

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BAY CITY, TEXAS, AMENDING CHAPTER 2 OF THE CITY'S CODE OF ORDINANCES TO CHANGE THE MEETING DATE AND TIME; PROVIDING FOR A CUMULATIVE & CONFLICT CLAUSE; PROVIDING FOR SEVERABILITY AND THE REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, conflicts have arisen with council members of the City Council of the City of Bay City, Texas, who desire to change the date and/or time of the regular city council meetings for the months of November and December; and

**WHEREAS**, the council members of the City Council of the City of Bay City, Texas, finds that November and December regular meetings should be held on one day by holding a regular workshop meeting and a regular council meeting.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BAY CITY, TEXAS:**

**SECTION 1.**  
**AMENDMENT TO MUNICIPAL CODE OF ORDINANCES**

The City Council does hereby amend Section 2-46. – Meetings as follows:

**Sec. 2-46. - Meetings.**

The regular meetings of the city council shall be held on the second and fourth Tuesday of each month at 6:00 p.m, except that for the months of November and December, the council shall hold a regular workshop meeting at 5:00 p.m., and a regular council meeting at 6:00 p.m., both on the second Tuesday of that month. There shall be no meeting on the fourth Tuesday of November or December. If a meeting day falls on a holiday, the city council shall designate a day for the meeting that week which is not a holiday. All meetings shall comply with the Texas Open Meetings Act, V.T.C.A., Government Code § 551.001 et seq.

(Code 1985, § 2-24; Code 2000, § 2-61)

**Charter reference**— Day and time of meetings established by ordinance of city council, § 4.07.

**SECTION 2.**  
**SAVINGS CLAUSE**

All provisions of any ordinance, resolution or other action of the City in conflict with this Ordinance are hereby repealed to the extent they are in conflict. Any remaining portions of said ordinances, resolutions or other actions shall remain in full force and effect.

**SECTION 3.**  
**SEVERABILITY**

Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. The City Council hereby declares that it would have passed this Ordinance, and each section, subsection, sentences and clauses and phrases remaining should any provision be declared unconstitutional or invalid.

**SECTION 4.**  
**REPEALER**

Any other ordinance or parts of ordinances in conflict with this Ordinance are hereby expressly repealed.

**SECTION 5.**  
**PROPER NOTICE AND MEETINGS**

It is hereby officially found and determined that the meetings at which this Ordinance was passed were open to the public as required and that public notice of the time, place and 41 purpose of said meetings were given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

**SECTION 6.**  
**EFFECTIVE DATE**

This Ordinance shall become effective upon adoption and publication as required by law.

APPROVED AND ADOPTED this 23<sup>rd</sup> day of January, 2024.

CITY OF BAY CITY, TEXAS

\_\_\_\_\_  
Robert K. Nelson, Mayor

ATTEST:

Approved By:

\_\_\_\_\_  
Jeanna Thompson, City Secretary

\_\_\_\_\_  
Anne Marie Odefey, City Attorney

Council Member:	Voted Aye	Voted No	Absent
Blayne Finlay Mayor Pro Tem	_____	_____	_____
Ben Flores	_____	_____	_____
Jim Folsie	_____	_____	_____
Bradley Westmoreland	_____	_____	_____
Becca Sitz	_____	_____	_____

\_\_\_\_\_  
Robert K. Nelson, Mayor, City of Bay City

ATTEST:

\_\_\_\_\_  
Jeanna Thompson, City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
Anne Marie Odefey, City Attorney  
City of Bay City