

**AN ORDINANCE ESTABLISHING THE MUNICIPAL COURT AS A DEPARTMENT OF THE CITY AND ESTABLISHING THE SUPERVISORY AUTHORITY AND RESPONSIBILITIES OF THE PRESIDING MUNICIPAL JUDGE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City of Killeen, Texas is a home-rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and,

**WHEREAS**, the City Council may establish administrative departments and distribute the work of divisions; and

**WHEREAS**, the City Council wishes to establish the Municipal Court as a Department of the City and establish the Presiding Municipal Judge as the department head of the Municipal Court;

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

**SECTION 1:** That the Presiding Municipal Judge shall be the department head of the Municipal Court.

**SECTION II.** That the Presiding Municipal Judge shall supervise and control the operation and clerical functions of the administrative department of the municipal court, including the court's personnel subject to the City Manager. The Presiding Municipal Judge shall have the authority to remove court personnel according to the rules set forth in the City's employee personnel policies.

**SECTION III.** That should any section or part of any section, paragraph or clause of this ordinance be declared invalid or unconstitutional for any reason, it shall not invalidate or

impair the validity, force or effect of any other section or sections or part of a section or paragraph of this ordinance.

**SECTION IV.** That the Code of Ordinances of the City of Killeen, Texas, as amended, and all other ordinances passed by the City of Killeen shall remain in full force and effect, save and except as amended by this ordinance.

**SECTION V.** That this ordinance shall be effective immediately after its passage and approval.

**PASSED AND APPROVED** at a regular meeting of the City Council of the City of Killeen, Texas, this \_\_\_\_\_ day of \_\_\_\_\_, 2023, at which meeting a quorum was present, held in accordance with the provisions of V.T.C.A., Government Code, §551.001 *et seq.*

**APPROVED**

\_\_\_\_\_  
DEBBIE NASH-KING, MAYOR

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Laura J. Calcote, CITY SECRETARY

\_\_\_\_\_  
Holli C. Clements, CITY ATTORNEY