

ORDINANCE NO. 2021.3.1

AN ORDINANCE REPEALING ARTICLE 1.15, BOARDS, COMMITTEES AND COMMISSIONS, SECTIONS 1.15.031 THROUGH 1.15.046, INCLUSIVE OF DIVISION 2, ENTITLED ECONOMIC DEVELOPMENT COMMISSION, CHAPTER 1, GENERAL PROVISIONS, OF THE CITY OF FLATONIA CODE OF ORDINANCES AS NO LONGER NECESSARY OR ADVISABLE INASMUCH AS THE CITY OF FLATONIA CITIZENS DID, BY SPECIAL ELECTION HELD ON MAY 6, 2017 ESTABLISH A 4B ECONOMIC DEVELOPMENT CORPORATION; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the citizens of the City of Flatonia, Texas did, on May 6, 2017, approve the creation of a Section 4B Economic Development Corporation pursuant to the provisions of the Development Corporation Act of 1979, formerly Article 5190.6 of the Texas Revised Civil Statutes, was codified at Title 12, Subtitle C1, Section 501 et seq., providing for the creation of economic development corporations by municipalities for the purposes specified in the applicable provisions of the Development Corporation Act; and

WHEREAS, prior to the Special election held on May 6, 2017, the City Council of the City of Flatonia, Texas, had provided for the creation, by ordinance, of an Economic Development Commission to direct efforts toward the economic development of the City of Flatonia, Texas; and

WHEREAS, the City Council has been advised that the continued existence of the provisions in the Code of Ordinances of the City of Flatonia wherein the Economic Development Commission was created, namely, Article 1.15, Sections 1.15.031 through 1.15.046, inclusive, Division 2, of Chapter 1 of the Code of Ordinances of the City of Flatonia creates confusing and conflicting provisions regarding economic development and should be repealed.

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

Section 1. Article 1.15, Bards, Committees and Commissions, Sections 1.15.031 through 1.15.046, inclusive, of Division 2, entitled Economic Development Commission, Chapter 1, General Provisions, of the City of Flatonia Code of Ordinances, be and they are hereby repealed.

Section 2. This ordinance shall be cumulative of all other ordinances of the City of Flatonia, and this ordinance shall not operate to repeal or affect any other ordinances of the City of Flatonia except insofar as the provisions thereof might be inconsistent or in conflict with the provisions of this ordinance, in which event such conflicting provisions, if any, are hereby repealed.

Section 3. The sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional or invalid phrase, clause, sentence, paragraph or section.

Section 4. The City Council officially finds, determines, recites and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this Ordinance and the subject matter thereof has been discussed, considered, and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

Section 5. This Ordinance shall be effective immediately from and after its final passage and any publication in accordance with the requirements of the City of Flatonia and the laws of the State of Texas.

PASSED AND APPROVED on this 9th day of March, 2021, with 5 Council members voting for and 0 Council members voting against.


Bryan Milson
Mayor

ATTEST:


Heather Ambrose
City Secretary

APPROVED AS TO FORM:


Maria Angela Flores Beck
City Attorney

