MINUTES OF JULY 13, 2026, REGULAR MEETING

On this day, the 13th day of July, the City Council convened in regular session in the City Council Room. The regular meeting being open to the public and notice of said regular meeting having been given as prescribed by Chapter 51 of the Government Code with the following being present and in attendance to wit:

Mayor Joe Davis, Council Members Micah Casas, Leslie Ivy, Melissa Hibbitts, Melisa McIntosh, Winfred McQueen, Lloyd Roberts, and Mark Sweatt. Council Member Zack Altman was absent. Employees present were City Administrator Jack Owens, City Secretary Amalia Gaxiola, Police Chief Rex Plant, Librarian Jackie Owens, and David Aleman. Others present were Kim Cloyd, Ami Tribble, Bob and Sherry Tribble, Roger Estlack, Samantha Ruiz, Mattie Wakefield, Priscilla Ruiz, Kristan Altman, Joanna and Roman Buckner, Cindy Woodard, Kathy Fowler, Kenzy Middleton, Melody Middleton, Robert Connell, Janie Farnsworth, Kevin Huddleston, Becky Crockett, Meme Bass, Kila Manuel, Shayne Branigan, Dave Thomas, and Underwood Attorney Matthew Murray.

1. CALL TO ORDER, INVOCATION AND PLEDGE OF ALLEGIANCE

Mayor Davis called the regular meeting to order at 6:00 p.m. and noted a quorum present. Alderman Roberts voiced the invocation, and Alderman Casas led the pledge of allegiance.

2. PUBLIC COMMENT

No comment.

3. HEARING FOR DILAPIDATED PROPERTIES AND ABANDONED VEHICLES

Chief Plant stated this hearing is about Mayor Joe Davis for behind the radio station property having junk and debris and broken windows. Plant provided pictures from today and one/two years ago saying Joe received two certified letters asking to clean up and replace broken windows in the icehouse to which no progress has been made and no plans have been brought to him about it getting done. This hearing is to see how council wants to proceed because if he is going to enforce the citizens then he has to enforce the council and employees. Joe said he has had broken windows going on four years and he will get it taken care of. Plant asked council what they want to do and how he had several conversations with Mr. Davis and hasn't received no plan of action via verbal or written. Joe stated that he has recently mowed it. Alderwoman Ivy asked when the first letter was sent and Plant said 2024. Alderman Casas asked Chief Plant if he has sent anymore other than Joe and Plant said no, how can he send to others when council and employees aren't in compliance, but whatever is done today will be what is done moving forward. Alderman Sweatt and Alderman Casas stated that all should have been sent out and not just one. Casas asked when the rest of council and employees will be sent a letter and Plant said within the next 30 days. Alderman Roberts talked about junk cars on Brice Street and how we need to follow ordinances and enforce things and put liens on properties. Attorney Matthew Murray added that criminal citations can be issued or nuisance abatement where city can send notice of cleaning property withing ten days and if not cleaned then the city can hire someone to do so and pass the cost to the owner and if not paid then lien the property. Alderwoman asked Joe if he can have this done in 30 days and Joe agreed. Alderman Sweatt asked what will be done if not done in those 30 days and Chief Plant said class c misdemeanor which is five hundred dollars a day or city can abate it and charges Mr. Davis for it. Alderman Casas stated that the fine can be two hundred fifty dollars the first time and five hundred dollars after. Alderman Sweatt made the motion that the offender has 30 days for the property to come into compliance and if not, the Chief will write citations to be fined at two hundred fifty dollars per day, seconded by Alderwoman Ivy. The vote passed with 7 in favor.

4. APPROVE CONSENT AGENDA ITEMS

Alderwoman McIntosh made the motion to approve the consent agenda items, seconded by Alderman Sweatt. The vote passed with 7 in favor.

5. DEPARTMENT HEAD REPORTS ON MONTHLY ACTIVITIES

Administrator Jack Owens read the written reports for library, judicial, fire and he read his written report which included admin, water, landfill, street, parks/rec, airport, and the TxDOT waterline relocation project. Police Chief Rex Plant gave an update on the police department.

