



NOTICE OF A PUBLIC MEETING
TOWN OF RANCHO VIEJO
BOARD OF ALDERMEN
SPECIAL MEETING

MARCH 24, 2015
6:00 P.M.

NOTICE is hereby given of a SPECIAL MEETING of the BOARD OF ALDERMEN of the TOWN OF RANCHO VIEJO, TEXAS, to be held on MARCH 24, 2015 at 6:00 P.M., in the TOWN MUNICIPAL OFFICE, 3301 CARMEN AVENUE, RANCHO VIEJO, TEXAS to consider the following items:

1. Call to Order
2. Roll Call
3. Invocation and Pledge
4. Consideration, Discussion and Possible Action to Approve Resolution Expressing Concern and Objections to the City of Brownsville's Strip Annexations, Urging the Other Small Cities in Cameron County to do likewise, and Calling on State Senator Eddie Lucio, Jr., and State Representative Rene Oliveira to Take the Necessary Steps to Address this Problem
5. Consideration/Discussion/Action on Golf Cart Ordinance Amendment
6. Discussion of Resolution No. 264 Concerning the Municipal Judge Position and Possible Action
7. Adjourn

Fred Blanco, Town Administrator

1. Call to Order

by Mayor Hager

2. Roll Call

by Isabel Perales

Aldерwoman Carr

Aldерwoman Guerrero

Aldерwoman Rathbun

Aldерwoman Truan

Alderman Vera

Legal Counsel, Daniel Rentfro, Jr.

Town Administrator, Fred Blanco.

3. Invocation and Pledge

The pledge of allegiance to the United States Flag:

“I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.”

And the pledge of allegiance to the Texas State Flag is,

“Honor the Texas Flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.”

4. Consideration, Discussion and Possible Action to Approve Resolution Expressing Concern and Objections to the City of Brownsville's Strip Annexations, Urging the Other Small Cities in Cameron County to do likewise, and Calling on State Senator Eddie Lucio, Jr., and State Representative Rene Oliveira to Take the Necessary Steps to Address this Problem.

RESOLUTION NUMBER

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF RANCHO VIEJO, CAMERON COUNTY, TEXAS, EXPRESSING ITS CONCERN AND OBJECTION TO THE CITY OF BROWNSVILLE'S STRIP ANNEXATIONS, URGING THE OTHER SMALL CITIES IN CAMERON COUNTY TO DO LIKEWISE, AND CALLING ON STATE REPRESENTATIVE EDDIE LUCIO III AND STATE SENATOR EDDIE LUCIO, JR TO TAKE THE NECESSARY STEPS TO ADDRESS THIS PROBLEM.

WHEREAS, in 1999, the Texas Legislature passed Senate Bill 89 that became Texas Local Government Code § 43.0545; and

WHEREAS, in passing the law, the Legislature intended to prohibit a city from abusing the privilege of developing its Extraterritorial Jurisdiction (ETJ) by annexing small strips of land that extend a city's ETJ many miles from the real city making it difficult to provide municipal services; and

WHEREAS, the City of Brownsville has conducted extensive strip annexations and annexations of small tracts of land, such that its ETJ extends throughout southern Cameron County; and

WHEREAS, in so doing, the ETJ of the City of Brownsville surrounds small cities, such that these small cities have extremely limited room to grow; and

WHEREAS, the ETJ of the City of Brownsville similarly surrounds all other municipalities in the area, including Laguna Vista, Rio Hondo, San Benito, Rancho Viejo, Bayview, Port Isabel, Los Indios, and Los Fresnos; and

WHEREAS, the City of Brownsville does not appear to be extending municipal services to the ends of the strip annexations placing a burden on surrounding municipalities; and

WHEREAS, the City of Brownsville effectively limited potential growth and development of the Town of Laguna Vista; and

WHEREAS, the City of Brownsville's annexation strategy is contrary to the Legislative intent of Texas Local Government Code § 43.0545; and

WHEREAS, the City of Brownsville's annexation strategy is also contrary to the January 2009 Findings of the Senate Committee on International Relations and Trade which recommends that Brownsville's "strip annexations" that have landlocked smaller communities along the Lower Rio Grande Valley and which have selectively bypassed distressed communities and prevents smaller communities from growing be reversed during the 81st Legislature; and

NOW THEREFORE, BE IT RESOLVED by the Board of Aldermen of the Town of Rancho Viejo, Cameron County, Texas that the Town calls upon State Representative Oscar Longoria and State Senator Eddie Lucio, Jr. to take all steps necessary, including but not limited to filing Local Bills during the 83rd Legislative Session, to counteract the City of Brownsville's annexation strategy and reverse these strip annexations in support of the Findings of the January 2009 Interim Report of the Senate Committee on International Relations and Trade and allow the smaller communities in Cameron County to prosper and grow.

