

Ordinance No. 2024-15
Village of Salado
County of Bell
August 26, 2024

ORDINANCE NO. 2024-15

AN ORDINANCE OF THE VILLAGE OF SALADO, TEXAS, AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO ESCROW AGREEMENTS TO REIMBURSE THE VILLAGE FOR ENGINEERING, LEGAL, CONSULTING, AND ADMINISTRATIVE FEES, AND PROVIDING FINDINGS OF FACT; EFFECTIVE DATE; REPEALER; SEVERABILITY CLAUSE; AND PROPER NOTICE AND MEETING.

WHEREAS, the Village of Salado, Texas (the “Village”) is a general law municipality in the state of Texas; and

WHEREAS, The Board of Aldermen (the “Board”) of the Village finds that the efficient operation and maintenance of the Village’s streets, sidewalks, stormwater, water, and wastewater systems are essential to the general health, safety, and welfare of the citizens as well as the orderly growth of the Village; and

WHEREAS, The Board finds that developers and other entities may decide to develop properties for which the Village must review plans and inspect various public improvements; and

WHEREAS, The Board finds that such review requires the expenditure by the Village of various engineering, legal, consulting, and administrative expenses; and

WHEREAS, The Board therefore finds it necessary to authorize the Village Administrator to enter into agreements, as needed, with the developers of property within the Village and its extraterritorial jurisdiction wherein the developers provide an escrow fund from which the Village may be reimbursed for any engineering, legal, consulting, and administrative expenses related to that developer’s project.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE VILLAGE OF SALADO, TEXAS:

SECTION I. ENACTMENT PROVISIONS

A. Findings of Fact: All of the above premises are hereby found to be true and correct legislative and factual findings of the Village of Salado and are hereby approved and incorporated into the body of this ordinance as if copied in their entirety.

B. Popular Name: This Ordinance shall be commonly referred to as “The Escrow Agreement Ordinance.”

C. Scope: This Ordinance, and the rules and regulations adopted herein, shall apply generally within the Village limits and its extraterritorial jurisdiction.

D. Effective Date: This Ordinance shall take effect immediately upon passage and publication.

SECTION II. ADOPTION

Ordinance No. 2024-15 is hereby adopted as follows:

SECTION 1: Authorizing Escrow Agreements

The Village Administrator is authorized to enter into agreements in a form provided by the Village, as needed, with the developers of property within the Village and its extraterritorial jurisdiction, wherein the developers will provide an escrow fund from which the Village may be reimbursed for any engineering, legal, consulting, and administrative expenses related to that developer's project.

SECTION III. SAVINGS CLAUSE

The repeal of any ordinance or part of ordinances effectuated by the enactment of this ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying, or altering any penalty accruing or to accrue, or as affecting any rights of the Village under any section or provisions of any ordinances at the time of passage of this ordinance.

SECTION IV. SEVERABILITY CLAUSE

If any provision, section, sentence, clause or phrase of this Ordinance, or the application of the same to any person or set of circumstances is for any reason held to be unconstitutional, void, invalid, or unenforceable, the validity of the remaining portions of this Ordinance or its application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the Board of Aldermen of the Village of Salado in adopting, and of the Mayor in approving this Ordinance, that no portion thereof or provision or regulation contained herein shall be come inoperative or fail by reason of any unconstitutionality or invalidity of any portion, provision or regulation.

SECTION V. REPEALER CLAUSE

The provisions of this ordinance shall be cumulative of all other ordinances or parts of ordinances governing or regulating the same subject matter as that covered herein, provided, however, that all prior ordinances or parts of ordinances inconsistent or in conflict with any of the provisions of this ordinance are hereby expressly repealed to the extent that such inconsistency is

apparent. This Ordinance shall not be construed to require or allow any act which is prohibited by any other Ordinance.

SECTION VI. EFFECTIVE DATE

This Ordinance shall take effect immediately from and after its passage and publication as may be required by governing law.

SECTION VII. NOTICE AND MEETING CLAUSE

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public and that public notice of the time, place, and purpose of said meeting was given as required by the Texas Open Meetings Act, Chapter 551 of the Texas Government Code.

SECTION VIII. PUBLICATION

This Ordinance shall become effective immediately upon the date of its publication as required by Section 52.011 of the Texas Local Government Code. The Village Secretary is hereby directed to cause the caption of this Ordinance to be published in the manner required by law.

PASSED AND APPROVED on SECOND READING this, the 26 day of August, 2024, by a vote of 4 (ayes) to 0 (nays) and 0 abstentions vote of the Board of Aldermen of the Village of Salado, Texas.


Bert Henry, Mayor

ATTEST:


Debbie Bean, Village Secretary

Approved to Form:

Josh Katz, Village Attorney