

RESOLUTION NO. _____

CITY OF MISSION, TEXAS

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS, AUTHORIZING TRANSFERS FROM THE SOLID WASTE FUND TO THE GENERAL FUND; ESTABLISHING A MAXIMUM ANNUAL TRANSFER; AUTHORIZING THE CITY MANAGER TO REDUCE OR WITHHOLD TRANSFERS BASED UPON THE FINANCIAL CONDITION OF THE SOLID WASTE FUND; PROVIDING FOR IMPLEMENTATION THROUGH THE ANNUAL BUDGET PROCESS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Mission owns and operates a municipal solid waste system and accounts for its operations through the Solid Waste Fund; and

WHEREAS, Texas Government Code Section 1502.001 recognizes a solid waste disposal system as a municipal utility system; and

WHEREAS, Texas Government Code Sections 1502.058 and 1502.059 provide for and govern the use and transfer of revenues of municipally owned utility systems, subject to applicable public securities, debt instruments, bond covenants, and other legal requirements; and

WHEREAS, the City Council desires to authorize the transfer of available Solid Waste Fund revenues to the General Fund while ensuring that the financial condition and operating requirements of the Solid Waste Fund are protected; and

WHEREAS, the City Council finds it appropriate to establish a maximum transfer authorization while providing the City Manager flexibility to reduce or withhold such transfer based upon available resources and the financial condition of the Solid Waste Fund.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS, THAT:

SECTION 1. AUTHORIZATION OF TRANSFER

For Fiscal Years 2025-2026 and 2026-2027, the City Council authorizes transfers from the Solid Waste Fund to the General Fund in an amount **not to exceed \$1,800,000 annually**, subject to the limitations and conditions established by this Resolution.

SECTION 2. CITY MANAGER AUTHORITY

The City Manager is authorized to determine the actual amount transferred during each fiscal year and may reduce or withhold all or any portion of the authorized transfer based upon available resources, operating requirements, financial condition, or other fiscal considerations affecting the Solid Waste Fund.

SECTION 3. FINANCIAL SAFEGUARDS

No transfer authorized by this Resolution shall:

- 1. Result in a negative Solid Waste Fund balance;**
2. Impair the Solid Waste Fund's ability to meet its operating, maintenance, capital, contractual, or other financial obligations;
3. Impair any required reserve or debt-service requirement; or

4. Violate any applicable bond covenant, debt instrument, public security requirement, or provision of state law.

SECTION 4. FUTURE FISCAL YEARS

Beginning with Fiscal Year **2027-2028 and thereafter**, transfers from the Solid Waste Fund to the General Fund may continue pursuant to this Resolution when incorporated into the City's annually adopted budget. The amount transferred shall remain subject to the financial safeguards established herein and shall not exceed **\$1,800,000 annually unless otherwise authorized by subsequent action of the City Council.**

SECTION 5. BUDGET AND ACCOUNTING IMPLEMENTATION

The City Manager and Finance Director are authorized to take all actions necessary to implement transfers authorized by this Resolution through the applicable City budget and accounting records, consistent with applicable law and the terms of this Resolution.

SECTION 6. EFFECTIVE DATE

This Resolution shall become effective immediately upon its passage and approval.

READ, CONSIDERED AND APPROVED on this the 25th day of August, 2026.

Norie Gonzalez-Garza, Mayor

ATTEST:

Anna Carrillo, City Secretary