

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

**AN ORDINANCE ESTABLISHING A ROLLING STOCK EQUIPMENT FUND; PROMULGATING RULES AND REGULATIONS CONCERNING THE ESTABLISHMENT AND PURPOSE OF SUCH FUND, AND THE PERMITTED WITHDRAWALS; REPEALING PARTS OF ORDINANCES IN CONFLICT; PROVIDING A SAVINGS CLAUSE; PROVIDING AN EFFECTIVE DATE.**

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**WHEREAS**, the City of Mission provides fire suppression, fire prevention and emergency medical services to the citizens of Mission through its Fire Department, utilizing capital assets; and

**WHEREAS**, the performance and continued use of these capital assets is essential to the health, safety, economic development and quality of life of those receiving services; and

**WHEREAS**, budgetary pressures often impede capital program expenditures or investments for maintenance and replacement, making it increasingly difficult to sustain the asset in a condition necessary to provide expected service levels; and

**WHEREAS**, as the physical condition of the assets declines, deferring maintenance and/or replacement or addition of equipment could interfere with the proper functioning of the department; and

**WHEREAS**, the City Council desires to address the continuing investment necessary to properly maintain, replace and add to its capital assets, while maintaining a fiscally conservative “pay-as-you-go” policy.

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

**SECTION ONE.** Fire Department Rolling Stock Equipment Fund, to read in its entirety as follows:

- (A) Rolling Stock Equipment shall include, but not be limited to: All fire fighting and emergency medical service, vehicles, equipment, tools, turnout gear and other fire fighting/EMS equipment, computers, radios and other electronic devices presently used by the respective Fire Departments in the functioning of their duties.
- (B) A fund is hereby established, to be maintained by the Finance Department and separately maintained from the other funds of the City, to be designated the Fire Department Rolling Stock Equipment Fund (the FDRSE Fund).
- (C) The FDRSE shall be accounted for as a separate Capital Projects Fund.
- (D) Contributions may vary from year to year, but shall generally be funded after the first \$1,500,000 in revenue from the Fire Department/Emergency Medical Services has been deposited into the General Fund and thereafter any net collections above the

\$1,500,000 collected from the Emergency Medical Services shall be deposited in the FDRSE beginning Fiscal Year 2024-2025 and future years.

(E) At the option of the City Council, other sources may be used to contribute to the Fund, such as proceeds from capital leases or other surplus funds.

**SECTION TWO.** Expenditures from the Fire Department Rolling Stock Equipment Fund:

- (A) The City shall develop a policy to require a complete inventory and periodic assessment of the physical condition of all existing capital assets of the Fire Department/EMS, and then appropriately plan and budget for any capital replacement needs.
- (B) Withdrawals from the Fund require the authorization of the City Council as required by the City's purchasing policy.
- (C) Withdrawals from the Fund should be restricted to expenditures for Rolling Stock Equipment as defined in Section One.

**SECTION THREE.** This Ordinance shall not operate to repeal or affect any other ordinance except insofar as the provisions thereof might be inconsistent or in conflict with the provisions of this Ordinance, in which event such conflicting provisions, if any, in such other ordinance or ordinances are hereby repealed.

**SECTION FOUR.** If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held unconstitutional, such holding shall not affect the validity of the remaining portions of this Ordinance.

**SECTION FIVE.** This Ordinance shall become effective from and after its passage as provided by law.

**PASSED AND APPROVED** on First Reading this the 13<sup>th</sup> day of January 2025 at a Regular Meeting of the City Council of the City of Mission, Texas.

CITY OF MISSION

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Norie Gonzalez Garza, MAYOR

ATTEST:

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Anna Carrillo, CITY SECRETARY

APPROVED AS TO FORM:

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Patricia A. Rigney, CITY ATTORNEY