

CITY OF SANDY OAKS, TEXAS

ORDINANCE NO. 2015-34

**AN ORDINANCE OF THE CITY OF SANDY OAKS, TEXAS
APPROVING AN INTERLOCAL AGREEMENT BETWEEN
THE CITY OF SANDY OAKS AND THE CITY OF SELMA
REGARDING THE HOLDING AND DISPOSAL OF DOGS,
PROVIDING A SEVERABILITY CLAUSE AND
PROVIDING AN EFFECTIVE DATE.**

WHEREAS, the City of Sandy Oaks, Texas ("City") is a Type A General Law municipality with the authority to adopt ordinances that are not inconsistent with state law, that are necessary for the government, interest, welfare, or good order of the municipality pursuant to section 51.012 of the Local Government Code; and

WHEREAS, the City seeks to promote the health, safety and general welfare of the community by entering into an agreement with the City of Selma to provide for the holding and disposal of stray, unrestrained, homeless, abandoned, or unwanted dogs within the City; and

WHEREAS, Chapter 791 of the Government Code, also known as the Interlocal Cooperation Act, authorizes local governments to contract with each other to provide a governmental function or service that each party to the contract is authorized to perform individually and in which the contracting parties are mutually interested, such as public health and welfare; and

WHEREAS, the City is authorized to enter into the Interlocal Agreement Between the City of Sandy Oaks and the City of Selma Regarding the Holding and Disposal of Dogs which is attached hereto as Exhibit "A" and incorporated by reference ("Interlocal Agreement"), pursuant to Chapter 791 of the Government Code and desires to enter into such Interlocal Agreement; and

WHEREAS, the City and the City of Selma have represented that each is independently authorized to perform the functions contemplated by the Interlocal Agreement; and

WHEREAS, the City of Selma has represented it operates a holding facility for the purpose of holding and legally disposing of stray, unrestrained, homeless, abandoned, or unwanted dogs; and

WHEREAS, the City currently has a need for such services related to the holding and disposal of stray, unrestrained, homeless, abandoned, or unwanted dogs and is not equipped to render such services; and

WHEREAS, the City has sufficient funds available from current revenues to perform the functions contemplated by the Interlocal Agreement.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SANDY OAKS, TEXAS:

Section 1. The City Council finds as true and correct and adopts the findings and recitals set forth in the preamble to this Ordinance.

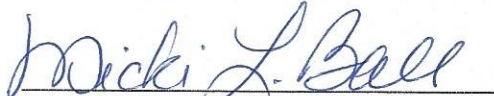
Section 2. The City Council agrees to and approves the Interlocal Agreement attached hereto as Exhibit "A" with the purpose of holding and legally disposing of stray, unrestrained, homeless, abandoned, or unwanted dogs beginning December 15, 2015 for a five-year term with the City of Selma. The Mayor of the City is authorized to execute the Interlocal Agreement on behalf of the City.

Section 3. That the provisions of this Ordinance are severable and the invalidity of any part of this Ordinance will not affect the validity of the remainder of the Ordinance.

Section 4. This Ordinance shall take effect immediately from and after the passage and approval of this Ordinance.

PASSED AND APPROVED on this 15th day of December, 2015.

CITY OF SANDY OAKS, TEXAS


Micki L. Ball, Mayor

ATTEST:


Charlotte Rabe, City Clerk