

ORDINANCE NO. 2022-25

AN ORDINANCE AMENDING THE CITY CODE, TITLE III “ADMINISTRATION”, CHAPTER 32 “LAW ENFORCEMENT AND FIRE DEPARTMENT”, SECTION 32.009 “FIRE DEPARTMENT; CLASSES OF POSTIONS”, BY DECREASING THE NUMBER OF POSITIONS WITHIN THE CLASSIFICATION OF CAPTAIN BY ONE, INCREASING THE NUMBER OF POSITIONS WITHIN THE CLASSIFICATION OF FIREFIGHTER BY NINETEEN 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 decrease the number within classification of “Captain”; 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 eleven (11) captains, but now has concluded it is in the best interests of the Fire Department to decrease the number of budgeted/authorized Captains from eleven (11) to ten (10); and

WHEREAS, the City Commission of the City of Texas City budgeted funds in the Fire Department's salary line item for forty (40) firefighters, but now has concluded it is in the best interests of the Fire Department to increase the number of budgeted/authorized Firefighters from forty (40) to fifty-nine (59).

Effective on June 2, 2021, 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 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:

Effective on Oct. 6, 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	40 59
(2)	Engineer	19
(3)	Captain.....	11 10
(4)	Battalion Fire Chief.....	3
(5)	Assistant Fire Chief	1
	Total:	74 92

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 5th day of October 2022.

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

ATTEST:

APPROVED AS TO FORM:

Rhomari Leigh
City Secretary

Kyle L. Dickson
City Attorney