

CERTIFICATE FOR ORDINANCE

THE STATE OF TEXAS
COLLIN COUNTY
CITY OF PRINCETON, TEXAS

We, the undersigned officers of the City Council of the City of Princeton, Texas (the "City Council" or "Council"), hereby certify as follows:

1. The City Council convened in a regular meeting on the 25th day of March, 2024, at the designated meeting place (the "Meeting"), and the roll was called of the duly constituted officers and members of said City Council, to wit:

Brianna Chacón, Mayor
Marlo Obera, Place 2
Ryan Gerfers, Place 4
Ben Long, Place 6

David Kleiber, Place 1
Bryan Washington, Place 3
Steve Deffibaugh, Place 5 and Mayor Pro-Tempore
Carolyn David-Graves, Place 7

and all of said persons were present except David Kleiber & Ben Long, thus constituting a quorum. Whereupon, among other business, the following was transacted at the Meeting (the "Ordinance"):

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PRINCETON, TEXAS, AMENDING THE PRINCETON MUNICIPAL CODE, CHAPTER 22, "COURTS," ARTICLE II, "COURT FUNDS AND FEES" TO CREATE CERTAIN FUNDS AND UPDATE THE COURT COSTS COLLECTED BY THE PRINCETON MUNICIPAL COURT; AUTHORIZING THE EMPLOYMENT OF ONE OR MORE JUVENILE CASE MANAGERS; PROVIDING FOR SEVERABILITY, SAVINGS, AND REPEALING CLAUSES; PROVIDING FOR AN EFFECTIVE DATE; AND CONTAINING OTHER MATTERS RELATED THERETO.

The Ordinance was duly introduced for the consideration of said City Council. It was then duly moved and seconded that the Ordinance be passed; and, after due discussion, said motion, carrying with it the passage of the Ordinance, prevailed and carried, with all members of said City Council shown present above voting "Aye," except as noted below:

NAYS: 0 ABSTENTIONS: 0

2. That a true, full and correct copy of the aforesaid Ordinance adopted at the Meeting described in the above and foregoing paragraph is attached to and follows this Certificate; that said

Ordinance has been duly recorded in said City Council's minutes of said Meeting; that the above and foregoing paragraph is a true, full and correct excerpt from said City Council's minutes of said Meeting pertaining to the adoption of said Ordinance; that the persons named in the above and foregoing paragraph are the duly chosen, qualified and acting officers and members of said City Council as indicated therein; that each of the officers and members of said City Council was duly and sufficiently notified officially and personally, in advance, of the time, place and purpose of the aforesaid Meeting, and that said Ordinance would be introduced and considered for adoption at said Meeting, and each of said officers and members consented, in advance, to the holding of said Meeting for such purpose, and that said Meeting was open to the public and public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551, Texas Government

3. The Mayor of said City has approved and hereby approves the aforesaid Ordinance; that the Mayor and the City Secretary of said City have duly signed said Ordinance; and that the Mayor and the City Secretary of said City hereby declare that their signing of this Certificate shall constitute the signing of the attached and following copy of said Ordinance for all purposes.

ADOPTED AND APPROVED on this the 25th day of March, 2024.

CITY OF PRINCETON, TEXAS



Brianna Chacón, Mayor
City of Princeton, Texas

ATTEST



Amber Anderson, City Secretary
City of Princeton, Texas



CITY OF PRINCETON, TEXAS

ORDINANCE NO. 2024-03-25-02

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PRINCETON, TEXAS, AMENDING THE PRINCETON MUNICIPAL CODE, CHAPTER 22, "COURTS," ARTICLE II, "COURT FUNDS AND FEES" TO CREATE CERTAIN FUNDS AND UPDATE THE COURT COSTS COLLECTED BY THE PRINCETON MUNICIPAL COURT; AUTHORIZING THE EMPLOYMENT OF ONE OR MORE JUVENILE CASE MANAGERS; PROVIDING FOR SEVERABILITY, SAVINGS, AND REPEALING CLAUSES; PROVIDING FOR AN EFFECTIVE DATE; AND CONTAINING OTHER MATTERS RELATED THERETO.

