

**ORDINANCE NO. 2006-3**

AN ORDINANCE PRESCRIBING THAT THE OFFICE OF THE MUNICIPAL JUDGE SHALL BE AN APPOINTIVE OFFICE, PROVIDING FOR METHOD OF QUALIFYING, REQUIREMENT FOR BOND, AND PRESCRIBING THE DUTIES THEREOF; AND CONFERRING THE POWERS AND DUTIES OF SAID OFFICE ON THE MUNICIPAL JUDGE; AND PROVIDING FOR ONE BOND TO COVER ALL FUNCTIONS OF OFFICE.

**WHEREAS**, the City Council of the City of Wells, Texas desires to separate the position of the City Secretary and the Municipal Judge into two separate positions:

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WELLS:**


**SECTION 1.** The office of Municipal Judge shall be appointive. The City Council by majority vote, shall appoint a Municipal Judge to serve at the discretion of the City Council. The Municipal Judge, at the beginning of the appointment to office shall take and subscribe to the official oath of office, and shall post bond in such sum as the City Council shall direct, the premium on said bond to be paid by the City. The Municipal Judge shall perform all of the duties prescribed by law and hereafter amended and such other duties as may be prescribed from time to time by the City Council.

**SECTION 2.** Any bond posted by the Municipal Judge as required by this ordinance shall extend to all of the duties and responsibilities imposed by this ordinance.

**SECTION 3.** All other ordinances or parts of ordinances in conflict with this ordinance are hereby repealed. It is declared to be the intent of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance is declared invalid by the judgment or decree of a court of competent jurisdiction, the invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance since the City Council would have enacted them without the invalid portion.

**SECTION 4.** This ordinance shall take effect upon its final passage, and it is so ordained.

**PASSED AND APPROVED, this 9<sup>th</sup> day of October, 2006.**

  
City Secretary

  
Mayor