

CITY OF WILLOW PARK

ORDINANCE NO. 561-07

AN ORDINANCE AMENDING CHAPTER 1, ARTICLE 1.1000 "DEPOSITORY" OF THE CODE OF ORDINANCES, CITY OF WILLOW PARK, TEXAS, TO DESIGNATE THE COMPASS BANK, N.A., AS THE OFFICIAL DEPOSITORY OF THE CITY OF WILLOW PARK, TEXAS; AND, PROVIDING FOR AN EFFECTIVE DATE AND REPEALER

WHEREAS, the City of Willow Park, is a municipal corporation duly and legally formed in the State of Texas; and

WHEREAS, the City is a general law municipality with specific powers delegated to it to protect the health, safety and general welfare of its citizens; and,

WHEREAS, the City of Willow Park, is authorized by Chapter 105 of the TEX. LOCAL GOVT. CODE to enter into a depository services contract with a commercial depository for the receipt and disbursement of municipal funds or any department or agency thereof; and

WHEREAS, the City of Willow Park provided notice of depository selection, pursuant to §105.012 TEX. LOCAL GOVT. CODE, on May 10, 2007, more than 21 days prior to awarding a depository services contract; and

WHEREAS, the City of Willow Park has considered all applications received as a result of said notice, including the terms, conditions and costs of the depository services offered and the designated officer has presented the specifications of the applications to the governing body pursuant to §105.011(c), TEX. LOCAL GOVT. CODE; and

WHEREAS, the City of Willow Park has complied with the procedural requirements as set forth by Chapter 105, TEX. LOCAL GOVT. CODE.

NOW THEREFORE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WILLOW PARK, TEXAS:

SECTION 1. AUTHORIZATION

The Mayor, or his designee, is hereby authorized and directed to implement the applicable provisions of this Ordinance.

SECTION 2. AMENDMENT

Chapter 1, Article 1.1000 "DEPOSITORY" of the Code of Ordinances of the City of Willow Park, Texas shall be amended to read as follows:

"Compass Bank, N.A." (5171 East I-20, Service Road North, Willow Park, Texas 76087) is hereby designated as the official municipal depository of the City of Willow Park, Texas for a term not to exceed three years from the date of the execution of the depository contract, with two one year extensions with the written consent of the parties.

SECTION 3. SECURITY REQUIRED

The municipal depository shall provide security for municipal funds to be deposited in accordance with the terms of the depository contract on or prior to the commencement of the contract.

SECTION 4. TRANSFER OF FUNDS

Within sixty days of the designation of a municipal depository herein, the designated officer shall cause to be transferred to the depository those funds covered by the depository contract under the control of the designated officer.

SECTION 5. DESIGNATED OFFICER

Pursuant to §105.001 TEX. LOCAL GOVT. CODE, the governing body of the municipality does hereby name as designated officers the following:

Mayor, Linn Wetwiska
Mayor Pro-Tem, Marvin Glasgow
City Administrator, Claud R. Arnold
City Secretary, Candice J. Scott

The designated officer is delegated the authority for payment of funds from the depository account pursuant to §105.074, TEX. LOCAL GOVT. CODE except that the designated officer may not solely authorize the withdrawal of funds.

SECTION 6. NOTICE

The City Secretary is hereby ordered to provide notice of this action, by providing an executed copy of the Ordinance, to Compass Bank, N.A.

SECTION 7. REPEAL OF CONFLICTING ORDINANCES

All Ordinances in conflict herewith be and the same are hereby repealed to the extent of such conflict; Chapter 1, Section 11, of the Code of 1986, as passed by the City Council on June 23, 1993; and, Ordinance 425-98 as passed by the City Council on September 15, 1998; and Ordinance 505-03 as passed by the City Council on December 16, 2003 are particularly repealed.

The Willow Park City Council in acting on Ordinance No. 561-07, did on the 19th day of June, 2007 vote as follows:

	<u>FOR</u>	<u>AGAINST</u>
Linn Wetwiska , Mayor	_____	_____
Barry K. Tatum, Place 1	_____✓	_____
J. Teresa Welch, Place 2	_____✓	_____
Hale Alderman, Place 3	_____✓	_____
Kenneth Hawkins, Place 4	_____✓	_____
Marvin Glasgow, Place 5	_____✓	_____

SECTION 8. SEVERABILITY

If for any reason any section, paragraph, subdivision, clause, phrase or provision of this Ordinance shall be held invalid, it shall not affect any valid provisions of this or any other Ordinance of the City of Willow Park to which these rules and regulations relate.

SECTION 9. RECITALS

The City Council hereby finds and declares all precatory language herein to be true and correct and approves and adopts the same herein as part of this Resolution.

SECTION 10. EFFECTIVE DATE

This Ordinance shall take effect from and after the date of its passage.

PASSED AND APPROVED this 19th day of June, 2007.

Linn Wetwiska

/s/ Mayor

ATTEST:
Candice J. Scott

/s/ City Secretary/Clerk

APPROVED AS TO FORM:

/s/ City Attorney