PASSED AND APPROVED by the Board of Aldermen of the Town of Rancho Viejo, Texas this 24th day of March 2015.

Jean Hager, Mayor
Town of Rancho Viejo

Attest:

Fred Blanco, City Secretary

5. Consideration/Discussion/ Action on Golf Cart Ordinance Amendment

ORDINANCE NO. _____

AN ORDINANCE OF THE TOWN OF RANCHO VIEJO, TEXAS, AMENDING CHAPTER 62 "TRAFFIC AND MOTOR VEHICLES" BY ADDING ARTICLE V "GOLF CARTS"; AMENDING ARTICLE V "GOLF CARTS" OF CHAPTER 62 BY ADDING SECTIONS 62-100, 62-101, AND 62-102; ARTICLE IV AND ARTICLE V ARE AMENDED BY RESERVING FUTURE SECTIONS FOR POTENTIAL FUTURE EXPANSION; PROVIDING FOR A PENALTY; PROVIDING FOR AN EFFECTIVE DATE, AND PUBLICATION IN CAPTION FORM

WHEREAS, for the health, safety, and welfare of the residents of the Town of Rancho Viejo, Texas, an ordinance authorizing the use of golf carts are deemed to be in the best interest of the residents of the Town of Rancho Viejo, Texas; and

WHEREAS, an ordinance for the use of golf carts on Town streets aligns with the Rancho Viejo Vision Statement 2020, adopted January 2007, which states that its predominant objectives are, in part, to retain Rancho Viejo's small/resort town atmosphere, to protect the quality of life as the population increases, and to maintain the safety of the Rancho Viejo residents; and

WHEREAS, golf cart use can help to reduce overall emissions and their use is an eco-friendly or "green" alternative to traditional passenger vehicles; and

NOW, THEREFORE, pursuant to the authority granted by the Section 551.404 of the Texas Transportation Code, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF RANCHO VIEJO, TEXAS, THAT:

SECTION 1. That the Board of Aldermen finds and determines the foregoing recitals to be true and correct and hereby makes them part of this ordinance.

SECTION 2. That Chapter 62 "Traffic and Motor Vehicles" is hereby amended by adding Article V "GOLF CARTS". Said Article V shall immediately follow Article IV "Stopping, Standing, and Parking".

SECTION 3. That Article IV "Stopping, Standing, and Parking" is hereby amended by reserving Section Numbers 62-81 through 62-99 for potential future expansion.

SECTION 4. That newly created Article V "Golf Carts" is hereby amended by creating Section 62-100 "Definitions". That newly created 62-100 "Definitions" shall read as follows:

"In this Article:

(A) "Golf Cart" shall have the meaning assigned by the Texas Transportation Code § 502.001(18), as amended, and means a motor vehicle commonly referred to as a golf cart, which must have four wheels and has an attainable top speed not greater than 25 miles per hour and which is manufactured primarily for transporting persons on a golf course and in compliance with those federal motor

vehicle safety standards for low-speed vehicles. Specifically excluded from this definition are those motorized conveyances commonly referred to as all-terrain vehicles (“ATV”), off road vehicles, four-wheelers, Mules, Gator, and design altered golf carts which have been altered to allow them to travel at a speed greater than 25 miles per hour.

- (B) A “Public Roadway” includes a road, street, way, thoroughfare, or bridge:
- (1): that is within the city limits of the Town of Rancho Viejo;
 - (2): that is for the use of vehicles; and
 - (3): that is not privately owned or controlled”

SECTION 5. Article V “Golf Carts” is hereby further amended by creating Section 62-101 “Use of Golf Carts”. Said Section 62-101 shall read as follows:

“Subject to Section 62-103 “Prohibited Acts”, a golf cart may be used on a Public Roadway but only if:

