

**ORDINANCE NO. 5394**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DENISON, TEXAS, APPOINTING DONALD BANMAN AS PRESIDING MUNICIPAL JUDGE, AND STEPHEN FEIL AS ALTERNATE MUNICIPAL JUDGE OF THE MUNICIPAL COURT OF THE CITY OF DENISON, TEXAS, FOR THE REMAINDER OF A TERM OF TWO (2) YEARS, WHICH BEGAN JANUARY 1, 2025, AND SHALL EXPIRE ON DECEMBER 31, 2026; PROVIDING A REPEALING/SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City of Denison, Texas (the “City”) is a home rule city, located in Grayson County, 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 finds that Donald Banman is qualified under State Law to hold the position as a municipal court judge; and

**WHEREAS**, the City Council desires to appoint Donald Banman as Chief Municipal Judge of the Denison Municipal Court; and

**WHEREAS**, the City Council finds that Stephen Feil is qualified under State Law to hold the position as a municipal court judge; and

**WHEREAS**, the City Council desires to appoint Stephen Feil as Alternative Municipal Judge of the Denison Municipal Court; and

**WHEREAS**, on April 21, 2025, the City Council adopted an ordinance designating the municipal court as a municipal court of record; and

**WHEREAS**, the City Council has determined that the creation of a municipal court of record is necessary in order to provide a more efficient process in the disposition of Municipal Court cases that arise within the City and to enforce ordinances of the City more effectively; and

**WHEREAS**, Chapter 30 of the Texas Government Code relating to municipal courts of record provides that a judge of a municipal court of record shall be appointed by the City Council by ordinance.

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

**Section 1. Findings Incorporated.** The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

**Section 2: Appointment of Presiding Judge.** Donald Banman is hereby appointed as the Presiding Judge for the Municipal Court of the City of Denison, Texas for the remainder of a two-year term, which began on January 1, 2025, and will expire on December 31, 2026.

**Section 3: Appointment of Alternate Judge.** Stephen Feil is hereby appointed as the Alternate Judge for the Municipal Court of the City of Denison, Texas for the remainder of a two-year term, which began on January 1, 2025, and will expire on December 31, 2026.

The alternative Municipal Judge shall serve in place of the Presiding Judge when the Presiding Judge is absent due to illness, death of a family member, attending legal or judicial education programs, vacation, or any other reason.

**Section 4. Repealing/Savings Clause.** All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict; but such repeal shall not abate any pending prosecution for violation of the repealed ordinance, nor shall the repeal prevent a prosecution from being commenced for any violation if occurring prior to the repeal of the ordinance. Any remaining portions of said ordinances shall remain in full force and effect.

**Section 5. Severability.** It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation of this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section.

**Section 6. Open Meetings.** That it is hereby found and determined that the meeting at which this Ordinance was passed was open to the public as required by law, and that public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551 of the Texas Government Code.

**Section 7. Effective Date.** This Ordinance shall become effective from and after its adoption.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF DENISON, TEXAS, ON THIS 19th DAY OF MAY 2025.**

  
ROBERT CRAWLEY, Mayor

ATTEST:

  
Christine Wallentine, City Clerk

