

TITLE 3**MUNICIPAL COURT¹****CHAPTER**

1. MUNICIPAL JUDGE.
2. SCHEDULES OF FINES.

CHAPTER 1**MUNICIPAL JUDGE****SECTION**

- 3-101. Office created.
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- 3-103. Term of office; vacancy.
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3-101. Office created. Pursuant to the authority granted in Tennessee Code Annotated, 16-18-101 et seq., there is hereby created and established for the City of Church Hill, Tennessee, the office of municipal judge, which judge shall be vested with the judicial powers and functions granted to the mayor under the laws of Tennessee, and said judge shall be subject to the provisions of the law governing the mayor's court or the municipal court presided over by the mayor, as set out by the laws of the State of Tennessee. (2003 Code, § 1-501)

3-102. Qualifications. Any person serving as municipal judge shall be at least twenty-five (25) years of age and shall be a resident of the State of Tennessee at the time of and for the duration of his appointment. (2003 Code, § 1-502)

3-103. Term of office; vacancy. The municipal judge shall be appointed by the board of mayor and aldermen for a term of two (2) years, said term beginning the first day of July and any incumbent judge shall serve during the term and until his successor is appointed and qualified. Any vacancy in the office of municipal judge shall be filled for the unexpired term by the board of mayor and aldermen. (2003 Code, § 1-503)

¹Charter references

City Judge--City Court: § 6-4-301.

3-104. Oath and bond. The municipal judge shall take the same oath of office as that prescribed for the mayor and, before entering upon the duties of this office, shall make bond in the amount of five thousand dollars (\$5,000.00), the cost of said bond being paid by the City of Church Hill. (2003 Code, § 1-504)

3-105. Salary. The salary of the municipal judge shall be fixed by the board of mayor and aldermen before his or her appointment by motion and said salary shall not be altered during the term for which he or she is appointed. (2003 Code, § 1-505)

3-106. Absence or disability. In the absence or during the disability of the municipal judge, the mayor shall serve as judge until such time as the municipal judge shall resume his duties. (2003 Code, § 1-506)

CHAPTER 2

SCHEDULE OF FINES

SECTION

3-201. Schedule of fines.

3-202. Court costs imposed.

3-201. Schedule of fines. (1) The maximum fine which may be imposed by the City Judge for the City of Church Hill, Tennessee, shall be the maximum fine allowable under the Constitution of the State of Tennessee and as set out in Tennessee Code Annotated

(2) All persons cited into the City Court of the City of Church Hill, Tennessee, who decide to pay any such citation in advance of their court appearance may pay said citation and court costs in accordance with the schedule of fines and court costs as may, from time to time, be adopted by the board of mayor and aldermen by resolution.

(3) Pursuant to a finding of guilt by the city judge of any violation of an ordinance of the Church Hill Municipal Code, and further pursuant to a finding that extraordinary manpower hours or expenses have been incurred in the cleanup, firefighting, or other extraordinary activities conducted by the employees of the municipality, in correcting or addressing the results of said violation, the fines imposed by the city judge may include such costs as are made necessary by the violation of said municipal ordinance, and such costs are to be treated as fines pursuant to Tennessee Code Annotated, § 6-2-201(28)(b). (2003 Code, § 9-701)

3-202. Court costs imposed. Court costs shall be assessed by the city court clerk (city recorder) to the maximum allowed under Tennessee Code Annotated, § 8-21-401, as follows:

- (1) For issuing summons for each defendant - \$5.00
- (2) For issuing city court subpoenas to bring in paper or record, etc., and for issuing subpoena for witness - \$2.00
- (3) For each copy of the above processes when required by law - \$1.50
- (4) For each recognizance, bond or mittimus - \$2.00
- (5) For filing each bond, complaint, affidavit, or other document - \$2.00
- (6) For each entry in the city court rule docket for each order, document, summons, and return of process entered upon the rule, trial, or execution docket - \$2.00
- (7) For making and entering on execution docket each bill of costs - \$3.00
- (8) For entering each continuance - \$1.50
- (9) For entering each judgment - \$3.00
- (10) For furnishing each bill of cost - \$2.00

- (11) For providing certified copies and statements of sentence to county workhouse and for the county executive - \$3.50
- (12) For furnishing attorneys, indigent defendants, or other defendants with copies of documents at \$2.00 for the first page and \$1.00 dollar for each additional page not to exceed \$10.00
- (13) For receiving and paying over all taxes, fines, forfeitures fees and amercements, five percent (5%) on the dollar
- (14) For receiving and paying over all privileged taxes on litigation, two percent (2%) on the dollar
- (15) For providing a certified copy of a final judgment - \$3.00
- (16) For receiving and handling motor vehicle license and/or submitting abstracts on motor vehicle violations - \$2.00
- (17) For preparing and mailing correspondence notifying defendants and attorneys of record of the setting of cases on the court docket - \$2.00
- (18) Where a warrant is dismissed as a result of a diversion program - \$25.00
- (19) In all cases where a fine is imposed, but is to be paid in installments, the clerk shall charge a fee for services in administering a deferred payment plan in the amount of five percent (5%) of the total not to exceed fifteen dollars (\$15.00)
- (20) In each new case filed, the clerk may, at his option, charge an additional fee for data entry, such fee shall be \$2.00. (2003 Code, § 9-702)