



Legislation Details (With Text)

File #: Ord. 2021-50 **Version:** 1 **Name:**
Type: Ordinance **Status:** Individual Consideration
File created: 5/19/2021 **In control:** City Council
On agenda: 7/6/2021 **Final action:**
Title: Consider approval of Ordinance 2021-50, on the first of two readings, appointing Daniel Matthew Burns as an associate Municipal Court Judge for the San Marcos Municipal Court of Record for a term of two years; and providing an effective date.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Ordinance, 2. Associate Judge Memorandum of Understanding.pdf, 3. Daniel M. Burns resume.pdf

Date	Ver.	Action By	Action	Result
7/6/2021	1	City Council		

AGENDA CAPTION:

Consider approval of Ordinance 2021-50, on the first of two readings, appointing Daniel Matthew Burns as an associate Municipal Court Judge for the San Marcos Municipal Court of Record for a term of two years; and providing an effective date.

Meeting date: July 6, 2021

Department: Council Direction

Amount & Source of Funding

Funds Required: N/A Compensation in Operating Budget

Account Number: 10001114-52303

Funds Available: \$10,000.00

Account Name: Contracted Municipal Judges

Fiscal Note: N/A

Prior Council Action: Council approved Ordinance 2019-20 on August 20, 2019, appointing Judge Vincent Liuzzi as Associate Judge for the San Marcos Municipal Court.

City Council Strategic Initiative: N/A

Comprehensive Plan Element (s): ☒ Not Applicable

Master Plan: N/A

Background Information:

Judge Vincent Luizzi is retiring August 31, 2021 and does not desire to be re-appointed as associate municipal court judge. The court requires at least one associate (back-up) judge to act when the presiding judge is ill, attending mandatory training or on vacation.

The State Law regarding municipal court judges, Texas Government Code § 30.00006(d), requires that the term of office for municipal court judges be for a definite term of two or four years. Chapter 55 of the San Marcos City Code contains provisions governing the operation of the Municipal Court. Section 55.03 of the City Code provides that the presiding and associate judges be appointed for a term of two years.

Council Committee, Board/Commission Action: N/A

Alternatives: N/A

Recommendation: Approval of appointment of Daniel Matthew Burns as an Associate Municipal Court Judge.