

ORDINANCE NO. 21-12

AN ORDINANCE AMENDING THE CITY CODE, TITLE III “ADMINISTRATION”, CHAPTER 32 “LAW ENFORCEMENT AND FIRE DEPARTMENT”, SECTION 32.009 “FIRE DEPARTMENT; CLASSES OF POSITIONS”, BY INCREASING THE NUMBER OF POSITIONS WITHIN THE CLASSIFICATION OF FIREFIGHTER BY ONE AND PRESCRIBING THE RESULTING NUMBER OF POSITIONS IN EACH CLASSIFICATION OF THE CLASSIFIED SERVICE OF THE FIRE DEPARTMENT; AUTHORIZING THE FIRE CHIEF TO HIRE FOR THE POSITION; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT THEREWITH; PROVIDING A SEVERABILITY CLAUSE; DISPENSING WITH THE REQUIREMENT FOR READING THIS ORDINANCE ON THREE (3) SEPARATE DAYS; AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION AND PUBLICATION BY CAPTION ONLY IN THE OFFICIAL NEWSPAPER OF THE CITY.

WHEREAS, section 143.021 of the Texas Local Government Code requires the governing body of a municipality to provide for the classification of all fire fighters by ordinance; and

WHEREAS, section 143.021 provides that the governing body must establish the classifications as well as the number of positions within each classification; and

WHEREAS, the City Commission of the City of Texas City deems it is in the best interest of the City to increase the number within classification of “Firefighter”; and

WHEREAS, the City Commission of the City of Texas City budgeted funds in the Fire Department's salary line item for thirty-nine (39) firefighters, but now has concluded it is in the best interests of the Fire Department to increase the number of budgeted/authorized Firefighters from thirty-nine (39) to forty (40).

Effective on December 21, 2016, at 12:01 a.m., the following classes of positions, and number of positions within each classification, were hereby established in the classified service of the City's Fire Department:

(1)	Firefighter	39
(2)	Engineer	19
(3)	Captain.....	11
(4)	Battalion Fire Chief.....	3
(5)	Assistant Fire Chief	1
	Total:	73

Effective on June 2, 2021, at 12:01 a.m., the following classes of positions and number of positions within each classification are hereby established in the classified service of the City's Fire Department:

(1)	Firefighter	39 40
(2)	Engineer	19
(3)	Captain.....	11
(4)	Battalion Fire Chief.....	3
(5)	Assistant Fire Chief	1
	Total:	73 74

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

SECTION 1: That the facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct.

SECTION 2: It is hereby declared to be the intention of the City Commission that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable.

SECTION 3: That it is further provided that, in the event any section, clause, sentence, paragraph or part of this Ordinance shall be for any reason adjudged by any court of competent jurisdiction to be invalid, such invalidity shall not affect, invalidate, or impair the remainder of this Ordinance.

SECTION 4: That all ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 5: That the Charter requirement for reading this Ordinance on three (3) separate days has been dispensed by a majority vote of the City Commission.

SECTION 6: That this Ordinance shall be finally passed and adopted on the date of its introduction and shall become effective from and after its passage and adoption and publication by caption only in the official newspaper of the City.

PASSED AND ADOPTED this 2nd day of June 2021.

Dedrick D. Johnson, Sr., Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

Rhomari D. Leigh

Kyle L. Dickson

City Secretary

City Attorney