

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS DESIGNATING A DEPUTY CITY ATTORNEY TO SERVE AS MUNICIPAL PROSECUTOR; APPROVING AN AGREEMENT WITH THE DEPUTY CITY ATTORNEY TO PROVIDE LEGAL SERVICES RELATING TO PROSECUTION OF MANSFIELD MUNICIPAL COURT CASES; AUTHORIZING THE MAYOR, OR DESIGNEE, TO EXECUTE ANY DOCUMENTS NECESSARY TO IMPLEMENT THIS RESOLUTION; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND DECLARING AN EFFECTIVE DATE**

**WHEREAS**, the City of Mansfield is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and,

**WHEREAS**, the City Council of the City of Mansfield has created a municipal court of record pursuant to Chapter 30 of the Texas Government Code; and,

**WHEREAS**, Texas Code of Criminal Procedure Section 45.201(a) provides that all prosecutions in Municipal Court shall be conducted by the city attorney of the municipality or by a deputy city attorney; and,

**WHEREAS**, the City Council determines it appropriate to designate a deputy city attorney to serve as prosecutor in the Mansfield Municipal Court of Record No. 1 (Court); and,

**WHEREAS**, the prosecutor does not serve as a statutory officer of the City, but as the primary prosecutor in the Court.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS, THAT:**

**SECTION 1.**

The findings and recitations set out in the preamble are found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes.

**SECTION 2.**

In accordance with state law and the Code of Mansfield, Texas, Tracie Kenan Perkins is hereby designated as the Deputy City Attorney of the City of Mansfield, to serve as prosecutor of the Court, effective October 1, 2023.

**SECTION 3.**

The Municipal Court Prosecutor Services Agreement in substantially the same form as attached Exhibit A is hereby approved.

**SECTION 4.**

The Mayor, or designee, is authorized to execute any documents necessary and take such actions as are necessary to implement this Resolution.

**SECTION 5.**

It is hereby officially found and determined that the meeting at which this Resolution is passed is open to the public as required by law and the public notice of the time, place, and purpose of said meeting was given as required.

**SECTION 6.**

This resolution shall be effective from and after its passage.

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF  
MANSFIELD THIS 25<sup>TH</sup> DAY OF SEPTEMBER 2023.**

\_\_\_\_\_  
**Michael Evans, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Susana Marin, City Secretary**