

*ORDINANCE # 004-2010*

AN ORDINANCE ADOPTING THE POWERS OF A TYPE A GENERAL-LAW MUNICIPALITY AND RESOLVING OTHER MATTERS INCIDENT AND RELATED TO SUCH CHANGE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, pursuant to an election held on September 26, 1959 and an order declaring results of such incorporation election entered on the 28<sup>th</sup> day of September, 1959 by the Commissioners Court of Taylor County, Texas, the Town of Buffalo Gap, Texas (the "Town") was duly and legally incorporated; and

WHEREAS, the Town is unable to locate any specific documentation reflecting the type of general law municipality under which it was incorporated; and

WHEREAS, pursuant to authority conferred by V.T.C.A., Local Government Code, Section 6.011, a general law municipality incorporated in any manner other than a Type A that contains one or more manufacturing establishments within its corporate limits is authorized to change to a Type A general-law municipality by a two-thirds vote of the governing body of the municipality taken at a regular meeting and such vote is to be recorded in the journal of the governing body's proceedings; and

WHEREAS, U.S. Coach Company, a leading manufacturer of custom build specialty coaches and vehicles, is a manufacturing facility located within the corporate limits of the Town; now, therefore,

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF BUFFALO GAP, TEXAS:

SECTION 1. Pursuant to authority conferred by V.T.C.A., Local Government Code, Section 6.011, the Town of Buffalo Gap shall be and is hereby changed to a Type A general-law municipality, and the Town of Buffalo Gap shall hereafter possess and be authorized to exercise all powers and authority conferred by the laws of the State of Texas upon Type A general-law municipalities.

SECTION 2. The Town Secretary shall be and is hereby directed to cause a copy of this Ordinance to be filed and recorded in the office of the County Clerk of Taylor County, Texas in accordance with the provisions of V.T.C.A., Local Government Code, Section 6.012(4).

SECTION 3. It is officially found, determined, and declared that the meeting at which this Ordinance was passed and adopted was a regular meeting of the governing body of the Town of Buffalo Gap in Taylor County, Texas at such meeting which was open to the public and notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Ordinance, was duly given as required by V.T.C.A., Government Code, Chapter 551, as amended.

SECTION 4. The public importance of this measure and the fact that the Town has scheduled the sale of certificates of obligation and it is necessary the Town change to a Type A general law municipality in order to proceed with the issuance of such obligations constitutes and creates an emergency and an urgent public necessity requiring the suspension of any rules

providing for ordinances to be read more than one time or at more than one meeting of the Council, and such rules and provisions are accordingly suspended, and this ordinance is declared to be an emergency measure, and shall take effect and be in full force immediately from and after its passage on the date shown below.

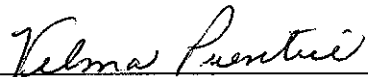
SECTION 5. This ordinance shall be in force and effect from and after its passage on the date shown below.

PASSED AND ADOPTED BY A VOTE OF 4 "FOR" AND 0 "AGAINST"  
BY THE TOWN COUNCIL OF THE TOWN OF BUFFALO GAP, TEXAS, THIS THE 10TH  
DAY OF JUNE, 2010.

TOWN OF BUFFALO GAP, TEXAS

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
Town Secretary

