

## ORDINANCE NO. 2015-10-03

**AN ORDINANCE OF THE CITY OF WESTON, TEXAS, AMENDING ORDINANCE NO. 2015-09-01, CITY BUDGET FOR FISCAL YEAR 2015-2016; DECLARING AN EMERGENCY OF GRAVE PUBLIC NECESSITY REQUIRING THE AMENDMENT OF SAME, PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING FOR A REPEALER CLAUSE, A SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE.**

**WHEREAS**, the City Council heretofore adopted Ordinance No. 2015-09-01 setting forth the Budget for Fiscal Year 2015-2016 beginning October 1, 2015, and ending September 30, 2016; and,

**WHEREAS**, Section 102.009 of the Texas Local Government Code provides for amending said budget in the event of a declared emergency; and

**WHEREAS**, the City Council has determined that unusual and unforeseen events have created a state of emergency and grave public necessity for the supplemental appropriation of certain funds to meet the requirement of emergency expenditure; and

**WHEREAS**, said budget was incomplete regarding road repairs which are critical to ensuring the safety and welfare of the citizens of the City of Weston; and

**WHEREAS**, the City Council has determined that revenues and/or reserves are available for supplemental appropriation and/or transfer of certain funds to meet the requirement of emergency expenditure.

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

### **SECTION 1 DECLARATION OF EMERGENCY**

An emergency of grave public necessity is hereby declared as a result of expenditures related to road repairs from the adopted budget of the City of Weston for Fiscal Year 2015-2016. These expenditures are vital to ensuring the safety and welfare of the citizens of the City.

### **SECTION 2 ADOPTION**

The budget for Fiscal Year 2015-2016 of the City of Weston shall be amended to provide for expenditures in the amount of \$136,775 (one-hundred thirty-six thousand seven hundred seventy-five dollars), for necessary road paving and road and building repairs. The amount of the paving and repairs were not known prior to the adoption of the City of Weston Fiscal Year 2015-2016 budget adoption. The amendments to the FY2015-2016 Budget of the City of Weston are summarized in Exhibit 1 which is attached hereto and fully incorporated herein by reference, is completely adopted and approved by the City of Weston City Council.

### **SECTION 3 FILING OF THE AMENDED BUDGET**

A copy of the amended budget shall be attached to this ordinance and shall be filed with the City Secretary and the County Clerk, and posted on the City of Weston website, as required by Texas Local Government Code Sections 102.108 and 102.109.

### **SECTION 4 CUMULATIVE REPEALER CLAUSE**

This Ordinance shall be cumulative of all other Ordinances and shall not repeal any of the provisions of such Ordinances except for those instances where there are direct conflicts with the provisions of this Ordinance. Ordinances, or parts thereof, in force at the time this Ordinance shall take effect and that are inconsistent with this Ordinance are hereby repealed to the extent that they are inconsistent with this Ordinance. Provided however, that any complaint, action, claim or lawsuit which has been initiated or has arisen under or pursuant to such other Ordinances on the date of adoption of this Ordinance shall continue to be governed by the provisions of such Ordinance and for that purpose the Ordinance shall remain in full force and effect.

**SECTION 5  
PROVISIONS SEVERABLE**

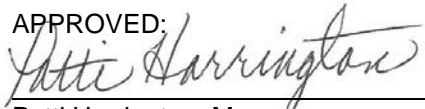
It is hereby declared to be the intention of the City Council that the phrases, clauses, paragraphs and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court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

**SECTION 6  
EFFECTIVE DATE**


This Ordinance shall be in full force and effect from and after its passage and publication as provided by law, and it is so ordained.

**PASSED AND APPROVED this the 28th day of October 2015.**

APPROVED:

  
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Patti Harrington, Mayor

ATTEST:

  
\_\_\_\_\_  
Susan Coffey, City Secretary



**WESTON**  
T E X A S

*Oldest City in Collin County*