

CITY OF OAK RIDGE
KAUFMAN COUNTY, TEXAS

ORDINANCE 33-11A
Amending Ordinance No. 33-11

AN ORDINANCE OF THE CITY OF OAK RIDGE, TEXAS, AMENDING ORDINANCE NO. 33-11 ADOPTING REGULATIONS RELATIVE TO GENERAL PROCEDURES AND ADMINISTRATION FOR THE CITY OF OAK RIDGE, TEXAS; ESTABLISHING A PENALTY; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING FOR SAID ORDINANCE TO TAKE IMMEDIATE EFFECT.

WHEREAS, the City of Oak Ridge, Texas (“City”), is a Type B general-law municipality and the City Council of the City of Oak Ridge, Texas (“City Council”), has the authority to adopt regulations that the City Council considers proper for the governance of the City pursuant to Section 51.032 of the V.T.C.A., Local Government Code; and

WHEREAS, on April 11, 2011, the City Council adopted Ordinance 33-11, adopting general administrative regulations in order to provide efficient services to the citizens of the City; and

WHEREAS, the City Council has determined that Ordinance No. 33-11 should be amended as set forth herein.

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

SECTION I.
FINDINGS INCORPORATED

The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

SECTION II.
AMENDMENT

1. Section II of Ordinance No. 33-11 is hereby amended by adding the following new paragraph 6, entitled “Authority of the Mayor to Contract for Emergency Road Repair,” which shall read as follows:

“6. Authority of the Mayor to Contract for Emergency Road Repair

The Mayor, or in the Mayor's absence the Mayor Pro Tempore, shall be authorized to enter in a contract, or other business arrangement, to engage those services needed to perform emergency road repair work provided that there are budgeted funds for the road repair in the City's budget and provided that the road repair does not exceed \$250.00 in total funds."

2. Paragraph 6 of Section II of Ordinance No. 33-11, entitled "Enforcement," is hereby renumbered as Paragraph 7, and Paragraph 7 of Section II of Ordinance No. 33-11, entitled "Penalty Upon Failure to Comply," is hereby renumbered as Paragraph 8.

SECTION III. **SEVERABILITY CLAUSE**

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 IV. **REPEALER CLAUSE**

Any provision of any prior ordinance of the City, whether codified or uncodified, which is in conflict with any provision of this Ordinance, is hereby repealed to the extent of the conflict, but all other provisions of the ordinances of the City, whether codified or uncodified, which are not in conflict with the provisions of this Ordinance shall remain in full force and effect.

SECTION V. **EFFECTIVE DATE**

This Ordinance shall become effective immediately upon its passage and publication as required by law.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Oak Ridge, Texas, on this the 26th day of August, 2013.

David Isbell, Mayor Pro Tem

ATTEST:

Jan Shedd, City Secretary