

CITY OF GUNTER, TEXAS
ORDINANCE NO. 2023-12-06-02

AN ORDINANCE OF THE CITY OF GUNTER AMENDING CHAPTER 1 “GENERAL PROVISIONS”, ARTICLE 1.02 “ADMINISTRATION”, DIVISION 3 “OFFICERS AND EMPLOYEES” OF THE CODE OF ORDINANCES, CITY OF GUNTER, TEXAS TO REPEAL SECTION 1.02.062 “CITY MANAGER”; PROVIDING A SAVINGS/REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FINDING AND DETERMING THE MEETING AT WHICH THIS ORDINANCE IS ADOPTED WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the City of Gunter is a Type A General Law Municipality located in Grayson County created in accordance with provisions of the Texas Local Government Code and operating pursuant to the enabling legislation of the State of Texas (“City”); and

WHEREAS, Texas Local Government Code Section 51.001(1) provides that the governing body of a municipality may adopt, publish, amend, or repeal an ordinance, rule or police regulations that is for the good government, peace or order of the municipality and is necessary or proper for carrying out a power granted by law to the municipality or to an office or department of the municipality; and

WHEREAS, on November 7, 2023, the City held an election on the question of whether to abandon the city manager form of government, and the election passed in favor of abandoning the city manager form of government; and therefore, the City Council of the City eliminated the City Manager position; and

WHEREAS, the City Council desires to amend Chapter 1 “General Provisions”, Article 1.02 “Administration”, Division 3 “Officers and Employees” of the City’s Code of Ordinances by repealing Section 1.02.062 “City Manager”.

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

SECTION 1: Findings Incorporated. The findings set forth above are incorporated as if fully set forth herein.

SECTION 2: Repeal of Section 1.02.062 “City Manager” of the Code of Ordinances. Chapter 1 “ General Provisions”, Article 1.02 “Administration”, Division 3 “Officers and Employees”, Section 1.02.062 “City Manager” of the Code of Ordinances is hereby repealed in its entirety.

SECTION 3: Savings/Repealing.

All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict; but such repeal shall not abate any pending prosecution for violation of the repealed ordinance, nor shall the repeal prevent a prosecution from being commenced for any violation if occurring prior to the repeal of the ordinance. Any remaining portions of said ordinances shall remain in full force and effect.

SECTION 4: Severability.

Should any section, subsection, sentence, clause, or phrase of this Ordinance be declared unconstitutional, illegal, or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. The City hereby declares that it would have passed this Ordinance, and each section, subsection, clause, or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, and phrases be declared unconstitutional or invalid.

SECTION 5: Effective Date.

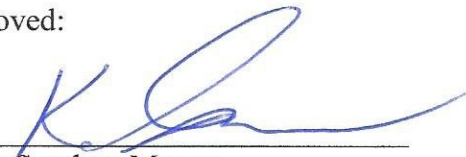
This Ordinance shall take effect immediately from and after its passage and publication as provided by law.

SECTION 6: Open Meeting.

That it is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required by law, and that public notice of the time, place, and purpose of said meeting was given, all as required by Section 551.041, Texas Government Code.

PASSED AND ADOPTED by the City Council of the City of Gunter, Grayson County, Texas, on this 6th day of December, 2023.

Approved:



Karen Souther, Mayor

Attest:



Detra Gaines, City Secretary

