

CITY OF MOULTON, TEXAS



ORDINANCE NO. 03132014-02

AN ORDINANCE REPEALING ARTICLE 4.05 (SECURITY PERSONNEL) OF THE CODE OF ORDINANCES OF THE CITY OF MOULTON, TEXAS; PROVIDING A SAVINGS CLAUSE AND SEVERABILITY CLAUSE, AND REPEALING ANY INCONSISTENT PROVISIONS; ESTABLISHING AN EFFECTIVE DATE AND NOTICE AND MEETING DETERMINATION.

WHEREAS, the City of Moulton, Texas (“City”) is a municipality incorporated and operating under the Laws of the State of Texas; and

WHEREAS, pursuant to Texas Local Government Code § 51.001, the City Council is authorized to adopt an ordinance that is for the good government, peace or order of the City and is necessary or proper for carrying out a power granted by law to the City; and

WHEREAS, pursuant to Texas Local Government Code § 51.012, the City Council is authorized to adopt an ordinance, not inconsistent with state law, that the council considers proper for the government, interest, welfare or good order of the City; and

WHEREAS, the City has determined that it is in the best interest of the public; for the purpose of promoting the health, safety and welfare of its citizens; and to ensure good government, peace, and order in the City, to repeal Article 4.05 relating to security personnel.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MOULTON, TEXAS, THAT:

SECTION I. FINDINGS OF FACT

All of the above premises are hereby found to be true and correct legislative and factual findings of the City of Moulton and are hereby approved and incorporated into the body of this ordinance as if copied in their entirety.

SECTION 2. REPEAL OF ARTICLE 4.05

Article 4.05 of City’s Code of Ordinances relating to the regulation of security personnel is hereby repealed.

SECTION 3. SAVINGS

The repeal of any ordinance or part of ordinances effectuated by the enactment of this ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or a discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the City under any section or provisions of any ordinances at the time of passage of this ordinance.

SECTION 4. SEVERABILITY

If any provision, section, sentence, clause or phrase of this ordinance, or the application of the same to any person or set of circumstances is for any reason held to be unconstitutional, void, invalid, or unenforceable, the validity of the remaining portions of this ordinance or its application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council of the City of Moulton in adopting, and of the Mayor in approving this ordinance, that no portion thereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality or invalidity of any portion, provision or regulation.

SECTION 5. REPEALER

The provisions of this ordinance shall be cumulative of all other ordinances or parts of ordinances governing or regulating the same subject matter as that covered herein, provided, however, that all prior ordinance or parts of ordinances inconsistent or in conflict with any of the provisions of this ordinance are hereby expressly repealed to the extent that such inconsistency is apparent. This ordinance shall not be construed to require or allow any act which is prohibited by any other ordinance.

SECTION 6. EFFECTIVE DATE

This ordinance shall take effect immediately from and after its passage and publication as may be required by law.

SECTION 7. NOTICE AND MEETING

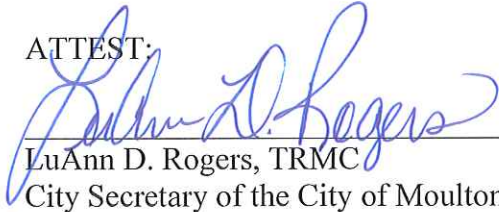
It is hereby officially found and determined that the meeting at which this ordinance was passed was open to the public and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

PASSED, ADOPTED AND APPROVED THIS 13TH DAY OF MARCH 2014.



Ervin Patek, Mayor
City of Moulton, Texas

ATTEST:



LuAnn D. Rogers, TRMC
City Secretary of the City of Moulton, Texas