

RESOLUTION NO. 15-2015

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, REPEALING RESOLUTION NO. 40-2014 THEREBY AMENDING THE PAYMENT SCHEDULE AND THEIR DUTIES TO INCLUDE DETENTION ARRAIGNMENTS FOR THE ASSOCIATE MUNICIPAL COURT JUDGES.

WHEREAS, the City Council amended the payment schedule for Associate Municipal Court Judges with the adoption of Resolution No. 40-2014 on November 17, 2014; and

WHEREAS, Resolution No. 40-2014 failed to include detention arraignments under the payment schedule and their duties regarding after work day service.

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

SECTION 1. That Resolution No. 40-2014, adopted on November 17, 2014, is hereby repealed in its entirety and the new payment schedule for the Associate Municipal Court Judges is amended as follows:

- I. Payment schedule.
 - A. Full work day. Flat rate of \$450.00 for full weekdays from 7:45 a.m. to 5:00 p.m.
 - B. Partial work day. Flat rate of \$225.00 for partial work days. For purposes of this section, "partial work day" means at least four hours but less than eight hours.
 - C. After work day service.
 1. Detention arraignments: \$200.00 per session.
 2. Magistrate Orders for Emergency Protection ("MOEP"): \$80.00.
 3. Execution of arrest, search or blood warrants: \$80.00.
 4. One or more juvenile arraignments: \$150.00 per session.
 - D. Other. The Director of Finance is authorized to compensate the Associate Municipal Court Judge ("Associate Judge") for services, if performed during a time not covered by a flat rate payment or Subsection C of this section, at an hourly rate of \$50.00.
 - E. Payment for Travel Time. Travel time is not compensated.
- II. Duties. The Associate Judge shall perform the following duties:
 - A. Arraignments:
 1. Adult arraignments.

- a. Read all the arrest narratives.
 - b. Sign:
 - i. Magistrate findings of probable cause;
 - ii. Magistrate's certification of warnings;
 - iii. Affidavits of indigency; and
 - iv. Appointment of counsel forms.
 - c. Set the bond amounts.
 - d. Complete the Class C plea forms by entering defendant's name, description of charge, cause number and fine/bond amount.
 - e. Enter MOEPs.
2. Juvenile arraignments.
- a. Read all arrest narratives.
 - b. Sign:
 - i. Voluntary Statement of a Juvenile;
 - ii. Magistrate's Certification and Acknowledgement of Voluntary Statement of a Juvenile; and
 - iii. Magistrate's Warning for Voluntary Statement of a Juvenile.
- B. Review and process warrants prepared from the Crime Investigation Division clerks:
1. Sign warrants:
 - a. Provide magistrate findings of probable cause; and
 - b. Set bond amounts.
 2. Enter on the Judge's warrant log:
 - a. Penalty grade;
 - b. Bond amount; and
 - c. Date.
- C. Review and process the alias and capias warrants on InCode.

- D. Manage Dockets. Prepare property hearing orders and jury charges for upcoming hearings.
- E. Review all motions, correspondence, court documents and execute orders.
- F. Interface with Clerk's and City Attorney's offices:
 - 1. Respond to clerks' questions on pending matters that require a Judge's decision and entering comments on pending cases;
 - 2. Work with the Clerk Supervisor on any procedures or standing orders as needed; and
 - 3. Communicate with the city attorneys or staff from Legal Department regarding procedural matters.
- G. For documents executed for after work day service, the Associate Judge shall take a cell phone picture of the front page of the document and e-mail a copy to the Clerk Supervisor for recordkeeping purposes.

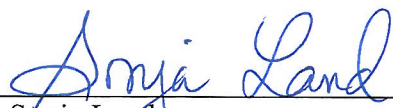
During the full and partial work day, all of the duties listed above must be performed as required by the court schedule and administration. For after work day service, the duties applicable to detention arraignments, emergency protective orders, warrants and juvenile arraignments and recordkeeping apply.

DULY RESOLVED by the City Council of the City of Mesquite, Texas, on the 2nd day of March, 2015.



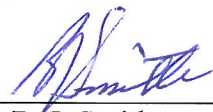
John Monaco
Mayor

ATTEST:



Sonja Land
City Secretary

APPROVED:



B. J. Smith
City Attorney