

ORDINANCE NO. MC-2016

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKSPRINGS, TEXAS APPOINTING A MUNICIPAL COURT JUDGE, PROVIDING FOR A TERM OF OFFICE, PROVIDING A SEVERABILITY CLAUSE AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Rocksprings, Texas (the "City") adopted Ordinance No. MC-2016 which establishes the Municipal Court of the City of Rocksprings, Texas; and

WHEREAS, section 29.004 of the Government Code provides in a general-law city, the mayor is ex officio judge of the municipal court unless the municipality by ordinance authorizes the election of the judge or provides for the appointment and qualifications of the judge and therefore the City Council provided for the appointment and qualifications of a municipal judge by ordinance; and

WHEREAS, the first elected or appointed judge serves until the expiration of the mayor's term; and

WHEREAS, the City Council desires to appoint a municipal judge whom shall serve until the expiration of the Mayor's term pursuant to section 29.004 of the Government Code;

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROCKSPRINGS, TEXAS:

SECTION 1. APPOINTMENT OF MUNICIPAL COURT JUDGE. The City Council of the City hereby appoints Leopoldo Aviles to serve as Municipal Court Judge.

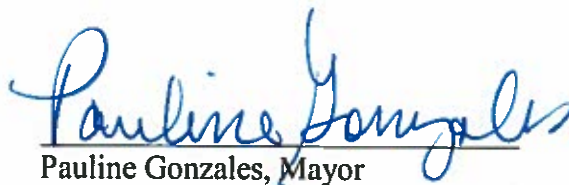
SECTION 2. TERM. The Municipal Court Judge shall serve until the expiration of the Mayor's term pursuant to section 29.004 of the Government Code. If the Municipal Court Judge is not reappointed by the 91st day following the expiration of the term of office shall, absent action by the City Council, continue to serve for another term of office beginning on the date the previous term of office expired.

SECTION 3. SEVERABILITY. If any section, subsection, sentence, clause or phrase of this ordinance for any reason is held invalid, illegal, or incapable of being enforced, such section, subsection, sentence, clause or phrase shall be excluded to the extent of such invalidity, illegality, or unenforceability; all other sections, subsections, sentences, clauses or phrases hereof shall remain in full force and effect.

SECTION 4. EFFECTIVE DATE. This ordinance shall take effect immediately from and after the passage and approval of this Ordinance.

PASSED AND APPROVED ON THIS 10TH DAY OF OCTOBER, 2016.

CITY OF ROCKSPRINGS, TEXAS


Pauline Gonzales, Mayor

ATTEST:


Romana Bienek, City Clerk