- (A) The Public Roadway has a posted speed limit of not more than 35 miles per hour;
- (B) All drivers of Golf Carts shall abide by all traffic regulations applicable to vehicular traffic when using the authorized Public Roadways and parking areas of the Town;
- (C) All passengers of a Golf Cart must be seated at all times while the Golf Cart is in motion;
- (D) The Golf Cart has been duly registered as provided in this Article; and
- (E) The Golf Cart has the following equipment properly attached:
 - (1): headlamps;
 - (2): taillamps;
 - (3): reflectors;
 - (4): parking brake;
 - (5): mirrors; and
 - (6): a slow moving vehicle emblem”

SECTION 6. Article V “Golf Carts” is hereby further amended by creating Section 62-102 “Insurance”. Said Section 62-102 shall read as follows:

“An individual who wishes to utilize his Golf Cart pursuant to this article must obtain insurance as required by Texas law.”

SECTION 7. Article V “Golf Carts” is hereby further amended by creating Section 62-103 “Prohibited Acts”. Said Section 62-103 shall read as follows:

(A) Drivers and Passengers in a Golf Cart used on a Public Roadway shall not exceed the seating capacity of the Golf Cart as designed by the manufacturer.”

SECTION 8. Article V “Golf Carts” is hereby further amended by creating Section 62-104 “Penalties”. Said Section 62-104 shall read as follows:

“Any person who violates the terms of this Article shall be penalized as follows:

(A) In addition to traffic violations for which the owner of the Golf Cart, driver of the Golf Cart, or both may be subject to pursuant to state law, violations of this Article V of Chapter 62 are unlawful and a misdemeanor offense punishable by a fine not to exceed \$100.00.”

SECTION 9. That Article V “Golf Carts” is hereby amended by reserving Section Numbers 62-105 through 62-119 for potential future expansion.

SECTION 10. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 11. That the Code of the Town of Rancho Viejo, as amended, shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 12. That if any section, paragraph, sentence, clause, phrase, or word of this ordinance is declared unconstitutional or invalid for any purpose, the remainder of this ordinance shall not be affected thereby and to this end the provisions of this ordinance are declared to be severable.

SECTION 13. That it is hereby found and determined that the meetings at which this ordinance was passed were open to the public, as required by Section 551.001 et. seq., Texas Government Code, and that advance public notice of the time, place, and purpose of said meetings was given.

SECTION 14. This Ordinance shall become effective from and after the date of its passage and publication, and it is accordingly so ordained.

PASSED, ADOPTED, AND APPROVED on this ____ day of _____ 2015.

Jean Hager, Mayor

ATTEST:

Fred Blanco, Town Administrator

ORDINANCE NO. _____

AN ORDINANCE OF THE TOWN OF RANCHO VIEJO, TEXAS, AMENDING CHAPTER 62 "TRAFFIC AND MOTOR VEHICLES" BY ADDING ARTICLE V "GOLF CARTS"; AMENDING ARTICLE V "GOLF CARTS" OF CHAPTER 62 BY ADDING SECTIONS 62-100, 62-101, AND 62-102; ARTICLE IV AND ARTICLE V ARE AMENDED BY RESERVING FUTURE SECTIONS FOR POTENTIAL FUTURE EXPANSION; PROVIDING FOR A PENALTY; PROVIDING FOR AN EFFECTIVE DATE, AND PUBLICATION IN CAPTION FORM

WHEREAS, for the health, safety, and welfare of the residents of the Town of Rancho Viejo, Texas, an ordinance authorizing the use of golf carts are deemed to be in the best interest of the residents of the Town of Rancho Viejo, Texas; and

WHEREAS, an ordinance for the use of golf carts on Town streets aligns with the Rancho Viejo Vision Statement 2020, adopted January 2007, which states that its predominant objectives are, in part, to retain Rancho Viejo's small/resort town atmosphere, to protect the quality of life as the population increases, and to maintain the safety of the Rancho Viejo residents; and

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WHEREAS, golf cart use can help to reduce overall emissions and their use is an eco-friendly or "green" alternative to traditional passenger vehicles; and

NOW, THEREFORE, pursuant to the authority granted by the Section 551.404 of the Texas Transportation Code, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF RANCHO VIEJO, TEXAS, THAT:

SECTION 1. That the Board of Aldermen finds and determines the foregoing recitals to be true and correct and hereby makes them part of this ordinance.

SECTION 2. That Chapter 62 "Traffic and Motor Vehicles" is hereby amended by adding Article V "GOLF CARTS". Said Article V shall immediately follow Article IV "Stopping, Standing, and Parking".