WHEREAS, the City of Princeton, Texas (the "City"), is a home rule municipality having full powers of self-government and may enact ordinances relative to its residents' health, safety, and welfare that are not inconsistent with the Constitution and the laws of the State of Texas;

WHEREAS, the City has created and operates a Municipal Court;

WHEREAS, Texas Senate Bill 346 of the 86th Legislature ("SB 346") consolidated and allocated criminal court costs contained in current law;

WHEREAS, SB 346 has a preemptive effect on ordinances adopted prior to its effective date of January 1, 2020;

WHEREAS, the City Council hereby finds and determines that Chapter 22, Article II of the City's Code of Ordinances (the "Code") should be amended to align the Code with changes in Texas law created by SB 346 and codified in Chapter 134 of the Texas Local Government Code;

WHEREAS, pursuant to Section 134.151 and 134.154 of the Texas Local Government Code, as amended by SB 346, the City Council finds it necessary to create and establish a Municipal Jury Fund;

WHEREAS, pursuant to Section 134.151 and 134.156 of the Texas Local Government Code, as amended by SB 346, the City Council finds it necessary to create and establish a Local Truancy Prevention and Diversion Fund;

WHEREAS, as authorized by Article 45.056 of the Texas Code of Criminal Procedure, the Municipal Court is hereby permitted to employ one or more juvenile case managers to perform the duties contemplated in subsections (a) and (c) of Article 45.056, which expenses related to said position(s) are to be funded by the Local Truancy Prevention and Diversion Fund; and

WHEREAS, the City Council officially finds and determines that the meeting at which this Ordinance was adopted was open to the public, and public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551, Texas Government Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PRINCETON, TEXAS:

Section 1. Findings. The above findings are hereby found to be true and correct and adopted as findings of fact, incorporated herein, and operative provisions hereof.

Section 2. Princeton Municipal Code – Amendment. This Ordinance amends and replaces Chapter 22, “Courts,” Article II, “Court Funds and Fees,” of the Code in its entirety, which shall hereafter read as follows:

CHAPTER 22 – COURTS

ARTICLE II. – COURT FUNDS AND FEES

Sec. 22-31. - Municipal Court Building Security Fund.

- (a) There is hereby created and established a Municipal Court Building Security Fund.
- (b) The Municipal Court Building Security Fund consists of money allocated under section 134.103 of the Texas Local Government Code, as amended.
- (c) The money deposited in the Municipal Court Building Security Fund may be used for the purpose of financing the purchase of security devices and/or services for the building or buildings housing the municipal court of the City, to the extent permissible under state law, including for:
 - (1) the purchase or repair of X-ray machines and conveying systems;
 - (2) handheld metal detectors;
 - (3) walkthrough metal detectors;
 - (4) identification cards and systems;
 - (5) electronic locking and surveillance equipment;
 - (6) video conferencing systems;
 - (7) bailiffs, deputy sheriffs, deputy constables, or contract security personnel during times when they are providing appropriate security services;
 - (8) signage;
 - (9) confiscated weapon inventory and tracking systems;
 - (10) locks, chains, alarms, or similar security devices;
 - (11) the purchase or repair of bullet-proof glass;
 - (12) continuing education on security issues for court personnel and security personnel;
 - (13) warrant officers and related equipment; and
 - (14) any other item allowed by law.
- (d) The Municipal Court Building Security Fund shall be administered by or under the direction of City Council.

(Ord. No. 97-018, § 1, 10-28-1997; Ord. No. 2024-03-25-02, § 2, 3-25-2024)

Sec. 22-32. - Municipal Court Technology Fund.

- (a) There is hereby created and established a Municipal Court Technology Fund.
- (b) The Municipal Court Technology Fund consists of money allocated under section 134.103 of the Texas Local Government Code, as amended.
- (c) The money deposited in the Municipal Court Technology Fund may be used for the purpose of financing the purchase or maintenance of technological enhancements for the municipal court of the City, to the extent permissible under state law, including for:
 - (1) computer systems;
 - (2) computer networks;
 - (3) computer hardware;
 - (4) computer software;
 - (5) imaging systems;
 - (6) electronic kiosks;
 - (7) electronic ticket writers;
 - (8) docket management systems; and
 - (9) any other item allowed by law.
- (d) The Municipal Court Technology Fund shall be administered by or under the direction of City Council.