6. OLD BUSINESS

a. MOTION TO REMOVE THE TABLED ITEMS OFF THE TABLE

Alderwoman McIntosh made the motion to remove the tabled items off the table, seconded by Alderwoman Hibbitts. The vote passed with 7 in favor.

b. DISCUSS AND CONSIDER AMENDMENT TO CITY BUILDING PERMIT

Administrator Owens said there should be an electrical inspection part on the building permit. Jared from Liberty is offering seventy-five dollars per electrical inspection and Owens is proposing to add twenty-five dollars for administrative fees. Alderman Roberts asked for clarification on if an RV Park with multiple spots is required to get an inspection for each spot or one inspection for the whole RV Park. Owens stated that the plumbing inspections have been done at seventy-five dollars per park and not each space. Owens said he can have Jared at the next meeting. Alderwoman McIntosh made the motion to table this item, seconded by Alderman Casas. The vote passed with 7 in favor.

c. DISCUSS/CONSIDER CONTINUATION OF BUILDING PERMITS FOR RV PARKS

Alderwoman believes that they should hold off on this since the other stuff is not done and the council agreed. Administrator Owens stated he had an individual call today about putting up an RV Park and the permitting process and he explained they were on hold and will follow up when the council makes a decision. Alderwoman McIntosh made the motion to table this item till the next meeting, seconded by Alderwoman Hibbitts. The vote passed with 7 in favor.

7. NEW BUSINESS

a. DISCUSS/CONSIDER REFUND REQUEST TO TIMOTHY RUTLEDGE REGARDING THE PURCHASE OF DELINQUENT TAX PROPERTY PREVIOUSLY AWARDED AND PAID FOR – 511 N 9TH STREET

Administrator Owens stated that Mr. Rutledge would like to rescind his request as he would like to keep the property. No action.

b. CONSIDER REQUEST FOR ASSISTANCE FROM HOTEL OCCUPANCY TAXES TO HALL COUNTY PICNIC ASSOCIATION FOR HALL COUNTY PICNIC ASSOCIATION FOR HALL COUNTY PICNIC ACTIVITIES

Cindy Woodard began by saying they have reorganized the board and they have new officers; Kenzy Middleton is president, Samantha Torres is vice president, Melody Middleton is the treasurer, and Cindy is the secretary. They are diligently trying to work on things and have the best picnic this year. They would like to do the parade and truck show and want to have trophies awarded instead of cash, especially with it being America 250. She said they asked the EDC for use of their building at 603 W Main Street, which they have agreed, so they can have an art show. They will get the school kids involved and will display the posters in the building and will award nice ribbons which they are requesting money for and they need assistance with the burgers on Friday, the parade marshal sign, and the rest will be for the band but they are also going to ask for business sponsors. Woodard also stated that if the council would like to be extra generous, they will be doing a veterans float for any veterans. Alderwoman McIntosh made the motion to give the Hall County Picnic Association four thousand dollars from Hotel Occupancy Tax, seconded by Alderwoman Hibbitts. The vote passed with 7 in favor.

c. CONSIDER REQUEST FOR BLOCKING OFF STREETS DURING HALL COUNTY PICNIC ACTIVITIES

Cindy Woodard provided a map to council as they are requesting blocking off 6th street all day but also requesting to block off the additional parking at the square to include the south side parking on main and west side parking on 5th street. Woodard explained that they expect to have large equipment and tractors in the parade and they thought it would give more area for the parade if they don't let people park inside the square for the parade and they will also have a car show which be on the west side of 5th street so if they know of anyone wanting to enter their cars, motorcycles, tractor for free they are welcomed. Cindy also mentioned needing all the picnic tables the city can bring from the park and more dumpsters as the previous years they are overflowing. She said the extra dumpsters could be in different areas like the building on main and one by the les sims park. Kim Cloyd added that blocking the parking on the south side of main street will prevent vendors from parking and Melody reassured her that it will benefit as they will be the only ones able to park there. Alderwoman Ivy made the motion to block off the streets as presented but still let vendors park, seconded by Alderman Roberts. The vote passed with 7 in favor.

d. CONSIDER APPOINTMENT OF JOANNA BUCKNER TO MEMPHIS HOUSING AUTHORITY BOARD OF COMMISSIONERS

Mayor Davis asked Joanna Buckner if she would like to be appointed and she agreed. Alderwoman McIntosh made the motion to appoint Joanna Buckner to the Memphis Housing Authority Boad of Commissioners, some discussion was had on the verbiage and then Joanna introduced herself, seconded by Alderwoman Ivy. The vote passed with 7 in favor.

