

**ORDINANCE NO. 2020-O-006**

**AN ORDINANCE AMENDING ORDINANCE O-102-19, THE TOTAL APPROPRIATIONS BUDGET FOR FISCAL YEAR ENDING SEPTEMBER 30, 2020; PROVIDING A REPEAL AND SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, on September 9th, 2019, the Athens City Council approved its Budget Ordinance for the 2020 Fiscal Year; and

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

**WHEREAS**, since the adoption of the Fiscal Year 2020 Budget, an additional budget appropriation is necessary to purchase equipment planned and budgeted in Fiscal Year 2019 but not purchased; and

**WHEREAS**, the City Council finds it in the public interest to amend the total Fiscal Year 2020 Budget by adding an additional \$134,608 to the Utility Fund.

**WHEREAS**, the first reading of said Ordinance was conducted at a regular meeting of City Council on January 13, 2020 per the City's Charter Article III, Section 3.11.

**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 they are hereby adopted by the City Council and made a part hereof for all purpose.

Section 2. The City Council hereby authorizes an amendment in the amounts listed below to the total appropriations as outlined incorporated herein for all intents and purposes.

<u>Utility Fund:</u>		
40-565-6506	Crane Truck	\$134,608

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conditions of this Ordinance, and any prior conflicting ordinance, resolution or order or any part thereof, is hereby repealed to the extent of said conflict.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.

**PASSED, APPROVED, AND ADOPTED** this 27th day of January 2020 at a regular meeting of the City Council of the City of Athens, Texas, with the following record vote:

Monte Montgomery, Mayor	Aye
Edward McCain, Mayor Pro Tem	Aye
Toni Clay, Councilmember	Aye
Aaron Smith, Councilmember	Aye

Voted in favor of the motion.	4
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Voted against the motion.	0
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Motion carried.	4-0
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Monte Montgomery, Mayor

ATTEST:

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Bonnie Hambrick, City Secretary