

ORDINANCE NO. 2658

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRYAN, TEXAS, APPOINTING AN ASSOCIATE MUNICIPAL COURT JUDGE FOR THE BRYAN MUNICIPAL COURT OF RECORD AND SETTING LENGTH OF TERM OF APPOINTMENT; PROVIDING A SEVERABILITY CLAUSE; FINDING AND DETERMINING THAT THE MEETING AT WHICH THE ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Bryan, Texas, is a home rule city acting under its Charter adopted by the electorate pursuant to Article XI, Section 5, of the Texas Constitution and Chapter 9 of the Texas Local Government Code; and

WHEREAS, Ordinance No. 1941 adopted by the Bryan City Council on December 13, 2011, created the Bryan Municipal Court of Record; and

WHEREAS, the Bryan Municipal Court of Record was established pursuant to the authority granted in Subchapter A, Chapter 30, Texas Government Code, with all jurisdictional powers set out in Section 30.00005, Jurisdiction, and the Uniform Municipal Courts of Record Act; and

WHEREAS, Ordinance No. 1941 established that the Bryan Municipal Court of Record shall be presided over by a Municipal Judge who shall be appointed by the City Council for a term of two years and who shall meet all requirements for service as set forth in Section 30.00006, Texas Government Code; and further provides that Associate Judges shall meet the same qualifications as the Municipal Judge;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRYAN, TEXAS, THAT:

Section 1.

The Honorable James 'Jim' Locke is appointed as Associate Municipal Court Judge, for a term of two (2) years.

Section 2.

The Mayor is authorized to enter into a service contract for the performance of judicial duties by the Associate Judge named in Section 1 above.

Section 3.

If any section, paragraph, sentence, phrase or word of this ordinance is declared unconstitutional or invalid for any purpose, the remainder of this ordinance shall not be affected thereby and to this end, the provisions of this ordinance are declared to be severable.

Section 4.

That it is hereby found and determined that the meeting at which this ordinance was passed was open to the public, as required by Chapter 551, Texas Government Code, and that advance public notice of the time, place and purpose of said meeting was given.

Section 5.

This ordinance shall go into effect December 12, 2023.

PASSED, ADOPTED AND APPROVED on the 12th day of December, 2023, at a regular meeting of the City Council of the City of Bryan, Texas, by a vote of 7 yeases and 0 noes.

ATTEST:

CITY OF BRYAN:

Mary Lynne Stratta, City Secretary

Bobby Gutierrez, Mayor

APPROVED AS TO FORM:

Thomas A. Leeper, City Attorney