

CITY OF HAWK COVE, TEXAS

ORDINANCE NO. 99-2

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWK COVE, TEXAS, ESTABLISHING THE OFFICE OF CITY ATTORNEY; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council desires to create the office of the City Attorney; and

WHEREAS, the City of Hawk Cove is a Type B General Law Municipality; and

WHEREAS, the City Council has determined that it is in the best interest of the health, safety and general welfare of the public to establish the office of the City Attorney.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAWK COVE, TEXAS, THAT;

SECTION 1

That all of the above premises are hereby found to be true and correct and are hereby approved and incorporated into the body of this ordinance as if copied in their entirety.

SECTION 2

By and through this ordinance, the office of the City Attorney is hereby established as follows:

"City Attorney

Sec. 1.01. Office of City Attorney Established.

There is hereby established the Office of the City Attorney.

Sec. 1.02. Appointment and Qualifications.

The Mayor, with the concurrence of the City Council, shall appoint a competent, duly qualified and licensed attorney practicing law in the State of Texas to be an attorney for the City, hereinafter referred to as the "City Attorney."

Sec. 1.03. Duties.

The City Attorney shall serve at the discretion of the City Council and shall receive for his services such compensation as may be fixed by the Council. The City Attorney shall be the legal advisor of, and attorney for, all the offices and departments of the City, and he

shall represent the City in all litigation and legal proceedings; provided, however, that the City Council may retain special counsel at any time they deem the same to be appropriate and necessary. The City Attorney shall review and concur or dissent upon all documents, contracts and legal instruments in which the City may have an interest. The City Attorney shall perform all duties prescribed by ordinance or as directed by the City Council."

SECTION 3

If any section, subsection, clause, phrase or provision of this ordinance is for any reason held unconstitutional or void by a court of competent jurisdiction, such holding shall not effect any valid portion of this or any other ordinance of the City of Hawk Cove, Texas.

SECTION 4

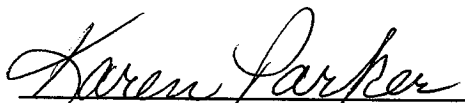
This ordinance shall take effect and be in full force from and after its passage, approval and adoption.

PASSED, APPROVED AND ADOPTED THIS 31st DAY OF AUGUST, 1999.



Ava Havens, Mayor

ATTEST:



City Secretary

APPROVED AS TO FORM:

Robert F. Brown, City Attorney

