

AN ORDINANCE CONCERNING RESIDENCY AND QUALIFICATION FOR OFFICE REQUIREMENTS FOR MUNICIPAL JUDGES.

WHEREAS, retaining and recruiting highly-qualified municipal judges is critical to the operation of the organization and the City's Municipal Court, and;

WHEREAS, residency requirements may impede the retention and acquisition of municipal judges, and;

WHEREAS, the City Council believes it is in the best interest of the Community to adjust residency requirements for municipal judges.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GLADSTONE, MISSOURI, AS FOLLOWS:

SECTION 1. That Section 1.105.340 Residency and qualifications for office requirements be amended to read as follows:

Section 1.105.340 - Residency and qualifications for office requirements.

All officers elected or appointed to offices under the City government shall be qualified voters under the laws and constitution of this state. City Councilmembers elected to office or appointed to fill a vacancy in a city councilmember office and the city manager shall be residents of the City, or with respect to the City Manager, shall establish residency within a reasonable time after appointment. No person shall be elected or appointed to any office who shall at the time be in arrears for any unpaid city taxes, or forfeiture or defalcation in office.

SECTION 2. That Section 1.125.080 Qualifications of municipal judge be amended to read as follows:

Section 1.125.080. - Qualifications of municipal judge.

- (a) A municipal judge shall possess the following qualifications before such judge shall take office:
- (1) A municipal judge must be a licensed attorney, admitted to practice law within the state.
 - (2) A municipal judge must be a resident of the state.
 - (3) A municipal judge must be between the ages of 21 and 75 years.
 - (4) A municipal judge may not hold any other office with the city government, but may serve as municipal judge for another municipality.

(b) The municipal judge shall be considered to be holding a part-time position, and as such may accept (within the restrictions of the Code of Judicial Conduct, Missouri Supreme Court Rule 2) other employment.

SECTION 3. That this Ordinance shall be in full force and effect from and after the date of its passage and approval.


SECTION 4. That all Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

INTRODUCED, READ, PASSED, AND ADOPTED BY THE COUNCIL OF THE CITY OF GLADSTONE, MISSOURI, THIS 23RD DAY OF OCTOBER, 2023.



Jean B. Moore, Mayor

ATTEST:



Kris Keller, City Clerk

First Reading: October 23, 2023

Second Reading: October 23, 2023



Request for Council Action

RES # City Clerk Only

BILL # 23-35

ORD # 4.654

Date: 10/16/2023

Department: General Administration

Meeting Date Requested: 10/23/2023

Public Hearing: Yes Date: Click here to enter a date.

Subject: An Ordinance concerning residency and qualification for office requirements for Municipal Judges.

Background: The City consistently reviews employment practices to insure that requirements do not put the organization at a competitive disadvantage. Staff recently reviewed the Ordinance pertaining to municipal judges and believe it is in the best interest of the Community to adjust the residency requirements. Staff recommends that the City Code be amended to revise the residency requirements to only include City Councilmembers and the City Manager.

Budget Discussion: N/A

Public/Board/Staff Input: Staff recommends approval.

Provide Original Contracts, Leases, Agreements, etc. to: City Clerk and Vendor.

Bob Baer
Department Director/Administrator

JM
City Attorney

Additions of language are shown below with double underline; deletions of language are shown in ~~strikethrough~~:

Section 1.105.340- Residency and qualifications for office requirements.

All officers elected or appointed to offices under the city government shall be qualified voters under the laws and constitution of this state. City councilmembers elected to office or appointed to fill a vacancy in a city councilmember office, and the city manager, ~~and the municipal judges~~ shall be residents of the city, or with respect to the city manager ~~and municipal judges~~, shall establish residency within a reasonable time after appointment. No person shall be elected or appointed to any office who shall at the time be in arrears for any unpaid city taxes, or forfeiture or defalcation in office.

Sec. 1.125.080. - Qualifications of municipal judge.

- (b) A municipal judge shall possess the following qualifications before such judge shall take office:
 - (5) A municipal judge must be a licensed attorney, admitted to practice law within the state.
 - (6) A municipal judge must be a resident of the state ~~and the city~~.
 - (7) A municipal judge must be between the ages of 21 and 75 years.
 - (8) A municipal judge may not hold any other office with the city government, but may serve as municipal judge for another municipality.
- (b) The municipal judge shall be considered to be holding a part-time position, and as such may accept (within the restrictions of the Code of Judicial Conduct, Missouri Supreme Court Rule 2) other employment.