter judgment, and impose sentence. A judgment entered and a sentence imposed by a mayor's court magistrate do not have to be reviewed or approved by the mayor who appointed the magistrate, and have the same force and effect as if they had been entered or imposed by the mayor.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF CRESTLINE, OHIO:

SECTION 1. That the Mayor of the Village of Crestline hereby appoints Rob Ratliff for the position of Village Magistrate, for a term of one year from January 1, 2017 through December 31, 2017 and to repeal all other ordinances contrary thereto.

SECTION 2. That the Council of the Village of Crestline approves and authorizes the Fiscal Officer of the Village to pay the Village of Crestline Mayors Court magistrate at a rate of \$90 per hour for hours worked.

SECTION 3. That it is hereby determined that this Ordinance is an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the residents of this Village and for the further reason that the citizens of the Village of Crestline can immediately be ensured of a fair system of justice services and shall therefore go into immediate effect provided it receives a two-thirds (2/3) vote of all members elected to this Council, otherwise it shall go into effect in thirty (30) days if passed by a majority vote of Council.

DATE: \_\_\_\_\_

Aye \_\_\_\_\_ Nay \_\_\_\_\_ Abstain \_\_\_\_\_

\_\_\_\_\_  
Gloria McDonald, Mayor

Attest:

\_\_\_\_\_  
Annette Johnston, Clerk of Council

Approved as to form:

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Jon K. Burton, Law Director