SECTION 3. That Article IV "Stopping, Standing, and Parking" is hereby amended by reserving Section Numbers 62-81 through 62-99 for potential future expansion.

SECTION 4. That newly created Article V "Golf Carts" is hereby amended by creating Section 62-100 "Definitions". That newly created 62-100 "Definitions" shall read as follows:

"In this Article:

- (A) "Golf Cart" shall have the meaning assigned by the Texas Transportation Code § 502.001(18), as amended, and means a motor vehicle commonly referred to as a golf cart, which must have four wheels and has an attainable top speed not greater than 25 miles per hour and which is manufactured primarily for transporting persons on a golf course and in compliance with those federal motor

vehicle safety standards for low-speed vehicles. Specifically excluded from this definition are those motorized conveyances commonly referred to as all-terrain vehicles ("ATV"), off road vehicles, four-wheelers, Mules, Gator, and design altered golf carts which have been altered to allow them to travel at a speed greater than 25 miles per hour.

- (B) A "Public Roadway" includes a road, street, way, thoroughfare, or bridge:
- (1): that is within the city limits of the Town of Rancho Viejo;
 - (2): that is for the use of vehicles; and
 - (3): that is not privately owned or controlled"

SECTION 5. Article V "Golf Carts" is hereby further amended by creating Section 62-101 "Use of Golf Carts". Said Section 62-101 shall read as follows:

"Subject to Section 62-103 "Prohibited Acts", a golf cart may be used on a Public Roadway but only if:

- (A) The Public Roadway has a posted speed limit of not more than 35 miles per hour;
- (B) All drivers of Golf Carts shall abide by all traffic regulations applicable to vehicular traffic when using the authorized Public Roadways and parking areas of the Town;
- (C) All passengers of a Golf Cart must be seated at all times while the Golf Cart is in motion;
- (D) The Golf Cart has been duly registered as provided in this Article; and
- (E) The Golf Cart has the following equipment properly attached:
 - (1): headlamps;
 - (2): taillamps;
 - (3): reflectors;
 - (4): parking brake;
 - (5): mirrors; and
 - (6): a slow moving vehicle emblem"

SECTION 6. Article V "Golf Carts" is hereby further amended by creating Section 62-102 "~~Insurance~~Registration of Golf Carts". Said Section 62-102 shall read as follows:

"An individual who wishes to utilize his Golf Cart pursuant to this article must obtain insurance as required by Texas lawregister said Golf Cart pursuant to the following:

- ~~(A) Each golf cart shall be registered annually with the Town;~~
- ~~(B) The Town shall charge a fee of \$25.00 for each registered golf cart; and~~

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~~(C) The owner of a golf cart who wishes to register said golf cart shall at a minimum provide:~~

- ~~—— (1) proof of ownership;~~
- ~~—— (2) proof of Financial Responsibility, in the form proof of insurance prescribed under Section 601.051 “Requirement of Financial Responsibility” of the Texas Transportation Code;~~
- ~~—— (3) the mailing address of the owner and the address of the storage location of the golf cart if different than the mailing address of the owner; and~~
- ~~—— (4) access to the golf cart at the time of registration to allow the Town to inspect and make certain that the golf cart is compliance with Article V.”~~

SECTION 7. Article V “Golf Carts” is hereby further amended by creating Section 62-103 “Prohibited Acts”. Said Section 62-103 shall read as follows:

~~“(A) Golf Carts are prohibited from pulling trailers, boats, jet skis, other objects or people on public streets and the right of way.~~

~~—— (BA) Drivers and Passengers in a Golf Cart used on a Public Roadway shall not exceed the seating capacity of the Golf Cart as designed by the manufacturer.”~~

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SECTION 8. Article V “Golf Carts” is hereby further amended by creating Section 62-104 “Penalties”. Said Section 62-104 shall read as follows:

“Any person who violates the terms of this Article shall be penalized as follows:

(A) In addition to traffic violations for which the owner of the Golf Cart, driver of the Golf Cart, or both may be subject to pursuant to state law, violations of this Article V of Chapter 62 are unlawful and a misdemeanor offense punishable by a fine not to exceed \$100.00.”

SECTION 9. That Article V “Golf Carts” is hereby amended by reserving Section Numbers 62-105 through 62-119 for potential future expansion.

