

Chapter 2.24 – ATTORNEY ¹

Sections:

- 2.24.010 Appointment and term of office.
- 2.24.020 Suits and actions–Prosecution and defense duty.
- 2.24.030 Judgment enforcement duty.
- 2.24.040 Legal advisor responsibility.
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2.24.010 Appointment and term of office.

The attorney shall be appointed by the mayor subject to the approval of the council. He shall hold office for the duration of his appointment unless sooner removed by the mayor with the concurrence of the council. (Prior code §1-14-1).

2.24.020 Suits and actions–Prosecution and defense duty.

The attorney shall prosecute or defend any and all suits or actions at law or equity to which the municipality may be a party, or in which it may be interested, or which may be brought against, or by, any officer of the municipality on behalf of the municipality, or in the capacity of such person as an officer of the municipality. (Prior code §1-14-2).

2.24.030 Judgment enforcement duty.

It shall be the duty of the attorney to see to the full enforcement of all judgments or decrees rendered or entered in favor of the municipality, and of all similar interlocutory orders. (Prior code §1-14-3).

2.24.040 Legal advisor responsibility.

The attorney shall be the legal advisor of the municipality and shall render advice on all legal questions affecting the municipality, whenever requested to do so by any municipal official. Upon request by the mayor or by the council, he shall reduce any such opinion to writing (Prior code §1-14-4).

2.24.050 Special assessment and condemnation proceedings authority.

It shall be the duty of the attorney to see to the completion of all special assessment proceedings and condemnation proceedings. (Prior code §1-14-5).

2.24.060 Document drafting duty.

It shall be the duty of the attorney to draft or supervise the phraseology of any contract, lease or other documents or instruments at which the municipality may be a party; and upon request of the council to draft ordinances covering any subjects within the power of the municipality. (Prior code §1-14-6).

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(1) For statutory provisions regarding naming the city attorney as an appointed city official, see Idaho Code 50-204.