

TITLE 3
MUNICIPAL COURT¹

CHAPTER

1. CITY JUDGE.
2. BILL OF COST.
3. DRIVER EDUCATION AND TRAINING PROGRAM.

CHAPTER 1**CITY JUDGE****SECTION**

- 3-101. Qualifications.
- 3-102. Term.
- 3-103. Compensation.
- 3-104. Powers.

3-101. Qualifications. The city judge shall be a licensed attorney, at least twenty-one (21) years of age, shall be a resident of the City of Clifton, and shall be a person of good moral character and of a sound judicial temperament,

¹Charter references

For provisions of the charter governing the city judge and city court operations, see Tennessee Code Annotated, title 6, chapter 21, part 5. For specific charter provisions in part 5 related to the following subjects, see the sections indicated:

City judge:

Appointment and term: § 6-21-501.

Jurisdiction: § 6-21-501.

Qualifications: § 6-21-501.

City court operations:

Appeals from judgment: § 6-21-508.

Appearance bonds: § 6-21-505.

Arrest warrants: § 6-21-504.

Docket maintenance: § 6-21-503.

Fines and costs:

Amounts: §§ 6-21-502, 6-21-507.

Collection: § 6-21-507.

Disposition: § 6-21-506.

and one learned in the law, though not necessarily professionally trained. (1999 Code, § 3-101, modified)

3-102. Term. The city judge shall serve at the will of the Board of Commissioners of the City of Clifton. (1999 Code, § 3-102)

3-103. Compensation. The city judge shall be paid an annual salary as determined by the board of commissioners. (1999 Code, § 3-103)

3-104. Powers. The powers of such city judge shall be those set out and defined in Tennessee Code Annotated, § 6-21-501 and other applicable provisions of our public laws. (1999 Code, § 3-104)

CHAPTER 2

BILL OF COST

SECTION

3-201. Bill of cost.

3-202. Municipal court charges.

3-203. Unpaid fines.

3-201. Bill of cost. Pursuant to the authority of Tennessee Code Annotated, §§ 6-21-507 and 16-18-304, be it ordained by the Board of Commissioners of the City of Clifton, that the following bill of cost, being similar or comparable to the same amounts, and for some of the same items allowed in general sessions courts for similar work in state cases, be and is hereby unanimously adopted this the ____ Day of _____ 2003.

(1) In all cases heard and determined by him, the city judge shall impose court costs in the amount of thirteen dollars (\$13.00).

In addition, pursuant to authority granted in Tennessee Code Annotated, § 67-4-601, the court shall levy a local litigation tax in the amount of thirteen dollars and seventy-five cents (\$13.75) in all cases on which state litigation tax is levied.

(2) Funding for continued education and training shall be established by placing a fee of seven dollars and fifty cents (\$7.50) for education/training on each citation or warrant process through the Municipal Court System of the City of Clifton.

(3) The Clifton Police Department shall implement a formal personnel development program designed to further the employee's professional growth and increase his/her capabilities in his/her present and/or future while employed with the City of Clifton.

(4) Continued education/training revenue funds will accumulate through the fiscal year with the following limitations:

(a) All funds accumulated over two thousand eight hundred dollars (\$2,800.00) will be transferred into the general account.

(b) Accumulated funds may be carried from one (1) fiscal year to the next.

(5) Funding for a court docket data processing system, shall be established by placing a fee of five dollars (\$5.00) on each citation or warrant processed through the Municipal Court System of the City of Clifton.

(6) Court docket data processing funds will accumulate through the fiscal year with the following limitations:

(a) All funds accumulated will be used to purchase and pay annual support fees for a computerized court docket system.

(b) Accumulated funds may not be carried from one (1) fiscal year to the next. All accumulated funds at the end of each fiscal year shall be transferred into the general account.

(7) Funding for a driver education program shall be established by placing a two dollars and fifty cents (\$2.50) fee on each citation or warrant processed through the Municipal Court System of the City of Clifton.

(8) A driver education program shall be implemented to educate first time traffic violators about the hazards of traffic violations and laws that govern our roads.

(a) All funds accumulated will be used to purchase materials and offset the cost of equipment for a driver education program.

(b) Accumulated funds may be carried from one (1) fiscal year to the next.

(c) Accumulated funds shall at no time exceed three thousand dollars (\$3,000.00). Any funds accumulated in excess of three thousand dollars (\$3,000.00) shall be transferred into the general account. (1999 Code, § 3-201, modified)

3-202. Municipal court charges. Criminal Class C misdemeanors of Tennessee Code Annotated and Motor Vehicle Laws of Tennessee Code Annotated are hereby adopted, and individuals in violation thereof, while in the jurisdiction of the City of Clifton, Tennessee, shall be charged with such violations and cited into the Clifton City Court to answer such charge or violation with penalties to be impose in accordance with the jurisdiction of said court.¹ (Ord. #207, March 2006)

3-203. Unpaid fines. The city is hereby authorized to solicit and use the services of a collection agency to collect unpaid fines.

The contract with such collection agency shall be in writing and conform to all provisions set forth in Tennessee Code Annotated, § 40-24-105(d).

The contract with such collection agency may also include the collection of unpaid parking fines as provided in Tennessee Code Annotated, § 6-54-513, after notices required by law are mailed to registered vehicle owners. (Ord. #236, May 2012)

¹A complete list of misdemeanors and motor vehicle laws, as amended, are available in the office of the recorder.

CHAPTER 3**DRIVER EDUCATION AND TRAINING PROGRAM****SECTION**

3-301. Driver education and training program.

3-301. Driver education and training program. (1) In an effort to comply with Tennessee Code Annotated, the City of Clifton is adopting Tennessee Code Annotated, § 55-10-301 in its entirety.

(2) With the passage of this chapter the Clifton Police Department will conduct a driver education and training program authorized by the State of Tennessee. This program will accept traffic violators sentenced to driving school by an authorized court of law established within the State of Tennessee. (1999 Code, § 3-301, modified)