

ORDINANCE NO. 2022- 22

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMMERCE, TEXAS AMENDING ORDINANCE 2021-27 ESTABLISHING THE FY22 CAPITAL IMPROVEMENT PLAN (CIP) TO ADJUST THE PROJECT BUDGET FOR THE ANIMAL SHELTER CONSTRUCTION PROJECT; FINDING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; PROVIDING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, The City of Commerce, Texas municipal corporation operating as a home rule municipality ("City") in accordance with the provisions of Chapter 26 of the Texas Local Government Code and the Commerce City Charter; and

WHEREAS, the City intends to establish an annual process for reviewing and updating the Five Year Capital Improvement Program; and

WHEREAS, during the planning stages for the Animal Shelter Expansion Project, the question arose if the budget of \$1.5 million could accommodate the need for a larger shelter in our growing community; and

WHEREAS, the costs of building materials has gone up substantially since the initial passage of Ordinance 2021-27 which allowed for \$1.5 million for this project and city staff believes, after having met with contractors, that this project with the formerly approved budget would not adequately provide for the growth our community is experiencing and the needs of the community in this capacity; and

WHEREAS, the Council hosted a workshop on November 1, 2022 to consider options for the animal shelter expansion project and reached a general consensus that a budget of \$3 million was more appropriate for the scope of this project; and

WHEREAS, the Council opts to reallocate an additional \$1.5 million from the 2023 issuance of certificates of obligation to the animal shelter expansion project, in addition to the previously allocated \$1.5 million reserved for this project.

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

SECTION 1. That the facts in the preamble of this Ordinance are true and correct.

SECTION 2. That the City Council of the City of Commerce, Texas hereby passes this Ordinance approving the addition of \$1,500,000 to the project budget for the Animal Shelter Construction Project, as shown in Exhibit A. The new total project budget is set at \$3.0 million.

SECTION 3. That the City Council appropriates funding from (General Fund fund balance, Capital Projects fund balance, or additional debt in FY23).

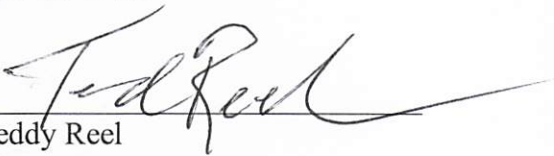
SECTION 4. That it is hereby officially found and determined that the meeting at which this Ordinance is passed is open to the public as required by law and that public notice of the time, place and purpose of said meeting was given as required.

SECTION 5. If any part, word, phrase, sentence, paragraph, section or provision of this Ordinance is for any reason declared to be unconstitutional, illegal, inoperative, invalid or ineffective by a court of competent jurisdiction, then, in that event, it is expressly provided, and it is the intention of the City Council in passing this Ordinance that its parts shall be severable, and all other parts of this Ordinance shall not be affected thereby and they shall remain in full force and effect.

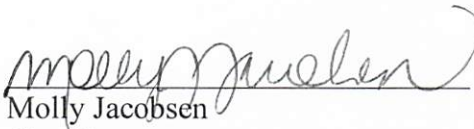
SECTION 6. This Ordinance becomes effective immediately after being passed and approved after the final reading.

READ, PASSED, AND APPROVED ON FIRST READING, on this 15th Day of November, 2022.

APPROVED:


Teddy Reel
Mayor

ATTEST:


Molly Jacobsen
City Secretary

AYES: Mayor Teddy Reel, Mayor Pro Tem Anthony Henry, Stephanie Muller, Beckey Thompson

NAYS: 0

ABSTAINED: 0

ABSENT: Jim Ayres

APPROVED AS TO FORM AND LEGALITY:


Charles Anderson, City
Attorney

EXHIBIT A

City of Commerce
FY23 Capital Improvements Program
Multi-Year Strategy - AMENDED

General Fund	FY2021	FY2022	FY2023	FY2024	FY2025	TOTAL
C.O. Funding Capacity	\$ 1,500,000	\$ 6,500,000	\$ 3,000,000	\$ 3,000,000	\$ 4,000,000	\$ 18,000,000
CIP Project List						
Multi-Year Street & Drainage Improvements	\$ -	\$ 2,140,000	\$ 1,500,000	\$ 3,000,000	\$ 4,250,000	\$ 10,890,000
Maint. - Monroe St		\$ 55,000				\$ 55,000
Maint. - Park St		\$ 800,000				\$ 800,000
Reconstruction - Washington St (North)		\$ 1,135,000				\$ 1,135,000
Reconstruction - Hickory St		\$ 150,000				\$ 150,000
Reconstruction - E Sterling Hart Dr			\$ 1,000,000			\$ 1,000,000
Reconstruction - Oak Ln			\$ 500,000			\$ 500,000
Reconstruction - S. Monroe St				\$ 3,000,000		\$ 3,000,000
Reconstruction - W. Charity					\$ 1,250,000	\$ 1,250,000
Reconstruction - E. Charity					\$ 1,500,000	\$ 1,500,000
Reconstruction - Washington St (South)					\$ 1,500,000	\$ 1,500,000
Public Library Improvements		\$ 800,000				\$ 800,000
NEW Animal Shelter		\$ 1,500,000	\$ 1,500,000			\$ 3,000,000
Park System Improvements		\$ 1,500,000				\$ 1,500,000
Downtown Event Improvements		\$ 1,000,000				\$ 1,000,000
Project Totals	\$ -	\$ 6,940,000	\$ 3,000,000	\$ 3,000,000	\$ 4,250,000	\$ 17,190,000
Utility Fund	FY2021	FY2022	FY2023	FY2024	FY2025	TOTAL
CIP Project List	\$ 1,000,000	\$ 1,250,000	\$ 3,500,000	\$ 150,000	\$ 2,500,000	\$ 8,400,000
WTP Filter Rehab	\$ 500,000	\$ 1,000,000				
WWTP Pump Rehab	\$ 500,000					
Washington St Clearwell Rehab		\$ 250,000				
East Oak Creek Utility Improvements			\$ 500,000			
Pritchard Rd Utility Extensions			\$ 1,000,000			
Washington St Utility Rehab			\$ 1,500,000			
Water Master Plan			\$ 250,000			
Bishop St Lift Station Rehab			\$ 250,000			
WTP Ground Storage				\$ 150,000	\$ 2,500,000	