

CITY OF WASHBURN
ORDINANCE #159

**AN ORDINANCE GRANTING THE DISTRICT JUDGE TO HEAR VIOLATIONS OF MUNICIPAL
ORDINANCES**

Be it ordained by the City Commission of the City of Washburn, North Dakota:

Section 1 Granting the District Judge

Pursuant to Section 40-18-06.2 of the North Dakota Century Code, the City has, with the agreement of the governing body of McLean County and State of North Dakota, arranged for the District Judge to hear all violations of the City's municipal ordinances. The City of Washburn agrees to transfer its municipal ordinance cases to the District Court of the State of North Dakota after February 2, 2024.

The County shall provide the prosecuting attorney, indigent defense costs, pay for all jury and witness expenses, provide for detention facilities, and provide for the administration of the court activities.

The City shall receive 20% of amounts collected, the County shall receive 20% of all amounts collected, and the State shall receive 60% of all amounts collected and said amounts must be transmitted by the Clerk of District Court on a quarterly basis.

The court services contract shall continue hereafter from year to year unless party to the contract gives notice at least 90 days before the end of the annual contract period.

Section 2 Contracts with McLean County for Court Services

The City Commission is hereby authorized to enter into contracts with McLean County, as it deems advisable from time to time, providing for the administration of prosecutions and adjudications of municipal ordinance violations. Such contracts shall be effective upon the approval by resolution of the City Commission.

Section 3 McLean County Court Authorized to Exercise All Powers and Duties of Municipal Court

During all times when such contract between the City and McLean County are in effect, the District Court of McLean County is hereby authorized to exercise all of the powers and duties of the municipal court of the City of Washburn in the adjudication of Municipal Ordinance Violation cases.