

**AN ORDINANCE OF THE CITY COUNCIL AMENDING TITLE I (“GOVERNMENT CODE”), CHAPTER 130 (“MUNICIPAL COURT”), ARTICLE 130-I (“MUNICIPAL COURT GENERAL PROVISIONS”), SECTIONS 130.030 (“SELECTION OF JUDGE”), 130.040 (“TERM OF OFFICE”) AND 130.050 (“VACATION OF OFFICE”), OF THE MUNICIPAL CODE OF THE CITY OF REPUBLIC, MISSOURI**

**WHEREAS**, the City of Republic, Missouri, (“City” or “Republic”) is a municipal corporation and Charter City located in Greene County, Missouri, being duly created, organized, and existing under the laws of the State of Missouri; and

**WHEREAS**, the City regularly reviews its Municipal Code to ensure compliance with evolving state and federal law, preserve clarity and consistency in its regulations, and to align its legal framework with the City’s mission, vision, and values—promoting effective governance and protecting the public interest; and

**WHEREAS**, the City has identified a need to amend certain provisions of the Code pertaining to the appointment and service terms of the Municipal Court Judges; and

**WHEREAS**, the Council finds the amendments to be in the best interests of the City and its citizens.

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

**Section 1:** Title I (“Government Code”), Chapter 130 (“Municipal Court”), Article 130-I, (“Municipal Court General Provisions”), Section 130.030 (“Selection of Judge”) of the Municipal Code of the City of Republic, Missouri is hereby amended by the Sections below to read as follows:

**130.030 Selection Of Judge**

The Judge or Judges of the Circuit Court of Greene County, Municipal Division at Republic (~~hereinafter~~ referred to in this Chapter as “Municipal Judge”) shall be appointed by the Mayor with the consent and approval of the majority of all ~~of~~ the members of the City Council. The Mayor ~~shall~~~~may~~ designate a Presiding Judge of the Municipal Division to have superintending control of the Municipal Court, its personnel and **any other Municipal Judges**, subject, ~~however~~, to the requirements of Section **130.070**. ~~Salary and benefits may be established by resolution, contract or as set forth in the City budget.~~

**Section 2:** Title I (“Government Code”), Chapter 130 (“Municipal Court”), Article 130-I, (“Municipal Court General Provisions”), Section 130.040 (“Term Of Office”) of the Municipal Code of the City of Republic, Missouri is hereby amended by the Sections below to read as follows:

**130.040 Term Of Office**

The Municipal Judge **shall serve a term of one (1) year, the terms and conditions of which shall be set forth in a written agreement, approved by majority vote of the City Council and duly executed by the City and the Municipal Judge. At the conclusion of each one (1) year term, the Mayor may appoint or reappoint**

**a Municipal Judge for a new one-year term, subject to the consent and approval of a majority of the City Council. Upon such appointment or reappointment, the City Council shall approve and execute a new written agreement setting forth the terms and conditions of service.** ~~or Judges shall be appointed for two-year terms within ninety (90) calendar days after the newly elected Mayor or Council, or both, are sworn into office in even numbered years and in each even-numbered year thereafter. The term of the Municipal Judge shall be two (2) years or until a successor is appointed, and if the appointment was made for less than two (2) years then until the unexpired portion of the two-year term is completed. If for any reason the Municipal Judge vacates his/her office during his/her term, a successor shall be **appointed by the Mayor, with the consent and approval of the majority of the City Council, to serve the remainder of the unexpired term.** selected to complete the term of office. The selection shall be made in accordance with the provisions of Section 130.030 of this Chapter.~~

**Section 3:** Title I (“Government Code”), Chapter 130 (“Municipal Court”), Article 130-I, (“Municipal Court General Provisions”), Section 130.050 (“Vacation Of Office”) of the Municipal Code of the City of Republic, Missouri is hereby amended by the Sections below to read as follows:

**130.050 Vacation Of Office**

A. The Municipal Judge shall be required to vacate ~~his/her~~ **their** office ~~as follows~~ **in the event of any of the following:**

1. Upon removal from office by the State Commission on Retirement, Removal and Discipline of Judges.
2. Upon obtaining seventy-five (75) years of age. ~~his/her seventy-fifth (75th) birthday.~~
3. ~~Should he/she lose his/her~~ **Upon loss of their** license to practice law **in the State of Missouri.**
4. **Upon resignation, death, or permanent incapacity, effective as of the date of such event, without further action by the City.**
5. **Upon termination of the written agreement between the City and Municipal Judge, in accordance with its terms, effective as of the date of such termination.**

EXPLANATION: Matter shown above in **bold-face/underlined font** (except for the Title and Chapter titles) is added language. Matter shown above in ~~strikethrough font~~ is deleted language.

**Section 4:** All other Sections of the Municipal Code of the City of Republic, Missouri, not specifically referenced in this Ordinance shall remain unmodified and in full force and effect.

**Section 5:** The City Administrator or their designee, on behalf of the City, is authorized to take the necessary steps to execute this Ordinance.

**Section 6:** The WHEREAS clauses above are specifically incorporated herein by reference.

**Section 7:** The provisions of this Ordinance are severable and if any provision hereof is declared invalid, unconstitutional, or unenforceable, such determination shall not affect the validity of the remainder of this Ordinance.

**Section 8:** This Ordinance shall take effect and be in force from and after its passage as provided by law.

**PASSED AND APPROVED** at a regular meeting of the City Council of the City of Republic, Missouri, this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

**Attest:**

\_\_\_\_\_  
Eric Franklin, Mayor

\_\_\_\_\_  
Laura Burbridge, City Clerk

**Approved as to Form:**



\_\_\_\_\_  
Megan McCullough, City Attorney

**Final Passage and Vote:**