

Ordinance No. 00269

[Council Meeting Minutes 01/12/03](#)

ORDINANCE NO. 269

AN ORDINANCE of the City of Lakewood, Washington, amending the provisions of Section 2.16.090 of the Lakewood Municipal Code, relating to the Municipal Court Judge Salary

WHEREAS, pursuant to Title 3.50 of the Revised Code of Washington, the City Council initially adopted its Ordinance No. 15, establishing the Lakewood Municipal Court; and,

WHEREAS, since the incorporation of the City of Lakewood, the City has been operating its Municipal Court, and in the operation of the Court, the need for modification and refinement of some of the provisions of the of the Ordinance establishing the Municipal Court have been identified so as to facilitate greater efficiency and clarity in delegation of related responsibilities.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF LAKEWOOD, WASHINGTON, DO ORDAIN, as follows:

Section 1. That the provisions of Section 2.16.090 of the Lakewood Municipal Code, relating to the Municipal Court Judge Salary is amended as follows:

2.16.090 Salaries - Costs.

The cumulative salary of the Municipal Judge(s) shall be as follows:

Except as provided hereinbelow, where there is more than one Municipal Judge, the Municipal Judge's salary shall be reviewed for possible adjustment quarterly based on the average total number of cases filed in the Municipal Court during each month of the preceding quarter, as follows: Points shall be totaled on the average number of monthly cases filed, with Infraction cases being computed at one tenth (.1) points times the monthly average of the number of Infraction case filed during the prior quarter, and Criminal cases being computed at one half (.5) points times the monthly average of the number of Criminal case filed during the prior quarter. If the total number of points so computed was less than 165 150 or less, the Municipal Judge salary shall be \$4,300 \$2,000 per month through the end of the next quarter. If the total number of points so computed was between 150 to 199, the Municipal Judge's salary shall be \$3,000 per month through the end of the next quarter. If the total number of points so computed was between 200 to 249, the Municipal Judge's salary shall be \$4,000 per month through the end of the next quarter. If the total number of points so computed was between 250 to 299, the Municipal Judge's salary shall be \$5,400 \$5,000 per month through the end of the next quarter. If the total number of points so computed was between 300 to 399 349, the Municipal Judge's salary shall be \$6,500 \$6,000 per month through the end of the next quarter. If the total number of points so computed was between 350 to 399, the Municipal Judge's salary shall be \$7,000 per month through the end of the next quarter. If the total number of points so computed was 400 or more, the Municipal Judge's salary shall be \$7,000 \$8,000 per month through the end of the next quarter. It is provided, however, that the compensation amounts and caseload/point criteria set forth hereinabove may be reviewed by the City on an annual basis.

On those occasions when two court calendars are going to be held simultaneously or held at a time when the two calendars would overlap, with one calendar being presided over by the Municipal Judge and the other calendar being presided over by a court commissioner or a judge pro tem, the Municipal Judge shall be entitled to select which calendar shall be handled by the Municipal Judge and which calendar shall be handled by the court commissioner or judge pro tem.

If more than one Municipal Judge is appointed, whether or not the Municipal Judge position constitutes a full-time equivalent judicial position pursuant to RCW 3.50.055, the two or more Municipal Judges shall alternate quarterly in the role of "Presiding" Municipal Judge. The Presiding Municipal Judge shall be responsible for coordinating with the City Manager, or his/her designee, and Court Administrator to schedule court calendars and handle judicial-administrative duties. The Presiding

Municipal Judge shall also be responsible for executing any Local Court Rules, after consultation with the other Municipal Judge or Judges and with concurrence by the other Municipal Judge or Judges, or a majority thereof. In any case where the Municipal Judges are unable to reach a majority in making an administrative decision, the Court Administrator shall be afforded a vote to break the tie and make the decision. Additionally, in the case where there is more than one Municipal Judge, they shall be paid a share of the compensation provided hereinabove corresponding to the proportion of time that each Municipal Judge is on the bench during the month.

All costs of operation of the Municipal Court, including but not limited to salaries of judges and court employees, dockets, books of records, forms, furnishings and supplies shall be paid wholly out of the funds of the City. Jurors shall be paid a fee of ten dollars (\$10.00) per day and mileage allowance pursuant to RCW 43.03.060. The City shall provide a suitable place for holding court and pay all expenses of maintaining it. (Ord. 252 Â§ 1 (part), 2000; Ord. 104 Â§ 1, 1996; Ord. 98 Â§ 1 (part), 1996; Ord. 15 Â§ 9, 1995.)

Section 2. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 3. Effective Date. This Ordinance shall be in full force and effect five (5) days after publication of the Ordinance Summary.

ADOPTED by the City Council this 3rd day of December, 2001.

CITY OF LAKEWOOD

Bill Harrison, Mayor

Attest:

Alice M. Bush, CMC, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

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