

ORDINANCE NO. 2786

AN ORDINANCE OF THE CITY OF NORTH LAS VEGAS AMENDING TITLE 2, CHAPTER 6 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, NEVADA, TO REDUCE THE NUMBER OF DEPARTMENTS OF THE NORTH LAS VEGAS MUNICIPAL COURT FROM TWO TO ONE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

WHEREAS, Article IV, Section 4.005(1) of the North Las Vegas City Charter and NRS 5.010 provide for the establishment of at least one Municipal Court department in the City of North Las Vegas;

WHEREAS, Article IV, Section 4.005(2) grants the City Council of the City of North Las Vegas the power to, by ordinance, establish additional departments of the North Las Vegas Municipal Court and appoint judges to those departments;

WHEREAS, due to increased caseloads in the North Las Vegas Municipal Court, the City Council of the City of North Las Vegas established Department 2 of the North Las Vegas Municipal Court on December 1, 2004 and appointed an interim judge to that department on January 5, 2005;

WHEREAS, the number of cases heard by the North Las Vegas Municipal Court has dramatically decreased since 2011;

WHEREAS, the City Council of the City of North Las Vegas has determined that it is fiscally prudent and in the best interest of the City and the public to reduce the number of departments in the North Las Vegas Municipal Court from two to one, effective as of July 1, 2017.

NOW THEREFORE, the City Council of the City of North Las Vegas, Nevada does ordain:

SECTION 1: Title 2, Chapter 6, Section 010, subsection A of the North Las Vegas Municipal Code is hereby deleted in its entirety and hereby replaced with the following:

- (A) There shall be a Municipal Court of the City consisting of one department as of July 1, 2017. The department shall be numbered 1, and except for initial periods of service by appointment prior to election, a duly elected and qualified judge shall preside over the department.

SECTION 2: Title 2, Chapter 6, Section 02, subsections A and B of the North Las Vegas Municipal Code are hereby deleted in its entirety and hereby replaced with the following:

- (A) The term of office of a municipal court judge shall be for six (6) years.
- (B) The judge elected to Department 2 and whose term began on July 1, 2015 will preside over Department 1 from July 1, 2017 until June 30, 2021. The subsequent judge for Department 1 will be elected at the primary and general elections of April and June, 2021.

SECTION 3: NON-INFRINGEMENT OF RIGHTS. The City Council of the City of North Las Vegas has been informed by the City Attorney as to the constitutionality of this ordinance and based upon such information we are adopting this ordinance in good faith with a reasonable belief that the actions taken by the City of North Las Vegas are not in violation of any rights, privileges or immunities secured by the laws providing for equal rights of citizens or persons.

SECTION 4: EFFECTIVE DATE. This ordinance shall become effective after its passage by the City Council of the City of North Las Vegas, and after such passage by the City Council, publication once by title in a newspaper qualified pursuant to the provisions of Chapter 238 of the Nevada Revised Statutes, as amended from time to time.

SECTION 5: PUBLICATION. The City Clerk shall cause this ordinance, immediately following its adoption, to be published once by title, together with names of the council members voting for or against passage, in a newspaper qualified pursuant to the provisions of Chapter 238 of the Nevada Revised Statutes, as amended from time to time.

PASSED AND ADOPTED ON THE 21st DAY OF December, 2016.

AYES: Mayor Lee, Mayor Pro Tempore Barron, Council Members
Goynes-Brown and Cherchio

NAYES: Council Member Wood

ABSENT: None

ABSTAIN: None

APPROVED:



John J. Lee, Mayor

ATTEST:



Catherine A. Raynor, MMC, City Clerk

APPROVED AS TO FORM:

E-SIGNED by Bethany Rudd Sanchez

Bethany Rudd Sanchez, Acting City Attorney