TOWN OF HORIZON CITY, TEXAS

ORDINANCE NO._____

AN ORDINANCE CREATING THE OFFICE OF THE CITY ENGINEER FOR THE TOWN OF HORIZON CITY; DESIGNATING THE CITY ENGINNER AS A MUNICIPAL OFFICER; SPECIFYING THE QUALIFICATIONS AND DUTIES FOR THE POSITION; AND PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT, ENACTMENT, REPEALER, SEVERABILITY, EFFECTIVE DATE.

WHEREAS, Section 3.13 (A) of the Town of Horizon City Charter requires the Town Council adopt and ordinance to "…establish, alter, or abolish any City departments, office or agency."

WHEREAS, the City Engineer is designated as an officer of the municipality pursuant to Section 22.071 of the Texas Local Government Code and must be appointed by an ordinance that may also confer the powers and duties of said officer;

WHEREAS, Section 1001.407 of the Texas Occupations Code provides that the state or a political subdivision of the state may not construct a public work involving engineering in which the public health, welfare, or safety is involved unless: (1) the engineering plans, specification and estimates have been prepared by an engineer; and (2) the engineering construction is performed under the direct supervision of an engineer;

WHEREAS, the Town of Horizon City currently utilizes a contracted City Engineer to provides services including, but not limited to, reviewing land use applications, subdivision plats, street and other municipal infrastructure, maintenance and construction management for major capital projects;

WHEREAS, the Town of Horizon City would like to create the position of City Engineer and have the option of handling some of the functions currently contracted out inhouse and have the City Engineer oversee the engineering functions which they determine are more efficiently outsourced;

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL, OF THE TOWN OF HORIZON CITY,TEXAS:

SECTION 1. CREATION OF OFFICE

There is created the office of City Engineer of the Town of Horizon City and shall receive such compensation set by the Town Council. The City Engineer is designated as a municipal officer.

The City Engineer shall be appointed by a majority vote of the Town Council and shall serve for an indefinite term.

SECTION 2. EMPLOYMENT STATUS

The City Engineer shall be subject to and entitled to an rights, regulations, rules and benefits applicable to all non-uniformed public safety personnel and set forth in the Town of Horizon City Employment Manual and other employment policies and procedures adopted in the Town of Horizon City.

SECTION 3. QUALIFICATIONS

The City Engineer shall be a duly authorized person and licensed under the provisions of the Texas Engineering Registration Act (Texas Engineering Practice Act), Chapter 1001 Occupations Code, to practice the profession of engineering. Any person action as the City Engineer must be a licensed Professional Engineer (P.E.) registered with the Texas Board of Professional Engineers and Land Surveyors ("TBPELS").

The City Engineer must hold an approved engineering degree and a minimum of 5 years of active engineering practice, pass required exams and complete up to 15 hours of approved continued education annually.

SECTION 4. DUTIES AND RESPONSIBILITIES

The City Engineer will perform all duties required by law, ordinance, resolution or order of the Town Council including, but not limited to, reviewing land use applications, subdivision plats, street and other municipal infrastructure, maintenance and construction management for major capital projects and will oversee the work of contracted engineers and firms to handle work the City Engineer recommends be outsourced. When the work is outsourced, the developers must continue to reimburse the City for the expenses incurred as required by the Subdivision Ordinance.

SECTION 5. FINDINGS OF FACT

All of the foregoing recitals are hereby found to be true and correct legislative findings of the Town Council and are incorporated fully herein as findings of fact.

SECTION 6. REPEALER

Any ordinances, resolutions, orders, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

SECTION 7. SEVERABILITY

Should any of the clauses, sentences, paragraphs, sections or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

SECTION 8. PROPER NOTICE AND MEETING

It is officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551. Notice was also provided as required by Chapter 52, Texas Local Government Code and the Charter of the Town of Horizon City, Texas.

SECTION 9. EFFECTIVE DATE

The effective date of this Ordinance is the date passed and approved by the Town Council.

PASSED AND APPROVED this the ____ day of _____, 2026, by a vote of ___ (ayes) to ____ (nays) to ____ (abstentions) of the Council of the Town of Horizon City, Texas.

TOWN OF HORIZON CITY

By:_____
Andres Renteria, Mayor

ATTEST:

By:_____
Elvia Schuller, City Clerk

APPROVED AS TO FORM:

By:_____
Sylvia Borunda Firth
City Attorney

First Reading:_____
Second Reading:_____