

ORDINANCE NO. 4

AN ORDINANCE CREATING THE OFFICE OF CITY ATTORNEY, PRESCRIBING THE QUALIFICATIONS THEREFOR, PRESCRIBING THE JURISDICTION AND DUTIES THEREOF, PROVIDING THE COMPENSATION THEREFOR, AND DECLARING AN EMERGENCY.

The City of Brookings does ordain as follows:

Section 1. There is hereby created the office of City Attorney.

Section 2. The City Attorney shall be an active member of the Oregon State Bar in good standing.

Section 3. The City Attorney shall have general control and supervision of all civil actions and legal proceedings in which the City of Brookings may be a party or may be interested and have full charge and control of all the legal business of all departments, commissions and bureaus of the City, or of any office thereof, which requires the services of an attorney or counsel in order to protect the interests of the City. No City officer, commission, bureau or the head of any department of the City shall be represented by any other counsel or attorney at law unless authorized or directed by official action of the Council taken at one of its meetings and entered in the journal.

Section 4. The powers and duties of the City Attorney shall be:

- (a) When required by the Council, he shall appear for the City in any court or tribunal in any cause in which the City is a party or in which the City is directly interested.
- (b) He shall consult with and advise the Council upon all questions of law submitted to him by the Council, and he shall consult with and advise other officers of the City upon questions of law directly effecting the City and submitted to him by an officer of the City, but he shall not be required to render opinions or give legal advice to others than the Council and other officers of the City.
- (c) He shall, when requested by the Council so to do, prepare contracts, bonds, leases and other legal forms and writings for the use of the City.
- (d) He shall represent the City in the prosecution in the municipal court of any person charged with the violation of any City ordinance only when the accused is represented by counsel, or the nature of the case is such as to cause three members of the Council to file a written request with him to appear and prosecute the case.
- (e) Upon request of the Council he shall prepare ordinances and resolutions.
- (f) He shall attend all Council meetings unless excused by the Mayor.

Section 4. For the performance of the duties of his office, the City Attorney shall receive as compensation such remuneration as the Council may, from time to time, authorize.


Section 5. It is hereby adjudged and declared that existing conditions are such that this ordinance is necessary for the immediate preservation of the public peace, health and safety, and an emergency is hereby declared to exist, and this ordinance shall take effect and be in full force and effect from and after its passage.

Read by title and in full this 19th day of October, 1951.

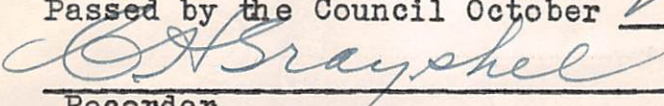
Read a second time by title this 23rd day of October, 1951.

Read a third time by title and passed by the Council this 23 day of October, 1951.

Authenticated this 23 day of October, 1951.

  
Robert O. Dimmick, Mayor

Passed by the Council October 23, 1951.

  
Recorder