

**CITY OF JEFFERSON
PROPOSED ORDINANCE #18-05**

An Ordinance to Amend Sections 1.09(1), 1.09(2), 1.09(5) and 1.09(8) of the City of Jefferson Municipal Code Related to the City of Jefferson Municipal Court.

The Common Council of the City of Jefferson do ordain as follows:

Section 1. Section 1.09(1) is hereby amended as follows:

1.09 MUNICIPAL COURT. (Cr. #17-93) (Am. #18-05). (1) MUNICIPAL COURT CREATED. There is hereby created and established in a Municipal Court under the provisions of Chapter 755 of the Wisconsin Statutes to be designated as "Municipal Court for Central Jefferson County" which shall consist of the City of Jefferson, the Village of Johnson Creek, the Town of Aztalan and the **Town of Sumner**.

Section 2. Section 1.09(2) is hereby amended as follows:

(2) MUNICIPAL JUDGE. Such court shall be under the jurisdiction of and presided over by a Municipal Judge, who shall be an attorney licensed to practice law in Wisconsin, and who resides in the City of Jefferson, the Town of Aztalan, or the Village of Johnson Creek. Such Municipal Judge shall be elected at large in the spring election for a term of two years commencing on May 1. All candidates for the position of Municipal Judge shall be nominated by nomination papers as provided in (SS) 8.10, Wis. Stats., and selection at a primary election if such is held as provided in (SS) 8.11, Wis. Stats. The Common Council of the City of Jefferson, Village Board of the Village of Johnson Creek, the Town Board of the Town of Aztalan, **and the Town Board of the Town of Sumner** shall provide for a primary election in the event that more than two candidates file nomination papers for such position of Municipal Judge as provided in (SS) 8.11(1)(a) Wis. Stats., and such primary election shall be held on the third Tuesday of February as provided in (SS) 5.02(22) Wis. Stats.

Section 3. Section 1.09(5) is hereby amended as follows:

(5) SALARY. (Am. #32-97)The salary of the Municipal Judge shall be fixed by the Common Council of the City of Jefferson, the Village Board of Johnson Creek, and the Town Board of the Town of Aztalan at \$6,000 per year which shall be in lieu of fees and costs. No salary shall be paid for any time during the term during which such Judge has not executed the official bond or official oath, as required by (SS) 755.03, Wis. Stats., and filed pursuant to (SS) 19.01(4)(c) Wis. Stats. The municipalities may by separate ordinance allocate funds for the administration of the Municipal Court pursuant to (SS) 66.30 Wis. Stats. For the term ending April 30, 2000, the Village of Johnson Creek shall tender the sum of \$4,500 per year, commencing May 1, 1998, and annually thereafter to the City of Jefferson. The Town of Aztalan **and the Town of Sumner** shall tender **\$25** per case administered to the City of Jefferson. City of Jefferson shall pay the Municipal

Judge's salary as set forth above. The City of Jefferson shall pay the Municipal Clerk's salary as budgeted from time to time.

Section 4. Section 1.09(8) is hereby amended as follows:

(8) FORFEITURES. The Municipal Judge may impose punishment and sentences as provided by Chapter 800 Wis. Stats., and as provided in the ordinances of the City of Jefferson, the Town of Aztalan, **the Town of Sumner** and the Village of Johnson Creek. All forfeitures, fees, penalty assessments and costs shall be paid to the Treasurer of the Municipality within which the case arose within 7 days after receipt of the money by the Municipal Judge or other court personnel. At the time of the payment, the Municipal Judge shall report to the Treasurer the title of the action, the offense for which the forfeiture was imposed, and the total amount of the forfeiture, fees, penalty assessment and costs, if any. **The City of Jefferson shall retain all forfeitures after township trials.**

Section 5. This ordinance shall take effect upon passage and publication as required by law.