e. DISCUSS CITY ORDINANCE FOR RV PARKS

Mayor Davis asked for the council to just follow what the state has in place and not add. Alderman Sweatt asked about a property line distance. Mayor Davis asked if passing this ordinance needs to have a hearing to put an ordinance together and Attorney Matthew Murray said he doesn't believe a public hearing is legally required but it's a good idea. Alderman Sweatt does not agree with the fencing. Mayor Davis opened the floor to citizen comments. A couple residents asked council some fencing questions and Roman Buckner stated the council should just go with what state law has the city's back for. Attorney Murray said that the conservative approach would be to adopt the NFPA standards and could have local amendments. Alderwoman Ivy mentioned scratching the fencing but still needing an ordinance because of the liability insurance requirement and NFPA requires to keep registration records but does not give a time and this ordinance does and the city requires RV Parks to have a commercial account which is not in the NFPA.

f. CONSIDER APPOINTMENT OF MEMPHIS TYPE B ECONOMIC DEVELOPMENT CORPORATION BOARD OF DIRECTORS FOR TWO-YEAR TERMS IN SEATS 1, 3, AND 5

Administrator Owens said that the current board members Mark Montgomery, Georgia Brauer, and Kendra Davis would like to remain appointed. Alderman Ivy made the motion to appoint Mark Montgomery, Georgia Brauer, and Kendra Davis to seats 1, 3, and 5 of the Memphis Type B Economic Development Corporation Board, seconded by Alderman Casas. The vote passed with 7 in favor.

g. DISCUSS/CONSIDER A RESOLUTION AUTHORIZING THE TRANSFER OF ALL MEMPHIS ECONOMIC DEVELOPMENT CORPORATION, INC. ASSETS, INCLUDING REAL PROPERTY, AND OBLIGATIONS TO THE CITY OF MEMPHIS AND AUTHORIZING THE TRANSFER OF ALL ASSETS AND OBLIGATIONS RECEIVED BY THE CITY OR THAT MAY BE RECEIVED BY THE CITY FROM THE MEMPHIS ECONOMIC DEVELOPMENT CORPORATION, INC. TO THE MEMPHIS TYPE B ECONOMIC DEVELOPMENT CORPORATION

Attorney Matthew Murray clarified that this would authorize the transfer of all assets and obligations of the type a to the city and the city to type b which is just housecleaning to accomplish the results of the election. Murray also added that the certificate of termination is ready which will get submitted to the Secretary of State so it will be terminated shortly. Alderwoman Ivy addressed that she would like council to receive reports from EDC regarding all expenses and loans. Alderwoman Hibbits mentioned that if an administrative assistant is hired then they could report to council on those things. Administrator Owens stated that during budget workshops the administrative assistant could be discussed as EDC and Revolving Loan Board discussed sharing the costs. Alderman Casas made the motion to transfer all from type a to the city and from the city to type b, seconded by Alderman Roberts. The vote passed with 7 in favor.

h. DISCUSS/CONSIDER AN ORDINANCE AUTHORIZING A BUDGET AMENDMENT APPROPRIATING $5,944.60 FROM GENERAL FUND BALANCE TO THE JUDICIAL COLLECTION AGENCY FEES EXPENDITURE ACCOUNT FOR PAYMENT OF OUTSTANDING COLLECTION AGENCY INVOICES NOT PREVIOUSLY RECEIVED

Alderwoman McIntosh asked if Perdue sent a bulk of invoice versus sending them as they should and Administrator Owens agreed. Owens mentioned that during last year's budget it was understood that there weren't going to be collection fees, so it was taken out and set at zero. Alderwoman Ivy added that the fee would be added and the city would get their part and Perdue would take out there's and Judge Aleman said the fees were passed onto the citizen and they paid it all, but he wasn't receiving any invoices so he assumed Secretary Gaxiola was receiving them and she wasn't. He then got a call regarding the unpaid invoices. Alderwoman Ivy made the motion to move $5,944.60 from general fund to the judicial collection agency fees account, seconded by Alderwoman McIntosh. The vote passed with 7 in favor.

i. DISCUSS/CONSIDER AN ORDINANCE AUTHORIZING A BUDGET AMENDMENT APPROPRIATING $141,024.00 FROM GENERAL FUND BALANCE TO THE AIRPORT GRANT MATCH EXPENDITURE ACCOUNT

