

**TOWN OF BARTONVILLE
ORDINANCE NO. 784-25**

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF BARTONVILLE, TEXAS, AMENDING THE TOWN OF BARTONVILLE CODE OF ORDINANCES, CHAPTER 9, "PERSONNEL," ARTICLE 4, "OFFICERS AND EMPLOYEES", DIVISION 2, "TOWN ADMINISTRATOR," SUBSECTION 9.04.034(1), "POWERS AND DUTIES" BY ADDING CHIEF OF POLICE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town of Bartonville, Texas, is a Type A General Law Municipality located in Denton County, Texas, created in accordance with provisions of the Texas Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

WHEREAS, the Town of Bartonville, Texas ("Town"), is a general law municipality empowered under the Texas Local Government Code, Section 51.001, to adopt an ordinance or rule that is for the good government of the Town; and

WHEREAS, the Town Council has determined that it is in the best interest of the health, safety, and welfare of its citizens to amend Chapter 9, "Personnel", of the Code of Ordinances to provide for the addition of "Chief of Police" to Section 9.04.034(1) and for the good government of the Town, to amend the Town Code as specified herein.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF BARTONVILLE, TEXAS, THAT:

**SECTION 1.
INCORPORATION OF PREMISES**

The above and foregoing premises are true and correct legislative determinations and are incorporated herein and made a part hereof for all purposes.

**SECTION 2.
SECTION 9.04.034 AMENDMENT**

From and after the effective date of this Ordinance, the Town of Bartonville Code of Ordinances, Chapter 9, "Personnel", Article 9.04, "Officers and Employees", Division 2, "Town Administrator", Section 9.04.034, Subsection (1) is hereby amended, which shall read as follows:

"Chapter 9 PERSONNEL

ARTICLE 4 OFFICERS AND EMPLOYEES

DIVISION 2 TOWN ADMINISTRATOR

* * *

SECTION 09.04.034 (1) POWERS AND DUTIES

* * *

- (1) Appoint, and offer employment with the advice and consent of the town council. In the event a position in the department becomes vacant within the fiscal year, the position may be filled, provided the salary and benefit packages for additional personnel shall not exceed the current fiscal year budget appropriation unless otherwise authorized by the town council. The town administrator may, when necessary for welfare of the town, remove any officer or employee of the town, except for the town secretary, town attorney, **chief of police**, and as otherwise provided by state law or the ordinances of the town."

SECTION 3. SEVERABILITY

It is hereby declared to be the intention of the Town Council of the Town of Bartonville, Texas, that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this Ordinance should be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this Ordinance, since the same would have been enacted by the Town Council without incorporation in this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section.

SECTION 4. SAVINGS

An offense committed before the effective date of this Ordinance is governed by prior law and the provisions of the Town of Bartonville Code of Ordinances, as amended, in effect when the offense was committed, and the former law is continued in effect for that purpose.

SECTION 5. ENGROSS AND ENROLL

The Town Secretary of the Town of Bartonville is hereby directed to engross and enroll this Ordinance by copying the exact Caption and the Effective Date clause in the minutes of the Town Council of the Town of Bartonville and by filing this Ordinance in the Ordinance records of the Town.

**SECTION 6.
PUBLICATION**

The Town Secretary of the Town of Bartonville is hereby directed to publish in the Official Newspaper of the Town of Bartonville the Caption and the Effective Date of this Ordinance for two (2) days.

**SECTION 7.
EFFECTIVE DATE**

This Ordinance shall be in full force and effect upon passage and publication of its caption, as the law in such cases provides.

AND IT IS SO ORDAINED.

PASSED AND APPROVED by the Town Council of the Town of Bartonville, Texas, on this the 15th day of April 2025.

APPROVED:

ATTEST:

Jaclyn Carrington,
Mayor

Shannon Montgomery, TRMC,
Town Secretary