

**ORDINANCE NO. 22-T-17**

**AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS AUTHORIZING AN ADJUSTMENT TO THE FISCAL YEAR 2021-2022 BUDGET TO PROVIDE ADDITIONAL FUNDING FOR THE MASTER COMMUNICATIONS NETWORK PROJECT, REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; AND PROVIDING AN EFFECTIVE DATE. (First Reading)**

WHEREAS, pursuant to Ordinance 21-T-38, the City Council of Schertz, Texas, (the “City”) adopted the budget for the City for the fiscal year 2021-2022 (the “Budget”), which provides funding for the City’s operations throughout the 2021-2022 fiscal year; and

WHEREAS, the Budget allocated \$350,000 from the dedicated PEG fund and \$150,000 from the ARP funds to fund the city-wide master communications network for a total of \$500,000,

WHEREAS, the cost proposal for phases 1 through 4 submitted by Scientel, LLC of Aurora II in the amount of \$565,835.00 was reviewed and approved by staff,

WHEREAS, the City Staff is requesting the City to authorize a budget amendment to allocate an additional \$65,835.00 from the FY 2021 / 2022 dedicated PEG fund to complete phases 1 through 4 of the Master Communications Network Project and,

WHEREAS, the current balance of the PEG Fund stands at approximately \$987,000.00 with an additional PEG funds expected to be more than sufficient to cover the balance required over the rest of the current FY, and that should additional PEG funding not meet expectations any difference will be taken from the City’s reserves.

WHEREAS, City Staff recommends that the City Council of the City adjust the Budget and approve the ordinance.

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS THAT:**

Section 1. The City shall amend the FY 2021-2022 Adopted Budget to allocate an additional \$65,835.00 from the City of Schertz PEG fund for implementation of phases 1 through 4 of the Master Communications Network Project.

Section 2. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the City Council.

Section 3. All ordinances, or parts thereof, which are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters resolved herein.

Section 4. This Ordinance shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Ordinance or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Ordinance would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Ordinance, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 7. This Ordinance shall be in force and effect from and after its final passage, and it is so ordained.

PASSED AND ADOPTED, on first reading this 22<sup>th</sup> day of March, 2022.

PASSED AND ADOPTED, on second and final reading this 5<sup>th</sup> day of April, 2022.

CITY OF SCHERTZ, TEXAS

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Ralph Gutierrez, Mayor

ATTEST:

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Brenda Dennis, City Secretary

(CITY SEAL)