

ORDINANCE NO. 2019-ORD005

AN ORDINANCE OF THE CITY OF DOUBLE HORN, TEXAS, ABOLISHING THE OFFICE OF TOWN MARSHAL, AND CONFERRING THE DUTIES OF THE OFFICE ON THE SHERIFF OF BURNET COUNTY, TEXAS, PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND, PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Double Horn was incorporated as a Type B municipal corporation and has a population of less than 5000 persons; and

WHEREAS, pursuant to Section 23.021 of the Texas Local Government Code, Type B municipalities are required to elect a Marshal at the same time as the city's first aldermen are elected; and

WHEREAS, Section 23.029 the Texas Local Government Code authorizes the City to abolish the office of Marshal; and

WHEREAS, the City of Double Horn intends to contract with Burnet County for law enforcement services;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DOUBLE HORN, TEXAS:

SECTION 1. That the office of City Marshal be and the same is hereby abolished, effective as of the effective date hereof.

SECTION 2. That the duties of the office of Marshal are hereby conferred on the Sheriff of Burnet County, Texas, or on such law enforcement agency or duly sworn peace officer as may now or hereafter be approved by the City Council.

SECTION 3. That all ordinances in conflict with the provisions of this ordinance be and the same are hereby repealed and all other ordinances not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 4. That if any section, paragraph, sentence, subdivision, clause, phrase or provision of this ordinance be adjudged or held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision hereof other than the part so decided to be unconstitutional, illegal, or invalid and shall not affect the validity of the remainder of this ordinance or any other provision of the ordinances of the City of Double Horn.

SECTION 5. That this ordinance shall take effect immediately from and after its passage as the law in such cases provides.

DULY PASSED and **APPROVED** by the City Council of the City of Double Horn, Texas on this the 27th day of March, 2019.

CITY OF DOUBLE HORN, TEXAS

Cathy Sereno, Mayor

ATTEST:

Karen Maxwell, City Secretary
City of Double Horn, Texas

APPROVED AS TO FORM:

Patty L. Akers, City Attorney
City of Double Horn, Texas