

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING THE 2018-2019 BUDGET FOR THE CITY OF DEER PARK, TEXAS, AND APPROPRIATING THE SUMS SET UP THEREIN TO THE OBJECTS AND PURPOSES THEREIN NAMED; AND DECLARING AN EMERGENCY.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DEER PARK:**

**I.**

That on May 9, 2015, the eligible voters of the City approved a proposition regarding the imposition of a Type B economic development sales and use tax for specific public parks purposes, including \$2,000,000.00 for the expansion of the Maxwell Center and parking lot.

**II.**

That the City anticipates the cost to complete the construction, renovation, and improvement of the Maxwell Center and parking lot, including the contingency and the cost for extended days based on the contract, will exceed the \$2,000,000.00 of bond funds allocated to that project.

**III.**

That it has been determined that the awning on the exterior of the new Maxwell Center will not cover the sidewalk cuts needed to accommodate wheelchairs and walkers.

**IV.**

That it has been determined that during wet weather conditions, senior citizens using wheelchairs and walkers to access the sidewalk will get wet and/or encounter slick pavement subjecting them to a safety risk.

**V.**

That it has been determined that the cost to extend the awning on the exterior of the new Maxwell Center to cover the sidewalk cuts needed to accommodate wheelchairs and walkers would be approximately \$33,800.00.

**VI.**

That for the safety of its senior citizens, the City recommends extension of the awning on the exterior of the new Maxwell Center to cover the sidewalk cuts needed to accommodate wheelchairs and walkers.

**VII.**

That the City of Deer Park's budget for the fiscal year ending September 30, 2019 was duly prepared and filed with the City Secretary, where it was available for inspection by any taxpayer.

**VIII.**

That to construct the extension of the awning on the exterior of the new Maxwell Center to cover the sidewalk cuts needed to accommodate wheelchairs and walkers would require the addition of \$33,800.00 to the City of Deer Park's budget for the fiscal year ending September 30, 2019.

**IX.**

That the \$33,800.00 expenditure for the extension of the awning on the exterior of the new Maxwell Center to cover the sidewalk cuts needed to accommodate wheelchairs and walkers would be funded out of the unassigned fund balance of the General Fund, which is available for this purpose.

**X.**

That the amounts specified are for the purposes named in said budget, and they are hereby appropriated to and for such purposes.

**XI.**

That the regular budget of the City of Deer Park, Texas, for the fiscal year ending September 30, 2019, be, and the same is hereby, in all respects finally approved and amended as so described above and shall be, and is hereby, filed with the City Secretary of said City.

**XII.**

That the City Secretary file copies of this Ordinance and of such budget with all public officers as required by the laws of the State of Texas.

**XIII.**

It is hereby officially found and determined that the meeting at which this Ordinance was adopted was open to the public, and that public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551 of the Government Code of the State of Texas.

**XIV.**

The City Council finds that this Ordinance relates to the immediate preservation of the public peace, health, safety and welfare, and that approval of a 2018-2019 Budget amendment be adopted at the earliest possible moment to comply with the City Charter and Statutes of the State of Texas, and to provide protection for persons within the City, thereby creating an emergency, for which the Charter requirement providing for the reading of Ordinances on three (3) several days should be dispensed with, and this Ordinance be passed finally on its introduction, and accordingly, such requirement is dispensed with, and this Ordinance shall take effect upon its passage and approval by the Mayor.

In accordance with Article VIII, Section 1 of the City Charter, this Ordinance was introduced before the City Council of the City of Deer Park, Texas, **passed, approved and adopted** on this the \_\_\_\_ day of \_\_\_\_\_, 2019 **by a vote of** \_\_\_\_\_ **“Ayes” and** \_\_\_\_\_ **“Noes”.**

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**MAYOR**, City of Deer Park, Texas

**ATTEST:**

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City Secretary

**APPROVED:**

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City Attorney