

**ORDINANCE No. 2016-237  
CITY OF SHOREACRES, TEXAS**

AN ORDINANCE OF THE CITY OF SHOREACRES, TEXAS, ADOPTING "BUDGET AMENDMENT I" TO THE "OPERATING BUDGET" OF THE CITY OF SHOREACRES, TEXAS, FOR THE FISCAL YEAR 2016/2017; PROVIDING FOR A REDUCTION OF EXPENDITURES; MAKING VARIOUS FINDINGS AND PROVISIONS RELATING TO THE SUBJECT; FINDING COMPLIANCE WITH THE OPEN MEETINGS LAW; AND PROVIDING AN EFFECTIVE DATE HEREOF.

\* \* \* \* \*

WHEREAS, by Ordinance No. 2016-227, the City Council of the City of Shoreacres, Texas, adopted its "Operating Budget and Capital Budget" for Fiscal Year 2016/2017; and,

WHEREAS, the City Council desires to amend said Operating Budget to reflect such shortfall in revenue for the Fiscal Year 2016/2017;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHOREACRES:

Section 1. The facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct.

Section 2. The "Operating Budget" of the City of Shoreacres, Texas, for the Fiscal Year 2016/2017," is hereby amended as shown on "Budget Amendment I to the Budget of the City of Shoreacres, Texas, for the fiscal year 2016/2017" attached hereto. Said "Budget Amendment I" shall be attached to and made a part of such Operating Budget and Capital Budget by the City Secretary and shall be filed as required by state law, a true and correct copy of which is attached hereto as Exhibit "A" and made a part hereof for all purposes.

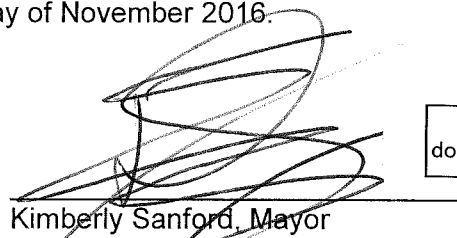
Section 3. if any section, clause, sentence, or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance; and,

Section 4. This Ordinance shall be effective from and after its passage and approval, and it is so ordered.

Section 5. The City Council officially finds, determines, recites, and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this ordinance and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

PASSED AND APPROVED this the 28th day of November 2016.

(CITY SEAL)

  
Kimberly Sanford, Mayor

Mayor has returned this document without a signature

ATTEST:

\_\_\_\_\_  
David K. Stall, CFM, TEM  
City Secretary

		Yea	Nay	N/V	Absent
M/2	K. Sanford	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Z	R. Bowles	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	R. Hoskins	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
M	D. Jennings	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	J. McKown	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	N. Schnell	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Passed / Failed

 11.28.16  
David Stall, City Secretary - Date

# EXHIBIT "A"

Budget Amendment I to the  
Budget of the City of Shoreacres, Texas,  
for the fiscal year 2016/2017

## BUDGET AMENDMENT I

### GENERAL FUND / UTILITY FUND

<b>Line Item</b>	<b>Original Amount</b>	<b>Amended Amount</b>	<b>Note</b>
4010-1 Property Tax	\$888,101.99	\$870,087.71	Reflects adopted tax rate.
6240-30 Supplies: Small Equipment	\$20,000.00	\$15,500.00	Eliminate one in-vehicle radar system
6870-40 Equipment	\$20,000.00	\$13,250.00	To balance budget and increase from 2015/16.
6285-50 Storm Drainage/Maintenance	\$20,000.00	\$13,250.00	To balance budget and increase from 2015/16.

# City of Shoreacres



## RECONSIDERATION

The below referenced ordinance or resolution, a copy of which is attached hereto was considered and passed by City Council on December 6, 2016.

### Ordinance/Resolution

No. O-2016-237

### Caption

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On December 1, 2016, Ordinance No. 2016-237 was vetoed by the Mayor and sent back to City Council unsigned for reconsideration. A copy of the Return for Reconsideration is attached hereto.

On December 6, 2016, City Council met and reconsidered Ordinance No. 2016-237.

### Certification of Reconsideration, Approval, and Adoption

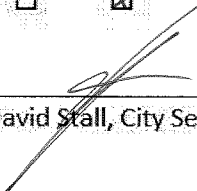
I hereby certify that Ordinance No. 2016-237 was reconsidered and passed by City Council on December 6, 2016, and as a result thereof is effective immediately without the mayor's signature.

  
\_\_\_\_\_  
David K. Stall, CFM, TEM  
City secretary

12.07.2016  
\_\_\_\_\_  
Date

M/2		Yea	Nay	N/V	Absent
	K. Sanford	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	R. Bowles	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	R. Hoskins	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
M	D. Jennings	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Z	J. McKown	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	N. Schnell	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Passed / Failed

  
\_\_\_\_\_  
David Stall, City Secretary - Date

12.7.16

## Veto

Post by KimSanford » Thu Dec 01, 2016 11:13 am

Council:

I have vetoed all 3 items passed on Monday. The issue for the past three yrs has been stagnant water not a clean water break. The clean water break is something that has happened in the past couple months and has not been the center of the majority of the complaints. The health issue is from stagnant water and raw sewage. I also don't agree with passing an ordinance for one house. I don't believe passing the ordinance to cut someone's water off is appropriate. If they pay for the water, it's theirs bought and paid for the city cannot cut their water off except for non payment.

With regards to the budget amendment, we have almost exhausted our budget for attorney fees. Bowles stated on the record he has "personal" issue with me and was the reason behind his ordinance removing access to the books. Mr. Bowles, you are not allowed to vote on issues that are personal and using your seat for personal vendetta is official misconduct. Additionally, I believe your statements slanderous. You have at almost every council meeting proposed something against the Mayor which the citizens have to pay for. I believe what you are doing is official oppression and I will be pursuing litigation against you personally.

With regard to the removal of access, Mr. Stall has ran our city bills through his personal credit cards for eleven years, he has refused access to those statements. Council has attempted to charge Mayor expenses for my request for copies of all payments to Mr. Stall which I'm entitled to in my official capacity at no charge. Additionally, council passed a resolution requesting I reimburse the city for a Open Records Request I made as a citizen. I believe this to be in violation of the public information act. If the city was going to charge me for my request they are required by law to send me an invoice notifying me of the cost prior to releasing the information. The city can not charge me months later for a ORR I already received. If there was any cash back rewards or anything similar that Mr. Stall received as a result of running the city bills through his credit card, I believe that belongs to the city but I don't know what benefit he has received because he refuses to provide copies of those which I believe to be public information. I am entitled to access as the budget officer. Mr. Stall has shredded time sheets and maneuvered sick time. I do not trust him to give me what I asked for. Additionally, under state law I am to inspect the conduct of munipale officers. Your interfering with that duty by not allowing me to see the books in their true form. This raises even more concern for me.

Finally, I believe Bowles should have to reimburse the citizens for attorney fees that he has racked up having the attorney research and draft ordinances against myself. I believe the attorney also needs to reimburse the citizens for the bad advice he gave council last year that cost the city thousands in tax dollars as well as the tax money spent for the attorney to discuss David Stalls contract with David Stall. The city should not be footing the bill for council to attack other council members either. Get your own attorney and stop spending the citizens tax dollars.

Mayor Sanford