

**ORDINANCE NO. 2021-O-116**

**AN ORDINANCE OF THE CITY OF ATHENS, TEXAS, AMENDING ORDINANCE 2020-O-073, TOTAL APPROPRIATIONS BUDGET FOR FISCAL YEAR ENDING SEPTEMBER 30, 2021; PROVIDING A REPEALER CLAUSE; A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, on August 24<sup>th</sup>, 2020, the City Council approved its Budget Ordinance for the 2021 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 2021 Budget by increasing budgeted expenditures an additional \$188,030;

**WHEREAS**, on September 13<sup>th</sup>, 2021, 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 amounts listed below to the total appropriations as outlined incorporated herein for all intents and purposes.

Airport Fund:

11-536-6504	AWOS Weather System at Airport	\$17,955
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Utility Fund:

40-565-6308	West Wastewater Plant Clarigester	\$45,505
40-565-6504	Pump for WWTP	\$18,070
40-565-6530	Trickling Filter Distributor	\$106,500

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conditions of this Ordinance, and any prior conflicting Ordinance, Resolution or Order or any part thereof, is hereby repealed to the extent of said conflict.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 13<sup>th</sup> day of September 2021.

**PASSED, APPROVED, AND ADOPTED** this the 27<sup>th</sup> day of **September 2021**.

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Toni Clay, Mayor

ATTEST:

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Bonnie Hambrick, City Secretary