Administrator Owens said this is for transition of money allocated in 24/25 to 25/26 since the project was not done in 24/25 and the money was not earmarked for 25/26. Alderman McQueen made the motion to authorize $141,024.00 from general fund to the Airport Grant Match account, seconded by Alderman Sweatt. The vote passed with 7 in favor.

j. DISCUSS/CONSIDER TRANSITION OF THE MUNICIPAL COURT JUDGE POSITION TO A PART-TIME ROLE BEGINNING 26/27 FISCAL YEAR

Administrator Owens asked the council to convene into executive session to discuss this matter. Alderwoman Ivy made the motion to convene into executive session, seconded by Alderman Casas. The vote passed with 7 in favor. Council convened into executive session at 7:52 p.m.

Mayor Davis stated City Council is back in regular session at 8:12 p.m. Alderwoman McIntosh made the motion that the municipal court judge position will go to part-time beginning 26/27 fiscal year, seconded by Alderwoman Ivy. The vote passed with 7 in favor.

k. DISCUSS/CONSIDER POLICE DEPARTMENT AND NEGOTIATIONS ON INTERLOCAL AGREEMENT WITH HALL COUNTY SHERIFF'S OFFICE

Administrator Owens stated that Chief Plant put together a list of all assets, and he is asking council to convey all equipment cars and arsenal and everything the police department has over to Sheriff's office. Owens said that Plant has compiled values of what all the assets are worth and in talking at commissioner's court they are looking to put the agreement together to maybe have the value lower the amount paid to Sheriff's office for conveyance of assets. Administrator Owens talked about some contracts and Chief Plant said that copsync will go down to one license and Plant stated him and Sheriff's office are working on axon cameras and tasers to see if that can get rolled into theirs. Plant asked for conveyance of assets as part of negotiations for the interlocal agreement. Owens said that if assets can be conveyed and if the data center can supplement and pay for officers then we have the cars and equipment to put them right to work. Chief Plant ended with saying they need this conveyance so the budgets can be worked on and also the agreement. Alderwoman Ivy made the motion that the city convey police department assets to Hall County Sherrif's Office, seconded by Alderman Sweatt. The vote passed with 7 in favor.

l. AUTHORIZE THE CITY ADMINISTRATOR AND THE CITY ATTORNEY TO BEGIN THE PROCESS OF WINDING DOWN THE CITY'S POLICE DEPARTMENT, BEGINNING 26/27 FISCAL YEAR, INCLUDING CONSULTATION WITH THE TEXAS COMMISSION ON LAW ENFORCEMENT

Administrator Owens said this is the council giving authority to him and the attorney for the closing of the police department and the process of TCOLE. Attorney Murray stated that the conversations with TCOLE will be critical and important but that it will come back to council with a formal resolution or ordinance. Alderwoman Ivy made the motion to authorize the City Administrator and the City Attorney to discuss closing the police department with TCOLE, seconded by Alderman Casas. The vote passed with 7 in favor.

m. CONSIDER DATE FOR BUDGET WORKSHOP

Mayor Davis recommended having a meeting on Monday July 20. Administrator Owens said that the proposed budget has to be on record for thirty days before it can be adopted so he wants to have one on July 20th and potentially on August 3rd. Owens said he has part of a proposed budget together and is hoping to adopt it at the next city council meeting on August 10th which pushes them to September 21st to adopt the budget. Owens said he would like to have it at the library conference room to use their projection screen. Alderman McQueen made the motion to have a budget workshop at the public library conference room at 6:00 pm, seconded by Alderwoman Hibbitts. The vote passed with 7 in favor.