(Ord. No. 2008-07-08-02, § 2, 7-8-2008; Ord. No. 2024-03-25-02, § 2, 3-25-2024)

Sec. 22-33. - Municipal Jury Fund.

- (a) There is hereby created and established a Municipal Jury Fund.
- (b) The Municipal Jury Fund consists of money allocated under section 134.103 of the Texas Local Government Code, as amended.
- (c) The money deposited in the Municipal Jury Fund may be used only to fund juror reimbursements and otherwise finance jury services and for other purposes as allowed by law.
- (d) The Municipal Jury Fund shall be administered by or under the direction of City Council.

(Ord. No. 2024-03-25-02, § 2, 3-25-2024)

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Sec. 22-34. - Juvenile Case Managers; Local Truancy Prevention and Diversion Fund.

- (a) As authorized by article 45.056 of the Texas Code of Criminal Procedure, the municipal court is authorized to employ one or more juvenile case managers who (i) shall assist the court in administering the court's juvenile docket and in supervising the court's orders in juvenile cases; and (ii) may provide prevention services to a child considered at risk of entering the juvenile justice system and youth diversion services to juveniles engaged in misconduct before cases are filed, excluding traffic offenses.
- (b) There is hereby created and established a Local Truancy Prevention and Diversion Fund.
- (c) The Local Truancy Prevention and Diversion Fund consists of money allocated under section 134.103 of the Texas Local Government Code, as amended.
- (d) The money deposited in the Local Truancy Prevention and Diversion Fund may be used for the purpose of financing the salary, benefits, training, travel expenses, office supplies, and other necessary expenses relating to the position of a juvenile case manager. If there is money in the Local Truancy Prevention and Diversion Fund after those costs are paid, subject to the direction of the City Council and on approval by the municipal court, a juvenile case manager may direct the remaining money to be used to implement programs directly related to the duties of the juvenile case manager, including juvenile alcohol and substance abuse programs, educational and leadership programs, and any other projects designed to prevent or reduce the number of juvenile referrals to the court.
- (e) The Local Truancy Prevention and Diversion Fund shall be administered by or under the direction of City Council.

(Ord. No. 2024-03-25-02, § 2, 3-25-2024)

Sec. 22-35. - Local Consolidated Fee.

- (a) A person convicted of a non-jailable misdemeanor offense, including, without limitation, a criminal violation of a municipal ordinance, shall pay a local consolidated fee in the amount dictated by section 134.103 of the Texas Local Government Code as a court cost, in addition to all other costs, on conviction.
- (b) The treasurer shall allocate the court costs received under this section as directed in section 134.103 of the Texas Local Government Code.

(Ord. No. 2024-03-25-02, § 2, 3-25-2024)

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Section 3. Creation of Funds and Fee. The City Council hereby approves and authorizes the creation and establishment of the (i) Municipal Court Building Security Fund; (ii) Municipal Court Technology Fund; (iii) Municipal Jury Fund; and (iv) Local Truancy Prevention and Diversion Fund for the purposes set out in Chapter 22, Article II of the Code and Texas law. Additionally, the Director of Finance shall amend the City's fee schedule to include the following fee, which shall not be subject to any increases, unless authorized under law:

Description	Statutory Authority	Amount
Local Consolidated Fee	Tex. Local Gov't Code § 134.103	\$14.00

Section 4. Severability. Should any section, provision, or part of this Ordinance be held unconstitutional, illegal, or invalid, or the application to any person or circumstance thereof ineffective or inapplicable, such unconstitutionality, illegality, invalidity, or ineffectiveness of such section, provision, or part shall in no way affect, impair, or invalidate the remaining portion or portions thereof; but as to such remaining portion or portions, the same shall be and remain in full force and effect and to this end the provisions of this Ordinance are declared to be severable.

Section 5. Savings / Repealing. All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict. Any remaining portions of said ordinances shall remain in full force and effect.

Section 6. Prerequisites Satisfied. All prerequisites for the adoption of this Ordinance have been duly satisfied, conducted, and completed, including, without limitation, all public notices, procedures, and publications as required by law, including, without limitation, the Open Meetings Act, Chapter 551 of the Texas Government Code.

Section 7. Effective Date. This Ordinance shall be in full force and take effect immediately upon its adoption (the "Effective Date").

AND SO IT IS ORDAINED.

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