

ORDINANCE NO. 64

AN ORDINANCE ESTABLISHING A MUNICIPAL COURT FOR THE VILLAGE OF MOOSE LAKE; DEFINING AND LIMITING THE POWERS AND DUTIES OF SAID COURT; PROVIDING FOR THE ELECTION, SALARY, AND TERM OF OFFICE FOR THE JUDGE THEREOF; AND PROVIDING FOR THE NECESSARY OFFICE SPACE FOR SAID COURT AND THE NECESSARY FORMS AND SEAL.

The Council of the Village of Moose Lake does ordain as follows;

SECTION 1. A court of record to be known as "The Municipal Court of the Village of Moose Lake" is hereby established in and for the Village of Moose Lake. At the next annual village election to be held in said village there shall be elected one judge, to hold office for a period of four (4) years and until his successor is elected and qualified. The time of taking and relinquishing said office shall be the same as that of other village officers of said village. Said Judge, within ten (10) days following his election or appointment, shall file with the Secretary of State his official oath and a bond in the sum of One Thousand Dollars (\$1,000.00) to be in such form as the Attorney General shall prescribe and which shall be approved by the Village Council of the said Village of Moose Lake. The premium for said bond shall be paid by said Village. Said Judge shall be a resident of the Village of Moose Lake and a man learned in the law.

SECTION 2. Said court shall be a court of record and its jurisdiction shall be coextensive with, and limited to, the County of Carlton. Except as may be otherwise be provided for by this ordinance, said Court and the Judge thereof shall have, in matters within its jurisdiction, all the powers and duties of judges and clerks of district courts in like cases. All laws now applicable to Municipal Courts and relating to the rules, practices, terms, venue and change of venue of such courts shall apply to and govern the said Municipal Court of the Village of Moose Lake.

SECTION 3. In the event of the absence, disability or death of the Municipal Judge, the Village Council shall designate a person competent to act as Special Municipal Judge from day to day, and such Municipal Judge, specially appointed shall be subject to the same rights, powers, and duties as are herein conferred upon the Municipal Judge.

SECTION 4. Said Judge shall in addition to his duties as Judge, perform the duties of Clerk of said Court, and shall receive all fines, deposits, penalties, and other money paid into the Court and keep a detailed account thereof. On or before the tenth day of each month he shall pay to the Village, County or State Treasurers all such sums in his hands. The Municipal Judge shall receive a salary of \$75.00 per month, payable by the Village on the first day of each and every month following the election or appointment of a Judge.

SECTION 5. Said Municipal Judge shall be allowed to use the Village Council Room as a courtroom, but may also use his own office as such Courtroom when convenience shall dictate. The Village of Moose Lake shall also furnish said Judge with a seal and all the necessary books and blank forms for the proceedings of said Municipal Court.

SECTION 6. Said Court shall have jurisdiction over all offenses committed within the Village of Moose Lake and shall have jurisdiction, concurrently with the justices and other courts, over all offenses committed elsewhere within the county. All cases arising under the ordinance and by-laws of the Village of Moose Lake shall be tried by said Court without a jury. Appeals may be taken from the orders, decisions and judgements of said Judge, to the District Court, in the same manner as provided for appeals in other Municipal Courts now organized and existing under General Laws of Minnesota.

SECTION 7. The first Municipal Judge shall be appointed by the Governor of the State of Minnesota, to serve until his successor is duly elected and qualified at the next regular election in the Village of Moose Lake in December of 1956.

SECTION 8. This ordinance is adopted in conformity with Chapter 488

of Minnesota Statutes, 1941, and enactments amendatory thereof and supplementary thereto. It shall take effect and be in force from and after its passage and publication.

Passed and approved December 5th, 1955, by a unanimous vote of the Village Council of Moose Lake, Minnesota.

ATTEST:

Village of Moose Lake

Claude L. Anderson, Clerk

By Wesley B. Hamlin, Mayor

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