n. CONSIDER MAYOR AND COUNCIL ITEMS OF COMMUNITY INTEREST

Alderwoman Hibbitts thanked Jack and Amalia. Ivy said ditto and they need to get things done and not tabled. She also thanked Jack, Amalia, Marla, and David. Alderman Casas thanked everyone and appreciated citizens for coming. He stated that the city has a lot to work on but it doesn't happen overnight and thanked everyone for being patient. Casas also thanked Amalia and Jack and making sure the city is covered so they can cover citizens. Alderman Roberts thanked everyone and getting more input from citizens and it's appreciated and that's what we need to inform people. Alderman McQueen thanked everybody for being here and Lloyd would not let him miss even with his new built ankle but he's glad to see all here. Alderwoman McIntosh thanked everyone and citizens for coming to talk so they can give input and thanked Jack and Amalia and Rex and good things are coming to Memphis, but they just have to learn to navigate in the right way. Alderman Sweatt echoed what everyone said and everyone whose been here consistently and they have to agree to disagree as not everyone has the same thinking and he thanked Jack, Amalia, Jackie, and Rex. Mayor Davis stated that he hopes the violation doesn't make it on the news and how Memphis has a great crew and things coming but they want to make the right decisions but it's not easy and thanks everyone and the citizens.

o. CONVENE INTO EXECUTIVE SESSION IN ACCORDANCE WITH SECTION 551.071 OF THE TEXAS GOVERNMENT CODE TO SEEK THE ADVICE ABOUT PENDING OR CONTEMPLATED LITIGATION, SETTLEMENT OFFERS OR ON MATTERS IN WHICH DUTY OF THE ATTORNEY UNDER THE TEXAS DISCIPLINARY RULES OF PROFFESIONAL CONDUCT OF THE STATE BAR OF TEXAS CONFLICTS WITH TEXAS GOVERNMENT CODE CHAPTER 551 (RECEIVE LEGAL ADVICE FROM THE CITY ATTORNEY REGARDING THE MEMPHIS ECONOMIC DEVELOPMENT CORPORATION, INC. AND THE MEMPHIS TYPE B ECONOMIC DEVELOPMENT CORPORATION)

The consensus of the council agreed to convene into executive session at 8:30 p.m.

Mayor Davis stated City Council is back in regular session at 8:54 p.m.

p. CONSIDER AND TAKE NECESSARY ACTION RELATING TO ITEMS DISCUSSED IN EXECUTIVE SESSION

No action per Attorney Mathew Murray.

q. ADJOURN

Alderman Casas made the motion to adjourn, seconded by Alderwoman Hibbitts. The vote passed with 7 in favor. The meeting was adjourned at 8:55 p.m.

Approved: Joe Davis
Joe Davis, Mayor

Attest: Amalia Gaxiola
Amalia Gaxiola, City Secretary

RESOLUTION NO. 07-13-26A

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MEMPHIS, TEXAS AUTHORIZING AND ACCEPTING THE TRANSFER OF ALL MEMPHIS ECONOMIC DEVELOPMENT CORPORATION, INC. ASSETS AND OBLIGATIONS TO THE CITY OF MEMPHIS; APPROVING AND ACCEPTING THE CONVEYANCE OF ALL REAL PROPERTY OWNED BY MEMPHIS ECONOMIC DEVELOPMENT CORPORATION, INC. TO THE CITY OF MEMPHIS BY SPECIAL WARRANTY DEED; AUTHORIZING THE TRANSFER OF ALL REAL PROPERTY, ASSETS, AND OBLIGATIONS RECEIVED BY THE CITY OF MEMPHIS OR THAT COULD BE RECEIVED BY THE CITY OF MEMPHIS FROM MEMPHIS ECONOMIC DEVELOPMENT CORPORATION, INC. TO THE MEMPHIS TYPE B ECONOMIC DEVELOPMENT CORPORATION

WHEREAS, Memphis Economic Development Corporation, Inc. (the "Corporation") was created effective April 28, 1994; and

WHEREAS, the Memphis Type B Economic Development Corporation (the "Type B Corporation") was created effective April 30, 2021; and

WHEREAS, a Type B Corporation can undertake all projects the Corporation can undertake, and it is more efficient to have only one economic development corporation; and

WHEREAS, a special election was held in the City of Memphis, Texas (the "City") on November 3, 2020, at which a proposition was submitted to the duly qualified registered voters of the City for their action thereon, said proposition "[t]he abolishment of the Sales and Use Tax within the City of Memphis for the promotion and development of new and expanded business enterprises pursuant to Section 504.251, Texas Local Government Code (Type A Corporation under the Development Corporation Act), currently at the rate of 0.5 of one percent; and the adoption in place of such abolished tax, of a Sales and Use Tax in the City of Memphis at the rate of 0.5 of one percent to be used for the promotion and development of new and expanded business enterprises and all other public purposes pursuant to Section 505.251, Texas Local Government Code (Type B Corporation under the Development Corporation Act); all of which would result in no net tax increase in the Sales and Use Tax collected by the City of Memphis;" and

