

ORDINANCE 2008 - 14

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CUERO, TEXAS, AMENDING TITLE V, CHAPTER 51, ENTITLED, GARBAGE AND REFUSE, BY ADDING A SECTION 51.41(G) THAT PROVIDES FOR A FUEL ADJUSTMENT CHARGE FOR THE HAULING AND DISPOSAL OF RESIDENTIAL AND NON-RESIDENTIAL SOLID WASTE, RECYCLABLES AND TRASH WITHIN THE CITY OF CUERO; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A REPEALER CLAUSE; AND DECLARING AN EMERGENCY FOR THE EFFECTIVE DATE.

WHEREAS, this Council, after careful deliberation, have concluded that due to the increase in fuel costs associated with providing garbage and refuse collection for its customers, a fuel adjustment fee must be added to those fees associated with garbage and refuse collection;

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

SECTION ONE. That Title V, Chapter 51, GARBAGE AND REFUSE, of the City of Cuero, Code of ordinances be amended by adding Section 51.41(G) and same to be read as follows:

CHAPTER 51.41 SERVICE CHARGES FOR COLLECTION

(G) Fuel Adjustment Fee. In addition to those monthly charges in Section 51.41 , each residential and non-residential account shall also be charged a monthly fuel cost recovery fee.

The current Fuel Adjustment Fee is \$2.00 per month for all collection classes.

SECTION TWO: All other provisions in Title V, Chapter 51, Section 51.41 shall remain unchanged.

SECTION THREE. Repeal; All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

SECTION FOUR. Severability; If any section, subsection or provision of this ordinance is held invalid, the remainder shall not be affected by such invalidity.

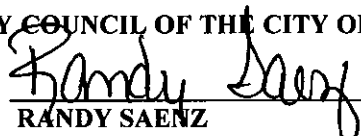
SECTION FIVE. Such amendment is immediately necessary in order to permit the City of Cuero to operate with a balanced budget as required by law and such fact constitutes an emergency for the preservation of public business, health, and safety, thereby demanding that the rule which requires an ordinance be read at more than one meeting of the City Council be and the same is hereby suspended and this ordinance shall take effect immediately upon and after its passage.

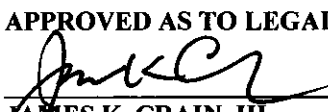
UPON MOTION OF COUNCILMEMBER PENA, SECONDED BY COUNCILMEMBER HEDRICK, THAT THE ORDINANCE BE ADOPTED. AYES: 6 NAYES: 0 MOTION CARRIED.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF CUERO ON THIS THE 23rd DAY OF SEPTEMBER 2008.

ATTEST:

LISA MORAVITZ, CITY SECRETARY


RANDY SAENZ
MAYOR

APPROVED AS TO LEGALITY:

JAMES K. CRAIN, III
CITY ATTORNEY