



**AGENDA ITEM REQUEST FORM
CITY OF JOHNSON CITY, TEXAS
CITY COUNCIL**

ITEM NO. 14

MEETING DATE: **October 5, 2021**

AGENDA PLACEMENT:

- Ceremonial
- Consent
- Individual
- Closed Session

CAPTION:

Discussion of and action on an Ordinance of the City Council of the City of Johnson City, Texas appointing S. Whitney Walston as the City Secretary of the City of Johnson City; approving the form and amount of a bond executed by the same; incorporating recitals; providing for severability; repealing any other Code provisions, ordinances, parts of ordinances, and other provisions in conflict herewith; and adopting an effective date. (Staff)

STRATEGIC WORK PLAN:

- | | |
|--|--|
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Goal 5: Improve Fire Safety |
| <input type="checkbox"/> Goal 1: Increase Housing Diversity | <input type="checkbox"/> Goal 6: Improve Streets |
| <input type="checkbox"/> Goal 2: Expand Quality Lodging | <input type="checkbox"/> Goal 7: Increase Publicity &
Promotion of the Community |
| <input type="checkbox"/> Goal 3: Improve Code Enforcement | <input type="checkbox"/> Goal 8: Increase Economic
Development Activities |
| <input type="checkbox"/> Goal 4: Improve Streetscaping &
Signage | |

EXECUTIVE SUMMARY:

The adopted FYE 2022 Municipal Budget contemplated a division of labor between the Chief Administrative Officer (CAO) / City Secretary and the Deputy City Secretary. The proposed Ordinance appoints Whitney Walston as the City Secretary of the City of Johnson City. Future amendments to Chapter 1 of the Municipal Code of Ordinances will address the CAO position.

FINANCIAL: N/a

ATTACHMENTS: Proposed Ordinance.

SUGGESTED ACTION:

Motion to approve an Ordinance of the City Council of the City of Johnson City, Texas appointing S. Whitney Walston as the City Secretary of the City of Johnson City; approving the form and amount of a bond executed by the same; incorporating recitals; providing for severability; repealing any other Code provisions, ordinances, parts of ordinances, and other provisions in conflict herewith; and adopting an effective date.

PREPARED BY: City Staff

DATE SUBMITTED: 9/30/21

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JOHNSON CITY, TEXAS APPOINTING S. WHITNEY WALSTON AS THE CITY SECRETARY OF THE CITY OF JOHNSON CITY; APPROVING THE FORM AND AMOUNT OF A BOND EXECUTED BY THE SAME; INCORPORATING RECITALS; PROVIDING FOR SEVERABILITY; REPEALING ANY OTHER CODE PROVISIONS, ORDINANCES, PARTS OF ORDINANCES, AND OTHER PROVISIONS IN CONFLICT HEREWITH; AND ADOPTING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Johnson City, Texas desires to appoint S. Whitney Walston as the City Secretary of the City of Johnson City; and

WHEREAS, Article 1.05, Division 2 of the Municipal Code of Ordinances establishes the position of City Secretary within the City of Johnson City; and

WHEREAS, Section 22.073 of the Texas Local Government Code (TLGC) describes the powers and duties of a City Secretary.

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

Section One. Appointment. In accordance with TLGC Chapter 22 *Aldermanic Form of Government in a Type A General Law Municipality*, the City Council appoints S. Whitney Walston to the position of City Secretary for an indefinite period. The City Secretary is charged with completing the duties prescribed by the Municipal Code of Ordinances and TLGC Section 22.073 *Powers and Duties of Secretary*.

Section Two. Approval of Bond. The executed bond, attached hereto and incorporated herein as "Exhibit A", is approved.

Section Three. Severability. If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be unconstitutional or illegal, such decision shall not affect the validity of the remaining sections of this Ordinance. The City Council hereby declares that it would have passed this Ordinance, and each section, subsection, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared void.

Section Four. Repealer. All other ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section Five. Findings. The City Council finds all of the above recitals to be true and correct and incorporates the same in this Ordinance as findings of fact.

Section Six. Effective Date. This Ordinance shall be effective immediately following approval by the City Council.

PASSED AND APPROVED THIS 5th DAY OF OCTOBER, 2021.

CITY OF JOHNSON CITY, TEXAS

Rhonda Stell, Mayor

ATTEST:

Rick Schroder, Chief Administrative Officer



PUBLIC OFFICIAL DIVISION

BOND NO. 61BSBIM0555

OFFICIAL BOND

Know All Men By These Presents, That we, Savannah Whitney Walston of Johnson City in the State of Texas as Principal, and the Hartford Casualty Insurance Company, a corporation duly organized and existing under and by virtue of the Laws of the State of Indiana, and authorized to become sole surety on bonds in the State of Texas

, as Surety, are held and firmly bound unto City of Johnson City in the State of Texas, in the full and just sum of One Hundred Thousand Dollars (\$ 100,000) lawful money of the United States, for payment of which well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

Signed and sealed this 3rd day of November A.D. 2020

Whereas, the said Savannah Whitney Walston has been duly elected or appointed to the office of Deputy City Secretary in and for the City of Johnson City for the term beginning on the 2nd day of November, 2020 and ending indefinitely.

Now, Therefore, The Condition of the Above Obligation is Such, that if the above bounden Savannah Whitney Walston shall, during the aforesaid term, faithfully and truly perform all the duties of their office and shall pay over and account for all funds coming into their hands by virtue of their said office of Deputy City Secretary as required by law, then this obligation to be void, otherwise to be and remain in full force and virtue. The Surety shall have the right to cancel this obligation upon 30 days notice to the Obligee.

In Witness Whereof, the said Principal has hereunto set they hand and seal, and the said Hartford Casualty Insurance Company has caused these presents to be signed by its officers proper for the purpose the day and year first above written.

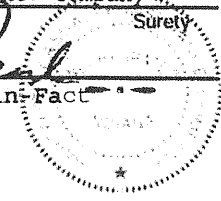
Savannah Whitney Walston

Principal

Hartford Casualty Insurance Company

Surety

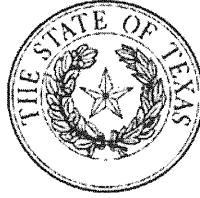
By: Sheri Read, Attorney-in-Fact



State of
County of

Before me, this day of personally appeared the said to me known and known to me to be the individual described in and who executed the foregoing bond, and they acknowledged to me that they executed the same.

Submit to:
SECRETARY OF STATE
Government Filings Section
P O Box 12887
Austin, TX 78711-2887
512-463-6334
FAX 512-463-5569
Filing Fee: None



OATH OF OFFICE

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF TEXAS,
I, S. Whitney Walston, do solemnly swear (or affirm), that I will faithfully
execute the duties of the office of City Secretary of the City of Johnson City of
the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws
of the United States and of this State, so help me God.

Signature of Officer

Certification of Person Authorized to Administer Oath

State of _____

County of _____

Sworn to and subscribed before me on this _____ day of _____, 20____.

(Affix Notary Seal,
only if oath
administered by a
notary.)

Signature of Notary Public or
Signature of Other Person Authorized to Administer An
Oath

Mayor Rhonda Stell

Printed or Typed Name