

**ORDINANCE A-527**

**AN ORDINANCE TO AMEND THE CODE OF THE CITY OF LODI, CHAPTER 38, ENTITLED  
JOINT MUNICIPAL COURT**

The Common Council of the City of Lodi, Columbia County, Wisconsin, do ordain the following amendment of the following language to Chapter 38.

Section 1. Chapter 38 is hereby amended by adding the underlined language and deleting the stricken language as follows:

**§ 38-1 Joint Municipal Court created.**

Pursuant to Chapter 755, Wisconsin Statutes, there is hereby created and established a Municipal Court designated "Joint Municipal Court for the Village of Cambria, the City of Columbus, the Village of Fall River, the City of Lodi, the Village of Pardeeville, the Village of Poynette, the Village of Randolph, the Village of Rio, the Town of Columbus, the Village of Dane, the Town of Dekorra, ~~and the Town of Lodi, the Village of Arlington, the Village of Friesland, and the Village of Wyocena~~" (hereinafter a.k.a "Joint Municipal Court" or "Eastern Columbia County Joint Municipal Court") presided over by a Municipal Judge.

**§ 38-2 Municipal Court Committee; composition.**

The Municipal Court Committee shall be comprised of one representative of each member municipality ~~that chooses to appoint a voting representative to the committee~~ who shall be appointed by the Mayor, President or Chairman of the member municipality, subject to confirmation by the respective governing body. ~~The Chairman of the Committee will be a representative from a member municipality and will rotate on an annual basis, alphabetically, starting with the representative from Rio for 2019. If a representative cannot fulfill or chooses not to fulfill the obligation of committee chairperson for any reason, then the position of Chairperson goes to the next municipality, alphabetically, and, in addition, one member who shall be a police chief of a member municipality, the initial member of this class shall be the Chief of Police of Fall River, replaced on a yearly basis by means of rotation among the chiefs. Chiefs will rotate as follows: Fall River, Pardeeville, Randolph, Rio, Cambria, Poynette, Lodi and Columbus. In order to assure participation and continuity of representation, each member municipality may appoint an alternate representative who shall act on committee matters in the absence of the representative.~~

~~§ 38-3 Municipal Judge.~~

~~A. Creation and ~~q~~Qualification of the ~~p~~Position of Municipal Judge.~~

Pursuant to Chapter 755, Wisconsin Statutes, the office of Municipal Judge is hereby created. Eligibility for the office of Municipal Judge shall be as follows. To be eligible for the office of Municipal Judge a person must be a qualified elector in either the Village of Cambria, ~~the City of Columbus, or~~ the Village of Fall River, ~~or~~ the City of Lodi, ~~or~~ the Village of Pardeeville, ~~or~~ the Village of Poynette, ~~or~~ the Village of Randolph, ~~or~~ the Village of Rio, ~~or~~ the Town ~~ship~~ of Columbus, ~~the Town of Dekorra, the Town of Lodi, or the Village of Arlington, or the Village of Friesland, of Dane, the Township of Dekorra, or the Township of Lodi.~~

~~B. 38-4. Election and ~~f~~Term of Municipal Judge.~~

The appointed Judge must run for the election at large the following spring election, for a four-year term, commencing on May 1~~st~~ succeeding his or her election. Electors of the Village of Cambria, ~~and~~ the City of Columbus, ~~and~~ the Village of Fall River, ~~and~~ the City of Lodi, ~~and~~ the Village of Pardeeville, ~~and~~ the Village of Poynette, ~~and~~ the Village of Randolph, ~~and~~ the Village of Rio, ~~and~~ the Town ~~ship~~ of Columbus, ~~and~~ the Village of Dane, ~~and~~ the Town ~~ship~~ of Dekorra and the Town ~~ship~~ of Lodi, ~~and the Village of Arlington, and the Village of Friesland, and the Village of Wyocena~~ shall be eligible to vote for the Municipal Judge of the Joint Municipal Court.

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§ 38-45 ~~Creation of the p~~**Position of Clerk of the Municipal Court.**

Pursuant to Chapter 755, Wisconsin Statutes, the office of the Clerk of the Municipal Court is hereby created. Said Clerk shall take the position upon hire by the Municipal Court Committee and written appointment by the Judge. Training and compensation of said Clerk shall be as determined by the governing bodies of member municipalities.

§ 38-56 ~~Oath; bond; s~~**Salary-of Municipal Judge.**

~~A.—Salary of Municipal Judge.~~ The Municipal Judge shall receive a fixed salary and Municipal Judge's training pursuant to § 755.18, Wisconsin Statutes, the salary to be determined by the governing bodies of member municipalities, subject to § 755.04, Wisconsin Statutes, which shall be in lieu of fees and costs. The salary shall be paid quarterly. No salary shall be paid to the Municipal Judge for any time during his or her term for which he or she has not executed and filed the official bond and oath as required by Subsection ~~B-7~~ of this section.

~~38-7B.~~ Bond and ~~e~~Oath of Municipal Judge. The Municipal Judge shall, after election or appointment to fill a vacancy, take and file the official oath as prescribed in § 757.02(1), Wisconsin Statutes, pursuant to § 755.03, Wisconsin Statutes, with the Clerk of Circuit Court for Columbia County, and at the same time shall execute and file an official bond.

~~38-8C.~~ Bond and ~~e~~Oath of Municipal Court Clerk. The Municipal Court Clerk shall, before entering upon the duties of the office, take and file the official oath as prescribed in § 19.01, Wis. Stats., with the City Clerk of the City of Columbus and at the same time shall execute and file an official bond. The Columbus City Clerk will provide file copies to the other seven communities.

§ 38-96 ~~Jurisdiction-procedures of~~**Municipal Judge.-**

~~A.—Jurisdiction of Municipal Judge.~~ The Municipal Judge shall have jurisdiction as provided by the statutes and laws of the State of Wisconsin and pursuant to § 755.045, Wis. Stats.

~~B.—38-10.~~ Procedures of Joint Municipal Court.

~~(4a)~~ The Joint Municipal Court's location and time shall be determined by order of the Municipal Judge.

~~(2b)~~ The procedure in Joint Municipal Court shall be provided by the statutes and laws of Wisconsin.

~~(3c)~~ The Court Clerk or his/her designee shall make daily deposits of all forfeitures, fees, penalties, assessments and costs collected in any action or proceeding before the Joint Municipal Court. These deposits will be made to a designated bank account as determined by the Joint Municipal Court Committee.

§ 38-711. ~~Contempt in Joint Municipal of e~~**Contempt in Joint Municipal of e**Court.

~~Contempt in Joint Municipal Court.~~ The Municipal Judge may impose a sanction as authorized under § 800.12(2) Wis. Stats., for ~~e~~Contempt of ~~e~~Court as defined in § 785.01(1), Wis. Stats., in accordance with the procedures under § 785.03, Wis. Stats.

Section 2. Effective Date. This Ordinance shall be effective the day after publication.

Adopted by the Common Council of the City of Lodi, Wisconsin on this 2<sup>nd</sup> day of January, 2019 on a roll call vote:

\_\_\_\_\_  
James W. Ness, Mayor

Attest: \_\_\_\_\_

Dawn A. Collins, City Clerk