

RESOLUTION NO. 2023 - 11

A Resolution authorizing the approval of an intergovernmental agreement between the city of McMinnville and the city of Toledo Oregon regarding Municipal Judge appointments

RECITALS:

The City of McMinnville employs a municipal judge part time by contract.

The City of Toledo also employs the same person to be its part time municipal judge.

The schedules of the two courts allow that the activities of each will not generally come into conflict with each other. In the event that scheduling issues arise, the municipal court supervisors will resolve them to the mutual satisfaction of both courts.

An intergovernmental agreement pursuant to ORS 221.335 will protect the judge and jurisdictions from being in violation of the dual office holding prohibition in the Oregon Constitution.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF McMINNVILLE, OREGON, as follows:

1. That entry into an agreement with the City of Toledo acknowledging that both jurisdictions employ the same person to act as Municipal Court Judge in both jurisdictions is approved.
2. The Mayor is hereby authorized and directed to sign the agreement between the City of Toledo and the City of McMinnville.
3. That this resolution shall take effect immediately upon passage and shall continue in full force and effect until modified, revoked, or replaced.

Adopted by the Common Council of the City of McMinnville at a meeting held the 14th day of March 2023 by the following votes:

Ayes: _____ Geary, Menke, Chenoweth, Payne, Peralta, Garvin

Nays: _____


Approved this 14th day of March 2023.

MAYOR

Approved as to form:

Attest:


City Attorney


City Recorder