

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF NEW BERLIN, TEXAS; ESTABLISHING THE CITY OF NEW BERLIN MUNICIPAL COURT; PROVIDING FOR AN OFFICIAL COURT SEAL; PROVIDING FOR THE APPOINTMENT, TERM, QUALIFICATIONS, DUTIES, COMPENSATION AND REMOVAL OF A MUNICIPAL COURT JUDGE, A MUNICIPAL COURT CLERK, AND A MUNICIPAL COURT PROSECUTOR; THE ORGANIZATIONAL STRUCTURE OF THE MUNICIPAL COURT; AND PROVIDING FOR: REPEAL OF CONFLICTS, SEVERABILITY, A SAVINGS CLAUSE, MEETING OPEN TO THE PUBLIC AND AN EFFECTIVE DATE.

WHEREAS, the City of New Berlin, Texas is a Type A general law City incorporated and functioning as such under the provisions of Chapter 11, Title 28, Revised Civil Statutes of Texas, 1925, as amended; and

WHEREAS, Chapter 29 of the Texas Government Code provides for the creation, jurisdiction and operation of a municipal court; and

WHEREAS, on February 8th, 2021 the City of New Berlin, Texas created the Municipal Court; and

WHEREAS, the City Council of New Berlin, Texas finds that the appointment of a Municipal Court Prosecutor is necessary to protect the public health, safety, and welfare of the City; and

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

SECTION 1. APPOINTMENT OF MUNICIPAL COURT PROSECUTOR.

Jaqueline Ott is hereby appointed to serve as the first Municipal Court Prosecutor for the City of New Berlin, Texas.

SECTION 2. SERVICE AGREEMENT.

The City Prosecutor and Mayor shall acknowledge and sign a City Prosecutor Service Agreement.

SECTION 3. SEVERABILITY.

If any section, subsection, paragraph, clause, phrase, or provision of this ordinance or the application of any section, subsection, paragraph, clause, phrase, or provision to any person or circumstance is adjudged to be invalid, the invalidity shall not affect other section, subsection, paragraph, clause, phrase, or provision or applications thereof which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

SECTION 4. SAVINGS CLAUSE.

This Ordinance shall remain in full force and effect, save and except as amended or repealed.

SECTION 5. MEETING OPEN TO PUBLIC.

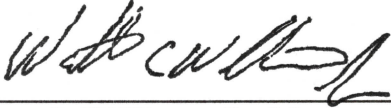
It is hereby found and determined that the meeting at which this Ordinance is passed is open to the public as required by law and that the public notice of the time, place and purpose of said meeting was given as required.

SECTION 6. EFFECTIVE DATE.

This Ordinance shall be effective upon passage and approval.

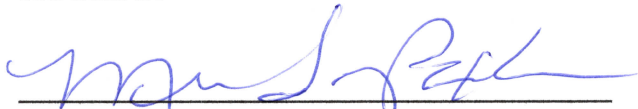
PASSED, APPROVED and ADOPTED ON the 21 **day of** November, 2022.

Ayes 5 Nays 0 Abstain 0



Walter C. Williams Jr, Mayor

ATTEST:



Mindy Paxton, City Secretary