SECTION 10. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 11. That the Code of the Town of Rancho Viejo, as amended, shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 12. That if any section, paragraph, sentence, clause, phrase, or word of this ordinance is declared unconstitutional or invalid for any purpose, the remainder of this ordinance shall not be affected thereby and to this end the provisions of this ordinance are declared to be severable.

SECTION 13. That it is hereby found and determined that the meetings at which this ordinance was passed were open to the public, as required by Section 551.001 et. seq., Texas Government Code, and that advance public notice of the time, place, and purpose of said meetings was given.

SECTION 14. This Ordinance shall become effective from and after the date of its passage and publication, and it is accordingly so ordained.

PASSED, ADOPTED, AND APPROVED on this ____ day of _____ 2015.

Jean Hager, Mayor

ATTEST:

Fred Blanco, Town Administrator

6. Discussion of Resolution
No.264 Concerning the
Municipal Judge Position

RESOLUTION NO. 264

WHEREAS, the Town of Rancho Viejo, Texas had adopted and approved Ordinance No. 36 providing for the appointment of a Judge for the Municipal Court of the Town; and

WHEREAS, said Ordinance provides that the Municipal Judge shall be appointed by resolution by the Board of Aldermen of the Town; and

WHEREAS, the Board of Aldermen has determined that Charles A. Carlson, III possesses the judgment and requisite legal qualifications to be appointed Municipal Judge for the Town of Rancho Viejo;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE TOWN OF RANCHO VIEJO, TEXAS:

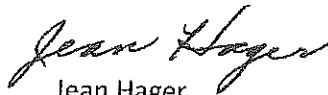
Section 1: That Charles A. Carlson, III is hereby reappointed Municipal Judge in and for the Municipal Court of the Town of Rancho Viejo, Texas, said appointment being made pursuant to Ordinance No. 36.

Section 2: Charles A. Carlson, III shall serve as Judge from the date of this resolution and until a successor is duly appointed; subject to Ordinance No. 36, or as may be provided by law.

Section 3: Municipal Judge Carlson will be paid a sum of Eight Hundred Dollars (\$800.00) per month.

PASSED, ADOPTED AND APPROVED by the Board of Aldermen of the Town of Rancho Viejo on this the 20th of May, 2014.

Town of Rancho Viejo



Jean Hager

Mayor

ATTEST:



Isabel Perales

Assistant Town Secretary

ORDINANCE NO. 36

AN ORDINANCE PROVIDING FOR THE APPOINTMENT OF A JUDGE FOR THE MUNICIPAL COURT OF THE TOWN OF RANCHO VIEJO, PROVIDING FOR TERM OF OFFICE, JUDGE PRO-TEM IN THE EVENT OF THE ABSENCE OR INABILITY OF THE JUDGE OF THE MUNICIPAL COURT TO SERVE; PROVIDING FOR SEVERABILITY AND PUBLICATION:

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF RANCHO VIEJO, TEXAS:

Section 1. There may be appointed by the Board of Aldermen for the Town of Rancho Viejo a judge of the Municipal Court of the Town of Rancho Viejo, which judge shall be appointed by resolution of the Board of Aldermen for the Town of Rancho Viejo.

Section 2. Any judge appointed as judge of the Municipal Court of the Town of Rancho Viejo pursuant to this Ordinance shall serve from the day of appointment to April 30 of the first even numbered year following his or her appointment, or until his or her successor is duly appointed and qualified.

Section 3. Any person appointed as judge of the Municipal Court shall take an oath of office as may be required of all other public officials and upon taking said oath, he or she shall be the duly qualified judge of the Municipal Court for the Town of Rancho Viejo. If no person is appointed to serve as judge of the Municipal Court, then the mayor of the Town of Rancho Viejo shall serve as judge for the Municipal Court for the Town of Rancho Viejo.

Section 4. In the event the judge for the Municipal Court of the Town of Rancho Viejo has been appointed and is temporarily absent from the corporate limits of the Town of Rancho Viejo, or is or otherwise unable to perform his or her duties, then, and in that event, the Mayor of the Town of Rancho Viejo shall serve as judge of the Municipal Court until said duly appointed judge can resume his or her duties. In the event both the duly appointed judge and the

mayor are temporarily absent from the corporate limits of the Town, ill, or otherwise unable to perform as municipal judge, then the Mayor Pro-Tem shall be considered the duly designated judge for the Municipal Court of the Town of Rancho Viejo.

