CITY OF WILLOW PARK

RESOLUTION NO. 05-14

A RESOLUTION PROVIDING AUTHORIZATION TO ENTER INTO AN INTERLOCAL COOPERATION AGREEMENT WITH THE CITY OF WEATHERFORD, TX FOR CERTAIN GOVERNMENTAL FUNCTIONS AND SERVICES; AND, PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Willow Park, Texas (City) is a general law municipality located in Parker County, created in accordance with the Laws of the State of Texas; and,

WHEREAS, it is intent of the City of Willow Park to protect the health, safety and welfare and well being of its citizens; and,

WHEREAS, the municipal offices of the City perform certain functions related to the preservation of order, health, prosperity and welfare of its citizens; and,

WHEREAS, pursuant to Chapter 791, TEX. GOV'T CODE, the City is a "local government" and "political subdivision" that is an eligible entity under the Interlocal Cooperation Act and possesses legal authority to enter into contracts; and,

WHEREAS, the provision of animal control services, and the fair compensation t herefore, is a governmental function that each party to the contract is authorized to perform individually; and,

WHEREAS, the City of Weatherford, TX is a home rule City organized under the laws of Texas and is also a governmental entity and political subdivision; and,

WHEREAS, the City has sufficient current revenues from which to fund the financial obligations set forth in the Agreement; and,

WHEREAS, pursuant to §791.011(a), TEX. GOV'T CODE, the City may contract with another local government to provide certain governmental functions and services; and

WHEREAS, the City adopted a Fiscal Year 2013- 2014 pursuant to CHAPTER 102 TEX LOCAL GOVT CODE based on certain revenue projections and anticipated operation cost; and

WHEREAS, the collection of sales tax revenue and other revenue sources have exceeded projection made, the General Fund has a credit balance which may be allocated to other budget line items in the sound discretion of the governing body.

NOW THEREFORE BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF WILLOW PARK THAT:

SECTION 1. AUTHORIZATION.

The Mayor, or the Mayor's designee, is hereby authorized and directed to implement the applicable provisions of this Resolution.

SECTION 2. CONTRACT AUTHORIZATION.

The governing body of the City does hereby authorize the Mayor or Mayor's designee to execute an Interlocal Cooperation Agreement for Animal Control Services, attached hereto as Exhibit A, and incorporated herein acknowledging the scope of services defined therein, or a similar contract not materially different, if approved by the City Attorney.

SECTION 3. BUDGET TRANSFER.

Pursuant to §102.007(b) TEX LOCAL GOVT CODE, the governing body finds it in the best interests of the taxpayer to change the budget by transferring from the General Fund excess revenue to the appropriate line item agreement (Exhibit A) during the current Fiscal Year. The City Financial Officer is hereby instructed to make the change or transfer.

SECTION 4. SEVERABILITY.

If for any reason any section, paragraph, subdivision, clause, phrase or provision of this Resolution 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 5. REPEALER.

To the extent any other ordinance or resolution is inconsistent with the provisions herein it is herby repealed and superseded by the provisions herein.

SECTION 6. 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 7. EFFECTIVE DATE.

This Resolution shall take effect from and after its adoption.

PASSED AND APPROVED this 10th day of June, 2014.

/s/ R. Neverdousky
Mayor

ATTEST:

/s/ Caroline Scott
City Secretary/Clerk

APPROVED AS TO FORM:

/s/
City Attorney

The Willow Park City Council in acting on Resolution No. 05-14 did on the 10th day of June, 2014 vote as follows:

	FOR	AGAINST
Richard Neverdousky, Mayor		
Brian Thornburg, Place 1	✓	
Gene Martin, Place 2	✓	
Greg Runnebaum, Place 3	✓	
James E. Mullins, Place 4	✓	
Tim Griffiths, Place 5	✓	