

**RESOLUTION No. 3493**

**A RESOLUTION OF INTENT OF THE CITY COUNCIL OF RED LODGE,  
MONTANA TO RESCIND THE INTERLOCAL COURT AGREEMENT**

**WHEREAS**, the City of Red Lodge and Carbon County, Montana entered into an Interlocal Agreement in November, 2014, to allow Carbon County Court and designated personnel to act as the City Court Judge and court clerk; and

**WHEREAS**, the Carbon County Commission rescinded their proposed contract on August 16, 2018, and notified the City of Red Lodge of their intent to no longer have a joint court; and

**WHEREAS**, the City of Red Lodge is in the process of transferring city court to City Hall and hiring new personnel; and

**WHEREAS**, the City of Red Lodge is working to make this as cost effective and efficient as possible; and

**WHEREAS**, the City desires to hire a city court judge who can also perform the duties of court clerk and no longer desires to utilize the Justice of the Peace in a dual capacity.

**NOW THEREFORE BE IT RESOLVED** by the City Council:

1. That the Interlocal Agreement is hereby rescinded with the City of Red Lodge having ninety (90) days from August 16, 2018 to complete the transition to the City.
2. That notice shall be hereby given to the Honorable L. Kevin Nichols, Justice of the Peace of Carbon County, Montana that the City of Red Lodge will not be utilizing the Justice of the Peace as the city court judge on the completion of the transition of court to City Hall.
3. The Honorable L. Kevin Nichols shall remain as the City Court Judge until the end of the ninety (90) days from August 16, 2018 termination period or the transition to City Hall whichever comes first.

**INTRODUCED** at a Regular meeting of the City Council on 11<sup>th</sup> day of September, 2018

by Council Member Drew.

**PASSED AND APPROVED** BY THE RED LODGE CITY COUNCIL on this 11<sup>th</sup> day of September, 2018.

City of Red Lodge:

  
WILLIAM LARSON, Mayor

ATTEST:

  
LONI HANSON, City Clerk

  
REBECCA NARMORE, City Attorney