

ORDINANCE NO. 2023- 09 - 07

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMMERCE, TEXAS ACCEPTING CERTAIN CAPITAL IMPROVEMENT PROJECTS AND APPROVING THE PROPOSED, FIVE YEAR CAPITAL IMPROVEMENT PROGRAM ("FY 2024 CIP") AND DESIGNATED PROJECTS FOR FISCAL YEAR 2024; THE PROJECTS INDICATED IN THE ATTACHED "EXHIBIT A" TO THIS ORDINANCE AND APPROVING SUCH PROJECTS TO BECOME EFFECTIVE AND IMPLEMENTED AS THE CITY'S ADOPTED CAPITAL IMPROVEMENT PLAN (CIP) AS OF OCTOBER 1, 2023 FOR THE FISCAL YEAR 2024, BEGINNING OCTOBER 1, 2023 AND ENDING ON SEPTEMBER 30, 2024 ("FY 2024"); 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, the City has recently and intends to in the near future issue new debt in order to Fund the projects listed in Exhibit A; and

WHEREAS, City Council directs the City Manager and his staff to pursue the funding and design of the projects planned for Fiscal Years 2024 – 2028 as they may span over one year; and

WHEREAS, the approval of this Five-Year Capital Improvement Program (CIP) will allow staff to plan ahead for any right of way acquisition and design which may need to take place prior to construction or design efforts; and

WHEREAS, the Commerce City Council met numerous times during the preparation stages of the Fiscal Year 2024 budget in order to give careful thought and consideration and allow for community input in the development of this CIP;

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 Five-Year Capital Improvement Program beginning in Fiscal Year 2024 through 2028, as shown in Exhibit A.

SECTION 3. That the City Council agrees to allow staff to take the necessary steps in order to issue the debt needed in Fiscal Year 2024 to fund these planned projects.

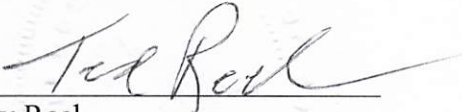
SECTION 4. That it is hereby officially found and determined that the meeting at which this Ordinance is passed is open to the public as required by law and that public notice of the time, place and purpose of said meeting was given as required.

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.

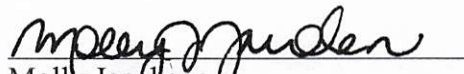
SECTION 6. This Ordinance becomes effective immediately after being passed and approved after the final reading.

READ, PASSED, AND APPROVED ON FIRST READING, on this 19th Day of September, 2023.

APPROVED:


Teddy Reel
Mayor

ATTEST:


Molly Jacobsen
City Secretary

AYES: *Stephanie Mueller, Jim Ayres*
NAYS: $\emptyset$
ABSTAINED: $\emptyset$
ABSENT: $\emptyset$
Mayor Teddy Reel, Mayor Pro Tem Anthony Henry, Beckey Thompson

APPROVED AS TO FORM AND LEGALITY:

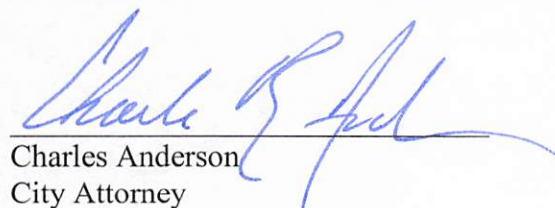

Charles Anderson
City Attorney

EXHIBIT A

City of Commerce
FY24 Capital Improvements Program
Multi-Year Strategy - DRAFT

General Fund	FY2021	FY2022	FY2023	FY2024	FY2025	FY2026	TOTAL
C.O. Funding Capacity	\$ 1,500,000	\$ 6,500,000	\$ 3,000,000	\$ 3,000,000	\$ 4,000,000	\$ 3,000,000	\$ 21,000,000
CIP Project List							
Multi-Year Street & Drainage Improvements	\$ -	\$ 2,140,000	\$ 1,500,000	\$ 2,750,000	\$ 3,500,000	\$ 3,000,000	\$ 12,890,000
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			\$ 2,000,000
Reconstruction - Oak Ln			\$ 500,000	\$ 750,000			\$ 1,250,000
Reconstruction - S. Monroe St				\$ 1,000,000	\$ 3,000,000		\$ 4,000,000
Reconstruction - W. Charity					\$ 500,000	\$ 3,000,000	\$ 3,500,000
Reconstruction - E. Charity							\$ -
Reconstruction - Washington St (South)							\$ -
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	\$ 2,750,000	\$ 3,500,000	\$ 3,000,000	\$ 16,190,000

Utility Fund	FY2021	FY2022	FY2023	FY2024	FY2025	FY2026	TOTAL
CIP Project List	\$ 1,000,000	\$ 1,250,000	\$ 3,500,000	\$ 1,150,000	\$ 2,500,000	\$ -	\$ 9,400,000
WTP Filter Rehab	\$ 500,000	\$ 1,000,000					
WWTP Pump Rehab	\$ 500,000						
East Oak Creek Utility Improvements		\$ 250,000					
East Oak Creek Utility Improvements			\$ 500,000				
Sulphur River Transmission Line			\$ 1,000,000				
Washington St Utility Rehab			\$ 1,500,000				
Water Master Plan			\$ 250,000				
Bishop St Lift Station Rehab			\$ 250,000				
WWTP Rehabilitation Project				\$ 1,000,000			
WTP Ground Storage				\$ 150,000	\$ 2,500,000		