

AN ORDINANCE AUTHORIZING THE
TRANSFER OF ALL ASSETS, LIABILITIES AND DUTIES
FROM AUSTIN COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT
#2 TO CITY OF WALLIS, TEXAS AND
ABOLITION OF SAID WATER DISTRICT

CITY OF WALLIS :

STATE OF TEXAS :

The City Council of the City of Wallis, Austin County, Texas, finds the following:

- A. The above named Water District is no longer necessary;
- B. That the services furnished and functions performed by said Water District can be best served and performed by the City;
- C. That it would be in the best interest of the citizens and the property within said Water District and City if such district be dissolved and the City take over all operations thereof;
- D. That the entire territory of the Water District lies within the boundaries of the City;
- E. That the Board of Directors have adopted a resolution evidencing their consent to the transfer of assets, assumption of all liabilities and debts; assumption of the services and operation by said City and finally the abolition of the said Water District;

does hereby adopt and ordain the following:

I.

The City shall before July 1, 1977, enter into contractual agreements with Austin County Water Control and Improvement District #2, whereby all assets real and personal owned by said Water District shall be transferred to the City; that all easements, permits and licenses of said Water District, where possible, shall be assigned to the City; that all current, short term and/or

long term indebtedness as well as all bonded indebtedness and all financial obligations will be assumed and thereafter be paid by the City; that all other obligations whether under contract or in law, which are currently in effect shall be assumed by the City and finally said City will join into any documents required to complete the abolition of said Water District.

II.

That such transfer of assets, assumption of liabilities and the abolition of said Water District shall take effect on July 1, 1977, and the City thereafter shall assume the operation, maintenance and improvement of all of the services and functions heretofore performed by the Water District or hereafter deemed necessary by the City, or its designated agencies.


III.

That all of the rights and duties of said Water District as to the sale of services, ad valorem taxation, issuance of bonds and eminent domain shall in addition to being acquired to the City under law shall pass under said contractual agreement shall be fully performable by said City and shall thereafter be governed by the ordinances and charter of said City, administrative regulations by State and Federal regulatory bodies and by applicable State and Federal law.

IV.

That the City Council or its properly authorized designates shall become the governing body as to all matters pertaining to the operations and assumption of said Water District and its services by the City. That this ordinance shall be published in a newspaper of general circulation in or near the City of Wallis, Texas, and copies of this ordinance shall be posted in at least three (3) public places in the City of Wallis in addition to this original, which shall be on file at the office of said City.

This ordinance is hereby passed by a majority vote of the City Council of the City of Wallis, on the 13th day of June, 1977.


MAYOR OF CITY OF WALLIS
LEROY VALICEK

ATTEST:


BETTY MAREK, City Clerk

APPROVED BY:


V. O. "BUTCH" CARDEN, JR.,
City Attorney

THE STATE OF TEXAS :

COUNTY OF AUSTIN :

CERTIFICATION OF
ORDINANCE BY CITY SECRETARY

I, Betty Marek, duly authorized and appointed city secretary of the City of Wallis do hereby certify by my hand and seal of office that the foregoing ordinance as setout above is a true and correct copy of an ordinance that was duly introduced, approved and passed on ~~July 1st~~^{JUNE 13}, 1977, in a special meeting by unanimous vote of all the members of the City Counsel who were present, being a quorm thereof.

And further this officer was directed by said City Counsel to enter said ordinance on the books of said City and to attach this certification thereto for recording in the County Clerk's office of Austin County, Texas.

Betty Marek
BETTY MAREK, CITY SECRETARY
CITY OF WALLIS
AUSTIN COUNTY, TEXAS

THE STATE OF TEXAS :

COUNTY OF AUSTIN :

BEFORE ME, the undersigned authority, on this day personally appeared Leroy Valicek, Mayor of City of Wallis and Betty Marek, City Clerk of City of Wallis, a municipal corporation, known to me to be the person whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same for the purposes and consideration therein expressed, in the capacity therein stated and as the act and deed of said corporation.

Given under my hand and seal of office on this the 1st day of July, 1977.

Leroy Valicek
NOTARY PUBLIC, AUSTIN COUNTY, TX.