

MEMORANDUM

TO: Mayor TJ Gilmore
Mayor Pro Tem Patrick Kelly
Deputy Mayor Pro Tem Ronni Cade
Councilmember Bob Troyer
Councilmember William J. Meridith
Councilmember Brandon Jones
Councilmember Kristin Green

FROM: Judge Brian Holman

DATE: November 4, 2024

SUBJECT: **Consideration of an Ordinance of the Lewisville City Council Appointing the Municipal Judge and Alternate Judges of the Municipal Court of Record No. 1 in the City of Lewisville to Two-Year Terms; Designating a Presiding Judge; Providing a Repealer, Severability, and an Effective Date; and Declaring an Emergency.**

BACKGROUND

Section 30.00006 of the Texas Government Code requires that the governing body of a municipality appoint their judges by ordinance. The ordinance authorizes municipal judges to serve for a designated term of two years and to be submitted for consideration to the council biennially. In the event the ordinance is not renewed, and no affirmative action is taken to appoint a new judge or judges, the previously appointed judge or judges continue to serve in a hold-over capacity.

Currently, the presiding judge is Brian Holman and the alternate, or part-time, judges are Kimberly Lafferty, Holly Fox, Rajish Jose, and Robin Ramsay. Alternate judges provide magistration services in the city jail on weekends and holidays and assist the presiding judge with court and other judicial duties during periods of vacation, illness or when administrative duties require his absence.

ANALYSIS

The proposed ordinance appoints Brian Holman to serve as presiding judge for a period of two-years and provides him with the authority to select from the list of appointed alternate judges to provide coverage for the court and the jail during his absence. Although the alternate judges follow a set schedule, the presiding judge has the discretion to decide which judge is scheduled for a specific docket and/or duty. The proposed ordinance, if approved, would coincide with the oaths of office that are required to be renewed biennially by each judge.

CITY STAFF'S RECOMMENDATION

That the City Council approve the ordinance as set forth in the caption above.