

ORDINANCE NO. 0231

BUDGET FOR FISCAL YEAR 2016-2017

AN ORDINANCE OF THE TOWN OF HORIZON CITY, TEXAS ENACTING THE MUNICIPAL BUDGET FOR 2016-2017 FISCAL YEAR; FUNDING MUNICIPAL PURPOSES; AUTHORIZING EXPENDITURES; AND PROVIDING FOR REPEALER AND SEVERABILITY CLAUSES.

WHEREAS, the City Council of the Town of Horizon City (“City Council”) seeks to enact and otherwise approve the City’s budget for Fiscal Year 2016-2017; and

WHEREAS, the new fiscal year commences October 1, 2016; and

WHEREAS, the City Council finds that the proposed Budget is for legitimate municipal purposes, and thus is statutorily authorized by Texas Local Government Code Section 102.010, and is further authorized by Sections 5.04 and 5.05 of the City Charter; and

WHEREAS, pursuant to Texas Local Government Code Section 51.001, the City has general authority to adopt an ordinance or police regulation that is for the good government, peace or order of the City and is necessary or proper for carrying out a power granted by law to the City; and

WHEREAS, pursuant to Texas Local Government Code Chapter 102, the City Council may manage and control the finances of the municipality; and

WHEREAS, the City Council finds that it is necessary and proper for the good government, peace or order of the Town of Horizon City to adopt an ordinance establishing a budget for the upcoming fiscal year; and

WHEREAS, the City has satisfied all statutory requirements for public notices and public hearings regarding the attached budget.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF HORIZON CITY, that:

1. FINDINGS OF FACT

The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein.

2. ENACTMENT

A. The Town of Horizon City's budget for Fiscal Year 2016-2017 shall read in accordance with *Attachment "A"*, which is attached hereto and incorporated into this Ordinance for all intents and purposes.

B. The Street Fund, effective October 1, 2013, is derived from Sales Tax revenue designated for making repairs and accomplishing maintenance and repair of streets existing within the Town of Horizon City as of November 2, 2010. Such funding shall be allocated and expended as provided by state statute.

C. The Economic Development Fund, effective October 1, 2013, is derived from Sales Tax revenue designated for use by the Horizon City Type 4B Economic Development Corporation as operating and project funding in accordance with Chapter 505 of the Local Government Code. The Mayor is authorized to transfer funds in the Economic Development Fund to the Horizon City Type 4B Economic Development Corporation for the use by the Corporation as needed and appropriate, or to direct the expenditure of the funds on behalf of the Corporation in accordance with the Corporation's directives.

D. The Mayor is hereby authorized to administratively make all necessary budget and fund transfers in conjunction with reimbursements made to the City by the Horizon City Type 4B Economic Development Corporation for the provision of City services to the Corporation.

E. Department Heads are hereby authorized to make administrative budget transfers not to exceed Ten Thousand Dollars (\$10,000); provided that each transfer is within the same department. A budget transfer for personal services appropriations, capital acquisition appropriations, or impacting revenue accounts requires the approval of the Mayor.

F. The Mayor is hereby authorized to make administrative budget transfers not to exceed Twenty-five Thousand Dollars (\$25,000) between departments and/or funds, to the extent permitted by law.

G. Budget transfers not exceeding Fifty Thousand Dollars (\$50,000) may be authorized by a motion or resolution of the City Council at the same time as and in conjunction with the approval of any expenditure to include a contract, purchase order or other authorization to procure goods or services.

H. The Mayor or his designee is hereby authorized to administratively establish budgets for grants and similar awards when the applications or agreements relating to the grant or award have been approved by the City Council.

I. The Mayor is hereby authorized to accept, and appropriate funds associated with donations made to the City under the amount of One Thousand Dollars (\$1,000); the City Council may by motion or resolution establish budgets for any other donations at the same time and in conjunction with accepting such donations.

3. FILING OF THE BUDGET

The City Clerk shall attach any required cover page to the adopted budget, file the budget in her office, and post a copy of the budget, including the cover page, on the website of the Town of Horizon City. The City Clerk shall post the record vote on the budget on the website until September 12, 2017.

4. REPEALER

To the extent reasonably possible, ordinances are to be read together in harmony. However, all ordinances, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

5. SEVERABILITY

Should any of the clauses, sentences, paragraphs, sections or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

6. EFFECTIVE DATE

This Ordinance shall be effective upon passage as provided for by law to adopt the budget for the Town of Horizon City for the fiscal year starting October 1, 2016.

7. PROPER NOTICE & MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code Chapter 551. Notice was also provided as required by Chapter 52 of the Texas Local Government Code.

PASSED & APPROVED this, the 13th day of September 2016, by a vote of 6 (ayes) to 1 (nays) to 0 (abstentions) of the City Council of Horizon City, Texas. (A record vote, if required, shall be recorded in the minutes of the Town of Horizon City.)

TOWN OF HORIZON CITY:

by: [Signature]
Ruben Mendoza, Mayor

ATTEST:

[Signature]
Elvia Schuller, TRMC, City Clerk



APPROVED AS TO FORM:

[Signature]
for Elaine S. Hengen, Assistant City Attorney

First Reading 8/30/16
Second Reading 9/14/16