

From Bartonville Town Code  
Chapter 7 Municipal Court

ARTICLE 7.01 GENERAL PROVISIONS

**§ 7.01.001 Established.**

The town council hereby establishes the town municipal court, which shall be operated in accordance with the constitution and laws of the state.

**§ 7.01.002 Jurisdiction.**

(a) The municipal court has exclusive original jurisdiction within the territorial limits of the town in all criminal cases that:

- (1) Arise under the ordinances of the town; and
- (2) Are punishable only by a fine not to exceed:
  - (A) \$2,000.00 in all cases arising under the town's ordinances that govern fire safety, zoning, or public health and sanitation, including dumping of refuse; or
  - (B) \$500.00 in all other cases.

(b) The municipal court has concurrent jurisdiction with the justice court of a precinct in which the town is located in all criminal cases arising under state law that:

- (1) Arise within the territorial limits of the town; and
- (2) Are punishable only by a fine not to exceed \$200.00.

(c) The municipal court has jurisdiction in the forfeiture and final judgment of all bail bonds and personal bonds taken in criminal cases of which the court has jurisdiction.

**§ 7.01.003 Judge.**

The town council shall appoint a legally qualified person as municipal court judge, who shall serve a term concurrent with the term of the town's mayor. The town municipal court judge shall be compensated at a rate established by the town council by resolution from time to time. Regular full-time employees serving in the capacity of the municipal court judge shall receive no additional remuneration for their services or allow any obligations in other municipal court(s) to interfere with the employee's duties and responsibilities to the town.

**§ 7.01.004 Alternate judge.**

The town council may appoint a legally qualified person as alternate municipal court judge, who shall serve a term concurrent with the term of the town's mayor. The town alternate municipal court judge shall be compensated at the same rate as established by the town council for the municipal court judge. Regular full-time employees serving in the capacity of the alternate municipal court judge shall receive no additional remuneration for their services or allow any obligations in other municipal court(s) to interfere with the employee's duties and responsibilities to the town.

**§ 7.01.005 Court clerk.**

~~The town's secretary shall serve as the municipal court clerk unless the town council appoints a court clerk who shall qualify within the term provided by law. The term of the municipal court clerk shall be concurrent with the term of the mayor.~~ town council shall appoint the municipal court clerk, who shall have the powers and duties prescribed by the laws of the state in transacting the business of the court. The municipal court clerk shall serve a term concurrent with the term of the town's mayor. The municipal court clerk shall receive such compensation approved by the town council. The municipal court clerk shall furnish such surety bond as may be required by the town council by ordinance or resolution, the premium of which shall be paid by the town.

**§ 7.01.006 Prosecuting attorney.**

The town's attorney or a deputy town attorney appointed by the town council shall serve as the prosecuting attorney in the town municipal court.