

**AN ORDINANCE OF THE CITY OF VAN ALSTYNE, GRAYSON COUNTY, TEXAS, ADOPTING THE VAN ALSTYNE COMMUNITY DEVELOPMENT CORPORATION BUDGET FOR FISCAL YEAR 2025 AND APPROPRIATING THE VARIOUS AMOUNTS THEREOF; PROVIDING FOR SAVINGS, REPEALING, AND SEVERABILITY CLAUSES; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Van Alstyne ("City") is a Home Rule Municipality located in Grayson and Collin Counties created in accordance with provisions of the Texas Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

**WHEREAS**, the Section 501.073 of the Texas Government Code directs the "authorizing unit" to approve all programs and expenditures of a corporation and an annual review any financial states of the corporation; and

**WHEREAS**, the Development Corporation Act of 1979, Chapter 501-505 of the Texas Local Government Code, requires Type B corporations to adopt a proposed budget of expected revenues and expenditures for the ensuing fiscal year. The budget does not become effective until October 1 of the ensuing year and until approved by the governing body; and

**WHEREAS**, the Van Alstyne Community Development Corporation (CDC) proposed budget contains the revenues and expenses of the CDC providing a complete financial plan for the 2025 fiscal year; and

**WHEREAS**, as required by Article IV, Section 3 of the CDC Bylaws, as amended, said budget was approved at least 60 days prior to the commencement of the fiscal year of the Corporation, same being adopted on June 13, 2024; and

**WHEREAS**, the CDC filed said Fiscal Year 2025 Budget with the City of Van Alstyne on June 17, 2024.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VAN ALSTYNE, TEXAS:**

**SECTION 1. RECITALS INCORPORATED.** The findings recited above are incorporated as if fully set forth in the body of this Ordinance.

**SECTION 2. ADOPTION.** The proposed budget of the Van Alstyne Community Development Corporation (CDC) and the expenses of conducting the affairs thereof, providing a complete financial plan for the ensuing fiscal year beginning October 1, 2024 and ending September 30, 2025, as submitted to the City of Van Alstyne City Council, and which is attached hereto as Exhibit "A", be and the same is in all things adopted and approved as the budget of all current revenue and expenses as well as fixed charges against said CDC for the 2025 fiscal year.

**SECTION 3. SAVINGS/REPEALING CLAUSE.** This ordinance, as amended, shall remain in full force and effect, save and except as amended by this or any other ordinance. All provisions of any ordinance in conflict with this ordinance are hereby repealed to the extent they are in conflict; but such repeal shall not abate any pending prosecution for violation of the repealed ordinance, nor shall the repeal prevent a prosecution from being commenced for any violation if occurring prior to the repeal of the ordinance. Any remaining portions of said ordinances shall remain in full force and effect.

**SECTION 4. SEVERABILITY.** Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. Van

Alstyne 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 and phrases be declared unconstitutional or invalid.

SECTION 5. STATUTORY REFERENCES. Any reference in this Ordinance to state law or a state statute refers to that law or statute as it presently exists or may subsequently be amended.

SECTION 6. EFFECTIVE DATE. This Ordinance shall become effective from and after its adoption and publication as required by law.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF VAN ALSTYNE, TEXAS  
ON THIS 13<sup>TH</sup> DAY OF AUGUST 2024.**

APPROVED:

ATTEST:

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**Jim Atchison, Mayor**

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**Susan Coffey, City Secretary**