



MARION COUNTY BOARD OF COMMISSIONERS

Board Session Agenda Review Form

Meeting date: July 19, 2017

Department: Marion County Justice Court

Title of Agenda Item: Appointment of pro tem justice in the Marion County Justice of the Peace District

Agenda Planning Date: 7/13/2017 Audio/Visual aids required Time required: 5 minutes

Contact: Judge Janice Zyryanoff Phone: jzyryanoff@co.marion.or.us; 503-576-7296

Department Head Signature: *Janice D. Zyryanoff*

Presenters: Bruce Armstrong, Sr. Asst. Legal Counsel

Description of Issue: Shall the Board approve an order appointing Todd C. McCann as pro tem justice of the peace for the Marion County Justice Court?

Description of Background: From time to time, a pro tem justice of the peace is needed to handle cases when the Marion County Justice of the Peace is unavailable or when a conflict of interest may arise. Pursuant to ORS 51.260(2), the board of commissioners has the authority to appoint a justice of the peace pro tempore to serve in a justice court. Todd C. McCann is a practicing attorney in Oregon who also serves as municipal court judge in Monmouth and Adair Village, Oregon. Todd C. McCann is qualified and is willing to act as a justice of the peace pro tempore for the Marion County Justice of the Peace District and has served in that capacity in the past year.

Financial Impacts: None. Mr. McCann has agreed to volunteer his services as pro tem justice of the peace.

Impacts: to departments and/or external entities None.

Options for Consideration: Approve order appointing Todd C. McCann as pro tem justice of the peace; or decline to approve order.

Recommendation: It is recommended that the Board approve the order.

List of attachments: Order appointing justice of the peace pro tempore.

Copies of completed paperwork to the following:

Name: Judge Janice Zyryanoff E-mail: jzyryanoff@co.marion.or.us

Name: Bruce Armstrong, Sr. Asst. Legal Counsel E-mail: barmstrong@co.marion.or.us

Name: E-mail:

Name: E-mail:

Name: E-mail:



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Contact: Judge Janice Zyryanoff Phone:

Department Head Signature: *Janice D. Zyryanoff*

Presenters: Bruce Armstrong, Sr. Asst. Legal Counsel

Description of Issue: Shall the Board approve an order appointing Jad Lemhouse as pro tem justice of the peace for the Marion County Justice Court?

Description of Background: From time to time, a pro tem justice of the peace is needed to handle cases when the Marion County Justice of the Peace is unavailable or when a conflict of interest may arise. Pursuant to ORS 51.260(2), the board of commissioners has the authority to appoint a justice of the peace pro tempore to serve in a justice court. The board may designate a sitting justice of the peace from another county justice of the peace district as a pro tem justice of the peace. Jad Lemhouse is currently a sitting justice of the peace for Linn County Justice of the Peace District and is willing to act as a justice of the peace pro tempore for the Marion County Justice of the Peace District.

Financial Impacts: None. Judge Lemhouse will not be compensated for pro tem services.

Impacts: to departments and/or external entities None.

Options for Consideration: Approve order appointing Jad Lemhouse as pro tem pro tem justice of the peace; or decline to approve order.

Recommendation: It is recommended that the Board approve the order.

List of attachments: None.

Copies of completed paperwork to the following:

Name: Judge Janice Zyryanoff E-mail: jzyryanoff@co.marion.or.us

Name: Bruce Armstrong, Sr. Asst. Legal Counsel E-mail: barmstrong@co.marion.or.us

Name: E-mail:

Name: E-mail:

BEFORE THE BOARD OF COMMISSIONERS

FOR MARION COUNTY, OREGON

In the matter of the appointment of a)
Justice of the Peace Pro Tempore for the)
Marion County Justice of the Peace District.)

ORDER

This matter came before the Board of Commissioners at its regularly scheduled meeting on Wednesday, July 19, 2017, to consider the appointment of a justice of the peace pro tempore for the Marion County Justice of the Peace District,

Pursuant to ORS 51.260(2), the board has the authority to appoint a person possessing the qualifications for election as justice of the peace to serve as a justice of the peace pro tempore;

Todd C. McCann is an Oregon attorney, Marion County resident and municipal court judge in Monmouth and Adair Village, Oregon; Todd C. McCann is qualified and is willing to act as a justice of the peace pro tempore for the Marion County Justice of the Peace District; now, therefore

IT IS HEREBY ORDERED that Todd C. McCann be appointed as a justice of the peace pro tem for the Marion County Justice of the Peace District.

IT IS FURTHER ORDERED that this appointment will be effective from August 1, 2017, through July 31, 2018.

DATED this _____ day of July 2017.

MARION COUNTY BOARD OF COMMISSIONERS

Chair

Commissioner

Commissioner

BEFORE THE BOARD OF COMMISSIONERS

FOR MARION COUNTY, OREGON

In the matter of the appointment of a)
Justice of the Peace Pro Tempore for the)
Marion County Justice of the Peace District.)

ORDER

This matter came before the Board of Commissioners at its regularly scheduled meeting on Wednesday, July 19, 2017, to consider the appointment of a justice of the peace pro tempore for the Marion County Justice of the Peace District,

Pursuant to ORS 51.260(2), the board has the authority to designate a sitting justice of the peace from any county justice of the peace district in the State of Oregon as a justice of the peace pro tempore;

Jad Lemhouse is currently a sitting justice of the peace for Linn County and is willing to act as a justice of the peace pro tempore for the Marion County Justice of the Peace District; now, therefore

IT IS HEREBY ORDERED that Jad Lemhouse be appointed as a justice of the peace pro tem for the Marion County Justice of the Peace District.

IT IS FURTHER ORDERED that this appointment will be effective from August 1, 2017, through July 31, 2018.

DATED this _____ day of July 2017.

MARION COUNTY BOARD OF COMMISSIONERS

Chair

Commissioner

Commissioner