RESOLUTION NO. 8
SERIES OF 2014

INTRODUCED BY: RUSSELL STEWART
SECONDED BY: MARK GRIFFIN

A RESOLUTION
OF THE CITY COUNCIL
OF THE CITY OF CHERRY HILLS VILLAGE
APPOINTING FORD H. WHEATLEY
AS AN ALTERNATE MUNICIPAL JUDGE
FOR THE CHERRY HILLS VILLAGE MUNICIPAL COURT
AND APPROVING A PROFESSIONAL SERVICES AGREEMENT
FOR SUCH SERVICES

WHEREAS, the City of Cherry Hills Village ("Village") is authorized by C.R.S. Section 13-10-105(b) and Section 7.1(b) of its Home Rule Charter to appoint one or more municipal judge(s); and

WHEREAS, in accordance with Section 7.1(b) of the Charter and Section 2-4-40(a) of the Municipal Code, the City Council has appointed James E. Turre to serve as the presiding Municipal Judge for the municipal court; and

WHEREAS, the Mayor and City Council are authorized to appoint alternate municipal judges with the same qualifications as required for the Municipal Judge to serve in cases where the Municipal Judge is absent or unable to act; and

WHEREAS, the Mayor and City Council, acting pursuant to Section 7.1(b) of the Charter and Section 2-4-40(a) of the Municipal Code, desire to appoint Ford H. Wheatley as an alternate judge to adjudicate a municipal court case as more fully described in Section 2 of this Resolution, subject to the terms and conditions of a professional services agreement between the Village and the appointee; and

WHEREAS, the Mayor and City Council have determined that Ford H. Wheatley meets the qualifications set forth in Section 2-4-40(b) of the Municipal Code and is of good moral character with judicial temperament.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHERRY HILLS VILLAGE, COLORADO THAT:

Section 1. The foregoing recitals are adopted as findings of the City Council.

Section 2. The Mayor and City Council appoint Ford H. Wheatley, IV, to serve as alternate municipal judge for the City of Cherry Hills Village municipal court in the matter of *People of the State of Colorado, Ex Rel. the City of Cherry Hills Village v. Michael Cooper*, Case No. 123721, subject to the terms and conditions as set forth in the professional services agreement, attached as **Exhibit A**, and approved hereby.

Section 3. This Resolution shall be effective immediately upon approval by the City Council.

Introduced, passed and adopted at the
regular meeting of City Council this 20th day
of May, 2014, by a vote of 6 yes and 0 no.

(SEAL)

Douglas M. Tisdale, Mayor

ATTEST:

Laura Smith, City Clerk

APPROVED AS TO FORM:

Linda C. Michow, City Attorney