Section 5. The judge of the Municipal Court may be removed as judge of the Municipal Court any time by resolution of the Board of Aldermen of the Town of Rancho Viejo, which resolution will rescind the previous resolution appointing said individual as judge.

Section 6: Any person who shall violate any of the provisions of this Ordinance, or shall fail to comply therewith or with any of the requirements thereof, shall be deemed guilty of a misdemeanor and shall be liable to a fine and, upon conviction of any such violation, shall be fined in any sum of not more than One Hundred (\$100) Dollars for each offense, and each day that such violation exists shall be considered a separate offense.

Section 7: If any section, paragraph, subdivision, clause, phrase, or provision of this Ordinance shall be adjudged invalid or held unconstitutional, the same shall not affect the validity of this Ordinance as a whole or any part or provision thereof, other than the part so decided to be invalid or unconstitutional.

Section 8: This Ordinance shall become effective when published or posted according to law.

PASSED, ADOPTED and APPROVED on this the 20th day of Nov., 1982.

Nicholas H. Ollinger, Mayor

ATTEST:

Town Secretary

ORDINANCE NO. 36A

AN ORDINANCE OF THE TOWN OF RANCHO VIEJO AMENDING ORDINANCE NUMBER 36 TO PROVIDE FOR THE APPOINTMENT OF AN ALTERNATE JUDGE AND/OR TEMPORARY REPLACEMENT JUDGE OF THE MUNICIPAL COURT IN THE EVENT THE REGULAR MUNICIPAL JUDGE IS TEMPORARILY UNABLE TO ACT; PROVIDING FOR SEVERABILITY AND EFFECTIVE DATE.

WHEREAS, the Town of Rancho Viejo has heretofore enacted Ordinance No. 36 providing for the appointment of a Judge of the Municipal Court of the Town; and

WHEREAS, Section 29.006 of the Government Code of the State of Texas provides that the governing body of a general law municipality may appoint one or more persons to sit for the regular municipal judge when said judge is temporarily unable to act;

WHEREAS, the Board of Aldermen has determined that it should provide for the appointment of an alternate or temporary Judge of the Municipal Court to sit for the regular municipal judge when said judge is either absent from the Town of Rancho Viejo or is otherwise unable to act.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF RANCHO VIEJO, TEXAS:

Section 1. Ordinance No. 36 of the Town of Rancho Viejo is hereby amended by replacing Section 4 so that Section 4 of Ordinance Number 36 shall hereafter read as follows:

"Section 4. A) The Board of Aldermen may appoint by Resolution an alternate Judge of the Municipal Court of the Town of Rancho Viejo. The alternate judge appointed by Resolution of the Board of Aldermen shall sit for the regularly appointed Municipal Judge whenever said regularly appointed Municipal Judge is either absent from the Town or is unable to sit as Judge due to health reasons or because of other disqualifications to handle a specific matter, then the duly appointed alternate judge may sit for the regular Municipal Judge. The regular Municipal Judge will file a letter with the Town Secretary stating when the Judge will either be out of Town or unable to act and the alternate judge shall then sit for the regular Municipal Judge for such period of time or cases that may be specified by the regular judge in the letter to the Town Secretary or the Board of Aldermen may designate whenever the regular Municipal Judge is unable to act. The alternate judge shall have all the powers and duties of the office of Municipal Judge whenever said Judge is sitting for the regular Municipal Judge.

B) The Board of Aldermen may, at any time, rescind the Resolution appointing the alternate judge. "

Section 2. All other provisions and portions of Ordinance Number 36 shall remain in full force and effect except as amended hereby.

Section 3. If any section, paragraph, subdivision, clause, phrase or provision of this Ordinance shall be adjudged invalid or held unconstitutional, the same shall not affect the validity of this Ordinance as a whole or any part or provision thereof, other than the part so decided to be invalid or unconstitutional.

Section 4. This Ordinance shall become effective immediately upon its passage.

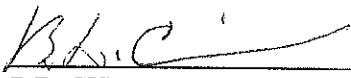
PASSED, ADOPTED, AND APPROVED on this the 11th day of July 1995.

ATTEST:

**TOWN OF RANCHO VIEJO,
TEXAS**



CHERYL J. KRETZ, TOWN SECRETARY



B.D. CUMMINS, MAYOR

7. Adjourn