

ORDINANCE NO. 2019-032

**AN ORDINANCE APPOINTING JEFFERY RICHARDS TO SERVE AS
MAGISTRATE OF THE VILLAGE OF WAYNESVILLE MAYOR'S COURT AND
AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE NECESSARY
CONTRACT RELATED TO THE APPOINTMENT**

WHEREAS, the Village of Waynesville conducts a Village Mayor's Court for the purpose of hearing traffic offenses and misdemeanors, which occur within the Village of Waynesville; and

WHEREAS, Section 1905.05 of the Ohio Revised Code provides that 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; and

WHEREAS, Jeffery Richards has complied with all mandates set forth by the Ohio Supreme Court and the laws of the State of Ohio to be able to serve as Magistrate for the Village of Waynesville; and

WHEREAS, Council now desires to modify the compensation structure for the position of Magistrate in order to be consistent with the compensation structure of other professionals performing services for the Village, including but not limited to the Law Director, the Prosecutor, and the Village Engineer.

NOW, THEREFORE, BE IT ORDAINED by the Village Council of the Village of Waynesville, with _____ members elected thereto concurring:

Section 1. That Jeffery Richards is hereby appointed to serve as Magistrate of the Village of Waynesville Mayor's Court.

Section 2. That the Village Manager is hereby authorized to execute the related contract attached hereto as Exhibit "A" and incorporated herein by reference.

Section 3. That Jeffery Richards shall maintain all certifications required by the Ohio Supreme Court and the State of Ohio at his own expense.

Section 4. That this Ordinance shall be effective from and after the earliest period allowed by law.

Adopted this _____ day of _____, 2013.

Attest: _____
Clerk of Council

Mayor

Failed

EXHIBIT "A"

CONTRACT FOR JEFFERY RICHARDS
TO SERVE AS MAGISTRATE FOR THE
VILLAGE OF WAYNESVILLE MAYOR'S COURT

The Village of Waynesville, as approved by its Ordinance No. 2019 - _____, hereby contracts with Jeffery Richards, as an independent contractor, to perform the functions of Magistrate of the Village of Waynesville Mayor's Court for an annual compensation of \$5000.00. Said compensation shall be paid in a monthly manner.

Jeffery Richards shall serve as an independent contractor and shall not be entitled to any other benefits afforded to Village employees, including participation in the Ohio Public Employees Retirement System (OPERS).

Jeffery Richards shall perform all services required by the Ohio Supreme Court and the laws of the State of Ohio to serve as Magistrate of the Village of Waynesville Mayor's Court. Jeffery Richards further agrees to maintain any and all certifications required by the Ohio Supreme Court and the laws of the State of Ohio at his own expense.

If it is ever determined that Jeffery Richards is not in compliance with any and all requirements of the State of Ohio and/or the Ohio Supreme Court to serve as a Magistrate in Mayor's Court, then this contract shall be null and void.

This contract shall be effective _____, 2019 and shall terminate on _____ without any further notice.

In witness whereof, the parties have set their hands on this _____ day of _____, 2019.

VILLAGE OF WAYNESVILLE

By: _____

Title: Village Manager

Jeffery Richards