

First Reading: January 1, 2018
Second Reading: Suspended, 2018
Third Reading: Suspended, 2018
Adopted: January 1, 2018

**VILLAGE OF LINCOLN HEIGHTS
HAMILTON COUNTY, OHIO
RESOLUTION NO. 2018-R-4**

**RESOLUTION APPOINTING DEBORAH K. BROWN GAINES MAGISTRATE OF
MAYOR'S COURT PURSUANT TO SECTION 1905.05 OF THE OHIO REVISED CODE**

WHEREAS, Section 1905.01(B)(1), Ohio Revised Code, confers jurisdiction upon the Mayor of a municipality, not being the site of a municipal court, to hear and determine prosecutions and criminal causes involving a violation of an ordinance of such municipality, subject to the limitations contained in Section 1905.03, Ohio Revised Code;

WHEREAS, Section 1905.05, Ohio Revised Code, authorizes the Mayor to appoint a trained lawyer to serve as the Magistrate of a Mayor's Court to hear and determine prosecutions and criminal cases within the jurisdiction of the Mayor's Court;

WHEREAS, Pursuant to Section 1905.05, Ohio Revised Code, the Mayor has selected Deborah K. Brown Gaines a lawyer trained and acting as a Magistrate within Hamilton County, to serve as a Magistrate of Mayor's Court for the Village of Lincoln Heights; and

WHEREAS, Section 1905.05, Ohio Revised Code, provides that the compensation for the Magistrate of Mayor's Court shall be set and approved by Council.

NOW, THEREFORE, BE IT RESOLVED by the Council for the Village of Lincoln Heights, Hamilton County, Ohio:

SECTION I Pursuant to Section 1905.05, Ohio Revised Code, the Mayor has selected Deborah K. Brown Gaines to serve as Magistrate of the Mayor's Court.

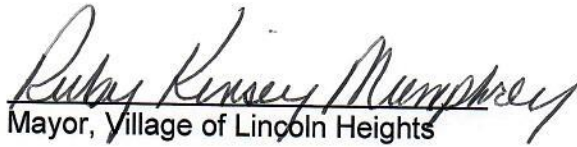
SECTION II Council, upon recommendation of the Mayor, hereby authorizes as payment to Deborah K. Brown Gaines the sum of Two Hundred Seventy-Five Dollars (\$275.00) ("Compensation") for her services at each session of Mayor's Court. The total amount of Compensation paid annually pursuant to this Resolution shall not exceed Six Thousand Six Hundred Dollars (\$6,600.00) without additional authorization from the Council of the Village of Lincoln Heights.

SECTION III The above-stated Compensation and agreement with Magistrate Deborah K. Brown Gaines shall continue from month to month, renewable without action by either party through December 31, 2019. Either party may

terminate this relationship, with or without cause, upon thirty days written notice delivered to the other.

SECTION IV This Resolution is hereby declared to be an emergency measure necessary for the health, safety and general welfare of the Village of Lincoln Heights. The reason for said emergency is the need to appoint a Magistrate of Mayor's Court for the continued functioning of said court.

Passed this 1st day of January, 2018.


Mayor, Village of Lincoln Heights

Attested:


Clerk of Council

RECORD OF VOTES CAST

	<u>Yes</u>	<u>No</u>	<u>Abstain</u>	<u>Absent</u>
Phyllis Baber	___	x	___	___
Linda Childs-Jeter	x	___	___	___
Daronce Malik Daniels	x	___	___	___
Kathy A. Goodwin-Williams	x	___	___	___
Ruby Kinsey-Mumphrey	x	___	___	___
LaVerne Mitchell	x	___	___	___
Jeannie Stinson	x	___	___	___

CERTIFICATION OF PUBLICATION

I hereby certify that I have published the foregoing legislation beginning on January 1, 2018 in accordance with Section 2.12 of the Charter for the Village of Lincoln Heights, Hamilton County, Ohio, by posting a complete copy of the legislation for at least 14 days after its adoption in 5 conspicuous places in the Village, to wit: 1) Healthcare Connection; 2) St. Simon's Church; 3) Friendship Plaza; 4) Centennial Apartments; 5) Oak Park; 6) Our Corner; and 7) Village Hall.


Clerk of Council

639023.1