WHEREAS, said election was duly and legally held in conformity with the election laws of the State of Texas, and the results of said election have been verified and returned by the proper judges and clerks; and

WHEREAS, a majority of the voters of the City of Memphis voted in favor of the above-mentioned proposition; and

WHEREAS, reflective of the above election results and the desire for greater efficiency, the City Council of the City of Memphis, Texas, pursuant to its power and authority under Section 501.401(a)(2) of the Texas Local Government Code, voted to terminate Memphis Economic Development Corporation, Inc.; and

WHEREAS, the purposes for which the Corporation was formed have been substantially fulfilled; and

WHEREAS, all bonds issued by the Corporation have been fully paid; and

WHEREAS, the Corporation's Plan of Termination was approved by its Board of Directors and the City Council of the City of Memphis, Texas; and

WHEREAS, pursuant to Corporation's Plan of Termination, the remaining assets and obligations of the Corporation, including all funds, accounts receivable, agreements, and property owned by the Corporation, shall be distributed to the Type B Corporation, or otherwise in accordance with the Texas Business Organizations Code and Chapter 501 of the Texas Local Government Code; and

WHEREAS, pursuant to Texas Local Government Code 501.406, upon termination of the Corporation, the title to all funds and property owned by the Corporation shall be transferred to the City; and

WHEREAS, the City desires to convey all real property received from the Corporation, or that the City may receive from the Corporation, to the Type B Corporation by special warranty deed; and

WHEREAS, the City desires to transfer, assign, and convey all remaining assets and obligations, including all funds, accounts receivable, agreements, and property the City received from the Corporation, or that the City may receive from the Corporation, to the Type B Corporation.

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF MEMPHIS, TEXAS, THAT:

Section 1. The facts and recitations contained in the preamble of this resolution are hereby found and declared to be true and correct and are incorporated by reference herein and expressly made a part hereof.

Section 2. The City hereby approves and accepts the transfer, assignment, and conveyance of all remaining assets and obligations of the Corporation, including all funds, accounts receivable, agreements, and property owned by the Corporation, to the City.

Section 3. The City hereby approves and accepts the conveyance of all real property owned by the Corporation to the City.

Section 4. The City hereby authorizes the transfer, assignment, and conveyance of all assets and obligations, including all funds, accounts receivable, agreements, and property the City received from the Corporation, or that the City may receive from the Corporation to the Type B Corporation.

Section 5. The City hereby authorizes the conveyance of all real property received from the Corporation, or that the City may receive from the Corporation, to the Type B Corporation by special warranty deed.

Section 6. Each and every provision, paragraph, sentence and clause of this resolution has been separately considered and passed by the City Council of the City of Memphis, Texas, and each said provision would have been separately passed without any other provision, and if any provision hereof shall be ineffective, invalid or unconstitutional, for any cause, it shall not impair or affect the remaining portion, or any part thereof, but the valid portion shall be in force just as if it had been passed alone.

Section 7. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict only.

Section 8. The City Council of the City of Memphis, Texas officially finds, determines, recites, and declares that a sufficient written notice of the date, hour, place, and subject of this meeting of the City Council of the City of Memphis, Texas was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Act, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this resolution and the subject matter thereof has been discussed, considered, and formally acted upon. The City Council of the City of Memphis, Texas further ratifies, approves, and confirms such written notice and the contents and posting thereof.

Section 9. This resolution shall be in effect immediately upon its passage and approval.

PASSED, APPROVED, AND ADOPTED this, the 13th day of July, 2026.

THE CITY OF MEMPHIS, TEXAS

Joe Davis

Joe Davis, Mayor

ATTEST:

Amalia Olayiola

Amalia, City Secretary

ORDINANCE NO. 709

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MEMPHIS, TEXAS AMENDING THE BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2025 AND ENDING SEPTEMBER 30, 2026; REPEALING ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, on September 8, 2025, through the adoption of Ordinance No. 702, the City Council of the City of Memphis, Texas approved the 2025-2026 Budget; and

WHEREAS, the budget is a general guideline for revenue and expenditures and may require periodic amendments; and

WHEREAS, Texas Local Government Code Section 102.010 allows municipalities to make changes in the budget for municipal purposes; and

WHEREAS, the City Council of the City of Memphis, Texas finds that this budget amendment is reasonable and necessary for municipal purposes and is in the best interests of the residents of the City of Memphis.

