

ORDINANCE NO. 177

AN ORDINANCE OF THE TOWN OF ANNETTA TEXAS APPOINTING THE JUDGE OF THE MUNICIPAL COURT OF RECORD IN THE TOWN OF ANNETTA; AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR CONTRACT OF SERVICES; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town of Annetta, Texas is a Type A general law municipality located in Parker County, created in accordance with the provisions of Chapter 6 of the Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

WHEREAS, the Town Council has created a municipal court of record pursuant to Chapter 30 of the Texas Government Code; and

WHEREAS, Chapter 30, Subchapter A, of the Texas Government Code relating to municipal courts of record provides that the judge of the municipal court of record shall be appointed by the Town Council by ordinance; and

WHEREAS, Section 574.001, Texas Government Code requires that a finding be made by the governing body to the effect that a person who serves as an officer in more than one appointed position has satisfied Article XVI, Section 40, of the Texas Constitution; and

WHEREAS, the Town Council has determined that there is no conflict between the office of municipal judge of the Town of Annetta and the office of municipal judge in any other municipality in the State of Texas.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF ANNETTA TEXAS, THAT:

SECTION 1.

It is hereby found that the office of municipal court judge of the Town of Annetta is of benefit to the State of Texas and to the Town of Annetta and that there is no conflict between the office of municipal judge of Annetta and the office of municipal judge in any other city.

SECTION 2.

Paul Conner is hereby appointed as the Municipal Judge of the municipal court of record in the Town of Annetta, Texas for a two-year term beginning on the passage date of this ordinance. At the expiration of said term, in accordance with Article 16, Section 17 of the Texas Constitution, the Municipal Judge shall continue to serve until his successor shall be duly qualified.

SECTION 3.

The Mayor is hereby authorized to execute an agreement for contract of services with Paul Conner for the position of Municipal Judge.

SECTION 4.

This ordinance shall be cumulative of all provisions of ordinances and of the Code of Ordinances of the Town of Annetta, Texas, as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event the conflicting provisions of such ordinances and such Code are hereby repealed.

SECTION 5.

It is hereby declared to be the intention of the Town Council that the phrases, clauses, sentences, paragraphs and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the Town Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

SECTION 6.

This ordinance shall be in full force and effect from and after its passage, and it is so ordained.

PASSED AND APPROVED on this 20th day of April, 2017.

TOWN OF ANNETTA

Bruce Pinckard, Mayor

ATTEST:

Jamee Long, Town Secretary

