

ORDINANCE NO.2007-06

AN ORDINANCE  
ESTABLISHING THE MUNICIPAL COURT OF  
THE CITY OF INGLESIDE ON THE BAY, ITS JURISDICTION, OFFICERS  
TERMS OF OFFICE, DUTIES AND PROCEDURES;  
PROVIDING FOR PUBLICATION

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF INGLESIDE ON THE BAY:

Section 1. The Municipal Court of the City of Ingleside on the Bay is hereby established.

Section 2. The Municipal Court of the City of Ingleside on the Bay shall have the jurisdiction conferred on municipal courts by the laws of the State of Texas as they now read or as they may hereafter be amended, and as provided for hereinafter.

Section 3. The Municipal Court

- a. The Municipal Court Judge shall be the Justice of the Peace Court, Precinct 6, presided over by the Justice of the Peace of said Court.

Section 4. The Municipal Clerk

- a. The Municipal Clerk shall be the clerk appointed by the City of Ingleside on the Bay.
- b. The Clerk's duties will be to keep the records of the Municipal Court, issue process and generally perform the duties for the Municipal Court that a clerk performs for a Justice of the Peace or County Court.

Section 5. Prosecutor

The County Prosecutor of San Patricio County shall be the prosecutor in the Municipal Court.

Section 6. Procedure

- a. The Code of Criminal Procedure of the State of Texas, as amended from time to time, and other applicable laws of the State and the Ordinances of the City shall govern the procedure and practice in the Municipal Court
- b. The Rules of Evidence shall be observed in the trial of cases.
- c. For purposes of consenting to and approving dismissals as may be recommended by the County Prosecutor, the Judge of the Municipal Court shall be considered a presiding judge under Article 32.02 Code of Criminal Procedure.
- d. All complaints shall be prepared and filed under the direction of the County Attorney.
- e. All proceedings shall be commence by filing a complaint, duly sworn to before the Clerk of the Municipal Court, their designee or any person authorized by law to administer oaths.

- f. A complaint filed in Municipal Court shall state the name of the person charged with an offense, or if the name cannot be obtained, then a description of the person as near as may be, the nature of the offense and the time and place where the offense was committed.
- g. All cases coming before the Municipal Court shall be tried and disposed of in open court, and no plea of guilty shall be accepted except by the Judge of the Court, and all pleas must be made to the Judge by the offenders or their legal representatives.
- h. If a person charged with an offense pleads guilty before Municipal Court, the Judge shall thereupon enter the plea on the Judge's docket and assess such fine as may be authorized by law or by Ordinance of the City of Ingleside on the Bay. Personal appearance may be waived.
- I. If a plea of not guilty is entered to a complaint filed in Municipal Court, a trial shall be had, either by the Court or by jury, as the defendant may elect.
- j. The Court may adopt such other and necessary procedure as it deems necessary not in conflict with the Laws of the State of Texas and the Ordinances of the City of Ingleside on the Bay.

#### Section 7. Jurisdiction

The jurisdiction of the Municipal Court of the City of Ingleside on the Bay shall be such jurisdiction as conferred on municipal courts under the laws of the State of Texas and specifically that conferred pursuant to Article 4.14, Code of Criminal Procedure and Chapter 29, Government Code, (including Section 29.003 thereof) as they now read or as they may be amended from time to time. The jurisdiction of the Municipal Court of the City of Ingleside on the Bay shall include each penal ordinance of the City of Ingleside on the Bay as provided by law, whether currently enacted or as enacted from time to time in the future.

#### Section 8. Fines and fees

Upon trial, judgment shall be rendered for dismissal or for a fine as the facts may appear. The Municipal Court is authorized to assess such fine or fines and/or fees as allowed by the laws of the State of Texas and/or the Ordinances of the City of Ingleside on the Bay. Such fines and/or fees shall be paid to the Clerk of the Municipal Court who shall issue to the person paying such fine ad/or fees a numbered receipt showing payment. The Clerk of the Municipal Court shall keep such records and maintain the books and ledgers of the Municipal Court as required by law. All monies collected shall be accounted for and dispersed in accordance with the law and the agreement entered into with the City of Ingleside on the Bay.

#### Section 9. Publication

Publication shall be made by publishing the caption of this Ordinance twice in the official newspaper of the City of Ingleside on the Bay. This Ordinance shall be effective from and after the final publication.

PASSED this the 15<sup>TH</sup> day of May, 2007.

By: Cynthia B Foster  
Cynthia B Foster  
Mayor

ATTEST:

Diane Hosea  
Diane Hosea  
City Secretary

City of Ingleside on the Bay  
P.O. Box 309, Ingleside, Texas 78362  
776-5451 fax 776-5283

September 22, 2006

Patsy Dickens  
Ingleside Index

Patsy,

Please print the following in the Ingleside Index **one time**.

Thank you,

  
Diane Hosea

Ingleside on the Bay City Council approved and passed:

ORDINANCE 2006-06

FEMA FLOOD DAMAGE PREVENTION ORDINANCE

Original on file with City Hall

City of Ingleside on the Bay  
P.O. Box 309, Ingleside, Texas 78362  
776-5451 fax 776-5283

May 18, 2007

Patsy Dickens  
Ingleside Index

Patsy,

Please print the following in the Ingleside Index one time.

Thank you,  
Diane Hosea

## **ORDINANCE 2007-6**

AN ORDINANCE ESTABLISHING MUNICIPAL COURT OF THE CITY OF INGLESIDE  
ON THE BAY, ITS JURISDICTION, OFFICERS TERMS OF OFFICE, DUTIES AND  
PROCEDURES; PROVIDING FOR PUBLICATION

The original Ordinance is on file with the City Secretary

CITY OF  
INGLESIDE ON  
THE BAY  
ORDINANCE 2007-6  
AN ORDINANCE  
ESTABLISHED  
MUNICIPAL COURT  
OF THE CITY OF  
INGLESIDE ON THE  
BAY, ITS JURISDIC-  
TION, OFFICERS  
TERMS OF OFFICE OF  
DUTIES AND PROCE-  
DURES, PROVIDING  
FOR PUBLICATION.

The original Ordinance  
is on file with the City  
Secretary

Published in the Aransas Pass  
Progress, May 23, 2007

THE STATE OF TEXAS  
COUNTY OF SAN PATRICIO:

Before me, the undersigned authority, personally appeared

Clay Morgan of The Ingleside Index, who after being

by me duly sworn, on his oath deposes and said:

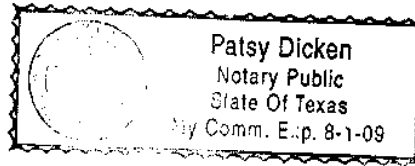
1. That (he)(~~she~~) is Publisher of The Ingleside Index a weekly newspaper  
published in San Patricio County, Texas.

2. That the City of Ingleside on the bay  
published and ordinance 2007-6

hereto annexed, was published in the regular issues of said Ingleside Index once  
each week for One (1) week successive weeks said publications  
having been made on the May 23, 2007

3. That a printed copy of said Notice  
as the same appeared in said issues is attached hereto

Clay Morgan



Sworn to and subscribed before me this 25<sup>th</sup>  
day of May, 2007

Patsy Dicken  
Notary Public, San Patricio County, Texas

PUBLICATION FEE: \$ 31.75