

Mayor and Council Communication

DATE: 12/13/22

M&C FILE NUMBER: M&C 22-1073

LOG NAME: 38SUBSTITUTE JUDGE APPOINTMENT 2022

SUBJECT

(ALL) Adopt an Ordinance Appointing Substitute Municipal Judges Thelma Anderson, Rita Ballard, and Terry Reeves for a Two-Year Term Commencing December 13, 2022, and Ending December 12, 2024

RECOMMENDATION:

It is recommended that the City Council appoint Thelma Anderson, Rita Ballard, and Terry Reeves as Substitute Municipal Judges for a two-year term commencing December 13, 2022 and ending December 12, 2024, or until a successor is qualified and appointed in accordance with state law.

DISCUSSION:

Appointment of Substitute Municipal Judges

Chapter 30 of the Texas Government Code (the Uniform Municipal Courts of Record Act) sets out the requirements for appointment of judges for Municipal Courts of Record. Section 30.00008 of the Texas Government Code (the Uniform Municipal Courts of Record Act) states that the governing body of a municipality may appoint one or more qualified persons to be available to serve for a Municipal Judge who is temporarily absent due to illness, family death, continuing legal or judicial education programs or any other reason. The presiding judge shall select one of the qualified persons appointed by the governing body to serve during the absence of a Municipal Judge. The Substitute Judge, while serving as a Municipal Judge, has all the powers and shall discharge all the duties of a Municipal Judge.

On November 3, 2022 the Chief Judge convened an interview panel and voted to recommend to the City Council that Thelma Anderson, Rita Ballard, and Terry Reeves be appointed as Substitute Municipal Judges for a two-year term commencing December 13, 2022 and ending December 12, 2024.

The individuals listed above are now appointed as Substitute Municipal Judges for a two-year term commencing December 13, 2022 and ending December 12, 2024.

Compensation of Substitute Municipal Judges

Compensation for Substitute Municipal Judges is \$50.00 per hour worked.

Funding is budgeted in the Temporary Employee account of the Municipal Court Department's General Fund.

A Form 1295 is not required because: This M&C does not request approval of a contract with a business entity.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that upon approval of the recommendation, funds are available in the current operating budget, as previously appropriated, in the General Fund. Prior to an expenditure being incurred, the Municipal Court Department has the responsibility to validate the availability of funds.

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