

**ORDINANCE NO. 1588**

**AN ORDINANCE ADOPTING AND INCORPORATING BY REFERENCE, THE KANSAS MUNICIPAL COURT CODE, K.S.A. 12-4104 THROUGH 12-4602, APPOINTMENT AND TERM OF OFFICE FOR THE MUNICIPAL COURT JUDGE AND THE CLERK OF THE MUNICIPAL COURT; REPEALING ORDINANCE NO. 1577, DATED DECEMBER 6, 2016.**

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF COLBY, KANSAS:**

**SECTION 1. KANSAS MUNICIPAL COURT CODE.** The Kansas Municipal Court Code, K.S.A. 12-4101 through 12-4602, inclusive, is hereby adopted and incorporated by reference for the City of Colby, Kansas.

**SECTION 2. MUNICIPAL JUDGE: APPOINTMENT AND TERM OF OFFICE.** The Municipal Judge shall be appointed in the manner provided by law on an annual basis. Said term of office shall be from January 15 to January 15 of each year.

**SECTION 3. MUNICIPAL JUDGE: JOB DESCRIPTION AND COMPENSATION.** The Municipal Judge shall conduct and shall preside over the Municipal Court of the City of Colby, Kansas, in accordance with, and as required by the ordinances of the City of Colby, Kansas, and the laws of the State of Kansas. The position of Municipal Judge is not a full-time position. The Municipal Judge shall spend only such time as is required to perform his duties properly and effectively, but in no event, shall he spend more than 17 hours per week working for or on behalf of the City of Colby, Kansas, in his capacity as Municipal Judge.

Nothing herein shall prevent the Municipal Judge, should he be a licensed attorney, from conducting his private practice or from serving or presiding as Judge in other courts, so long as the same is not prohibited by law.

**The compensation for the Municipal Judge shall be \$3,000.00 per month.**

**SECTION 4. CLERK OF MUNICIPAL COURT.** The Office of Clerk of Municipal Court is hereby established in accordance with K.S.A. 12-4108.

**SECTION 5. CLERK OF MUNICIPAL COURT: JOB DESCRIPTION AND COMPENSATION.** The Clerk of Municipal Court, should this position be filled, shall perform all duties required by law and established by the Municipal Judge.

Nothing herein shall prevent or limit the Clerk of Municipal Court from obtaining other employment as long as the same is not in conflict with his/her duties as Clerk of Municipal Court or prohibited by law.

**The compensation for the Clerk of Municipal Court shall be an hourly rate established by the Municipal Judge and approved by the City Manager.**

**SECTION 6. MUNICIPAL COURT: TIME AND PLACE.** The Municipal Court shall be open on the third Tuesday of each month from 10:00 A.M. to Noon, and at such other times as established by the Municipal Judge, for the purpose of holding court hearings; Municipal Court being open for all other court purposes as set by the Municipal Judge. The Municipal Court is located at 300 North Court, Third Floor, Thomas County Courthouse, Colby, Kansas.

**SECTION 7. REPEALER.** The following Ordinance is hereby repealed: Ordinance No. 1577, dated December 6, 2016.

**SECTION 8.** This Ordinance shall be in full force and effect from and after its publication in the official city newspaper as provided by law.

**PASSED** by the Governing Body and approved by the Mayor this 5<sup>th</sup> day of December, 2017.

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Gary L. Adrian, Mayor

ATTEST:

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Joni L. Ketchum, City Clerk

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