

ORDINANCE 2015- 01

AN ORDINANCE OF THE CITY OF UVALDE, TEXAS, MODIFYING TITLE 2, ADMINISTRATION AND PERSONNEL, CHAPTER 2.16, CITY TREASURER; BY RENAMING THE CHAPTER DIRECTOR OF FINANCE AND REPEALING AND REPLACING CHAPTER 2.16 IN ITS ENTIRETY; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING OPEN MEETINGS, SEVERABILITY, AND EFFECTIVE DATE CLAUSES; AND PROVIDING FOR RELATED MATTERS

Whereas, the City of Uvalde (“City”) currently provides for a position of City Treasurer, the full provisions of which are set out in Title 2, Administration and Personnel, Chapter 2.16, City’s Code of Ordinances;

Whereas, the City Council believes that the position should be renamed and some of the requirements modified to better reflect the management and duties of the position; and

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

Section 1. Findings of Fact. The above and foregoing recitals are hereby found to be true and correct and are incorporated herein as findings of fact.

Section 2. Amendment of Title 2, Administration and Personnel, Chapter 2.16 – City Treasurer. Chapter 2.16 – City Treasurer is hereby renamed Director of Finance and repealed in its entirety and replaced as follows:

Chapter 2.16 – Director of Finance

Sections:

2.16.010 - Office created—To be held by Director of Finance.

There is created the Department of Finance of the city which department shall be headed by the Director of Finance as appointed by the City Manager.

2.16.020 - Bond.

The Director of Finance of the city shall execute and deliver to the City Manager a bond for the sum as established by the city council from time to time, with a reputable surety company having a permit to do business in the state and which has complied with all the requirements of the laws of this state, which surety bond shall be approved by the mayor. The bond herein required shall be conditioned that the Director of Finance shall safely keep and preserve and pay out, only as legally authorized to do so, funds and moneys of the city of every kind coming into his or her custody of any character belonging to the city, and that he or she will faithfully perform and discharge all of the duties required of him or her by law in the capacities above described and shall account for and pay over to the city all moneys and property entrusted to him or her.

2.16.030 - Custodian of city funds.

It shall be the duty of the Director of Finance to be the custodian of all moneys and funds held by and belonging to the city and to safely keep and preserve all such moneys and funds, including general and interest sinking funds.

2.16.040 - Disbursement or withdrawal of funds.

All disbursements or withdrawals from any fund belonging to the city shall be by check or warrant signed by the Director of Finance and countersigned by the City Manager. Checks on the various accounts of the city may be drawn and the signatures of the Director of Finance and City Manager are authorized to be made by engraved, imprinted, lithographed or otherwise reproduced facsimile of the signatures of the Director of Finance and City Manager.

2.16.050 - Records and books to be kept.

It shall be the duty of the Director of Finance of the city to keep such records and books as are required and prescribed by any system of accounting adopted by the city.

2.16.060 - Monthly report.

The Director of Finance shall make a monthly report to the city council, showing in detail all moneys received by him or her and all moneys paid out by him or her for the account of the city.

Section 3. Conflicting Ordinances. All ordinances or parts thereof conflicting or inconsistent with the provisions of this Ordinance as adopted herein, are hereby amended to the extent of such conflict. In the event of a conflict or inconsistency between this Ordinance and any other code or ordinance of the City, the terms and provisions of this Ordinance shall govern.

Section 4. Savings Clause. All rights and remedies of the City of Uvalde are expressly saved as to any and all violations of the provisions of any ordinances affecting zoning within the City which have accrued at the time of the effective date of this ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this ordinance but may be prosecuted until final disposition by the courts.

Section 5. Effective Date. This Ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the Tex. Loc. Gov't. Code and the City Charter.


Section 6. Severability. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable and, if any phrase, sentence, paragraph or section of this Ordinance should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity 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 invalid phrase, clause, sentence, paragraph or section. If any provision of this Ordinance shall be adjudged by a court of competent jurisdiction to be invalid, the invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision, and to this end the provisions of this

Ordinance are declared to be severable.

Section 7. Open Meetings. It is hereby officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED on the 13 day of January, 2015.

CITY OF UVALDE, TEXAS



Don McLaughlin, Jr., Mayor

ATTEST:



Susan Conley, City Secretary