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF MEMPHIS, TEXAS THAT:

SECTION 1. The recitals set forth above are found to be true and correct, and they are hereby adopted by the City Council of the City of Memphis, Texas and made a part of this ordinance for all purposes.

SECTION 2. The fiscal year 2025-2026 Budget is amended to reallocate general and various revenue and capital funds for the accounts listed in **Exhibit "A,"** which is attached and incorporated herein for all purposes.

SECTION 3. Repealed. All other terms and provisions of the Code of Ordinances of the City of Memphis not in conflict herewith and not hereby amended shall remain in full force and effect.

SECTION 4. Severability. If any provision, section, subsection, sentence, clause or the application of same to any person or set of circumstances for any reason is held to be unconstitutional, void or invalid or for any reason unenforceable, the validity of the remaining portions of this ordinance or the application thereby shall remain in effect, it being the intent of the City Council of the City of Memphis, Texas in adopting this ordinance, that no portion thereof or provision contained herein shall become inoperative or fail by any reasons of unconstitutionality of any other portion or provision.

SECTION 5. Effective Date. This ordinance shall become effective upon adoption of its final reading by the City Council of the City of Memphis, Texas.

SECTION 6. Open Meetings. It is hereby officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the *Open Meetings Act, Chapter 551, Gov't. Code.*

Passed and approved this 13^{th} day of July, 2026.

CITY OF MEMPHIS, TEXAS

Joe Davis

Joe Davis, Mayor

ATTEST:

Amalia Gaxiola

Amalia Gaxiola, City Secretary

APPROVED AS TO FORM:

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Matthew A. Murray City Attorney

Exhibit "A"

Account Number: 01-11-00-7010 Collection Agency Fees

ORDINANCE NO. 710

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MEMPHIS, TEXAS AMENDING THE BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2025 AND ENDING SEPTEMBER 30, 2026; REPEALING ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, on September 8, 2025, through the adoption of Ordinance No. 702, the City Council of the City of Memphis, Texas approved the 2025-2026 Budget; and

WHEREAS, the budget is a general guideline for revenue and expenditures and may require periodic amendments; and

WHEREAS, Texas Local Government Code Section 102.010 allows municipalities to make changes in the budget for municipal purposes; and

WHEREAS, the City Council of the City of Memphis, Texas finds that this budget amendment is reasonable and necessary for municipal purposes and is in the best interests of the residents of the City of Memphis.

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF MEMPHIS, TEXAS THAT:

SECTION 1. The recitals set forth above are found to be true and correct, and they are hereby adopted by the City Council of the City of Memphis, Texas and made a part of this ordinance for all purposes.

SECTION 2. The fiscal year 2025-2026 Budget is amended to reallocate general and various revenue and capital funds for the accounts listed in **Exhibit "A,"** which is attached and incorporated herein for all purposes.

SECTION 3. Repealed. All other terms and provisions of the Code of Ordinances of the City of Memphis not in conflict herewith and not hereby amended shall remain in full force and effect.

SECTION 4. Severability. If any provision, section, subsection, sentence, clause or the application of same to any person or set of circumstances for any reason is held to be unconstitutional, void or invalid or for any reason unenforceable, the validity of the remaining portions of this ordinance or the application thereby shall remain in effect, it being the intent of the City Council of the City of Memphis, Texas in adopting this ordinance, that no portion thereof or provision contained herein shall become inoperative or fail by any reasons of unconstitutionality of any other portion or provision.

SECTION 5. Effective Date. This ordinance shall become effective upon adoption of its final reading by the City Council of the City of Memphis, Texas.

SECTION 6. Open Meetings. It is hereby officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the *Open Meetings Act, Chapter 551, Gov't. Code.*

Passed and approved this 13th day of July, 2026.

CITY OF MEMPHIS, TEXAS

Joe Davis, Mayor

ATTEST:

Amalia Gaxiola, City Secretary

APPROVED AS TO FORM:

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Matthew A. Murray City Attorney

Exhibit "A"

Account Number: 01-96-00-3020 TxDOT Grant Match