

ORDINANCE NO. 2022-O-151

AN ORDINANCE OF THE CITY OF ATHENS, TEXAS, AMENDING ORDINANCE 2022-O-122, TOTAL APPROPRIATIONS BUDGET FOR FISCAL YEAR ENDING SEPTEMBER 30, 2023; PROVIDING A REPEALER CLAUSE; A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on September 12th, 2022, the City Council approved its Budget Ordinance for the 2023 Fiscal Year;

WHEREAS, pursuant to the City Charter, the City Council has the power to amend any unencumbered funds or appropriations by fund;

WHEREAS, the City Council finds it in the public interest to amend the total Fiscal Year 2023 Budget by increasing budgeted expenditures in the General Fund by \$171,295 for the following uses: \$63,000 in line item 10-524-6300 for the Master Plan and \$108,295 in line item 10-532-6520 for the Industrial Park Drainage Project;

WHEREAS, on October 10th, 2022, the City Council of the City of Athens, Texas, after due notice read aloud the Ordinance amendment for the first time as required by Article III, Section 3.11 of the City of Athens Charter.

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

Section 1. The findings and recitations set out in the preamble to this Ordinance are found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes.

Section 2. The City Council hereby authorizes an amendment in the amount(s) listed below to the total appropriations for Fiscal Year 2023 as outlined and incorporated herein for all intents and purposes.

Fund	Adopted Budget	Budget Amendment #01	Amended Budget
General Fund	\$13,605,445	\$171,295	\$13,776,740

Section 3. Any Ordinance, Resolution or Order previously passed and/or adopted by the City Council, or any part thereof, if found to be in conflict with the provisions of this Ordinance, shall be resolved in favor of the terms and conditions of this Ordinance, and any prior conflicting Ordinance, Resolution or Order or any part thereof, is hereby repealed to the extent of said conflict.

Section 4. Should any clause, phrase, sentence, or section of this Ordinance be deemed invalid or unconstitutional by a court of competent jurisdiction, said finding shall not affect the remaining clauses, phrases, sentences, or sections of this Ordinance.

Section 5. This Ordinance shall be and become effective from and after its adoption and publication in accordance with the provisions of the Charter of the City of Athens, Texas.

Toni Clay, Mayor	Aye
Aaron Smith, Mayor Pro Tem	Aye
Robert Gross, Councilmember	Aye
SyTanna Freeman, Councilmember	Aye
Mark Carroll, Councilmember	Aye

Voted in favor of the motion	5
Voted against the motion	0
Motion carried	5-0

First reading on the 10th day of October 2022.

PASSED, APPROVED, AND ADOPTED this the **24th** day of **OCTOBER 2022**.

Toni Clay, Mayor

ATTEST:

Bonnie Hambrick, City Secretary