

ORDINANCE NO. 1634

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 2 OF THE CODE OF THE CITY OF MESQUITE, TEXAS, TO PROVIDE FOR THE APPOINTMENT OF ONE (1) OR MORE ALTERNATE CITY JUDGES; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

WHEREAS the orderly judicial process within the City will, on occasion, require the assistance of alternate judges due to the temporary inavailability of the presiding City Judge; and

WHEREAS the Legislature, in the enactment of Article 1200e, V.A.C.S. has provided for such appointment by the City Council of home rule cities,

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

SECTION 1. That Chapter 2 of the Code of the City of Mesquite, Texas, be, and is hereby amended to add the enumerated sections thereto, in all other respects, said chapter and Code to remain in full force and effect:

"Sec. 2-28. Alternate Municipal Court Judge - Creation.

There is hereby created the office of Alternate Municipal Court Judge.

Sec. 2-29. Appointment of Judges, qualifications.

The City Council shall appoint one or more persons to serve as Alternate Municipal Court Judge. Any person appointed to such office shall be a resident of the City of Mesquite, Texas, and shall hold such office at the pleasure of the City Council.

Sec. 2-30. Duties of Alternate Judges.

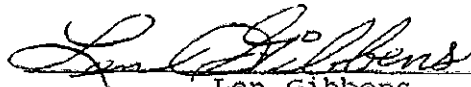
Alternate Municipal Court Judges shall supplement and assist the presiding city judge appointed under the provisions of Article IV, Sec. 27 of the Charter of the City of Mesquite, Texas. Such Alternate Municipal Court Judges shall have all the powers and duties of the presiding city judge while so acting."

00092

SECTION 2. That should any paragraph, sentence, sub-division, clause, phrase, or section of this ordinance be adjudged or held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision hereof other than the part so decided to be invalid, illegal, or unconstitutional.

SECTION 3. The fact that the Code of the City of Mesquite, Texas, is inadequate to provide sufficient judges for the orderly judicial process within the City creates an urgency and an emergency for the preservation of the public health, safety, and welfare and requires that this ordinance shall take effect immediately from and after its passage and publication of said ordinance, as the law in such cases provides.

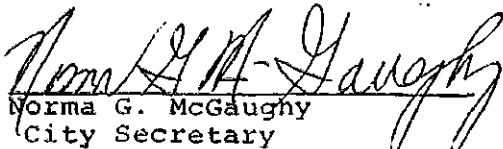
DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 6th day of October, A.D. 19 80.



Len Gibbens
Presiding Officer

ATTEST:

APPROVED AS TO FORM:



Norma G. McGaughey
City Secretary

Elland Archer
City Attorney