

ORDINANCE NO. 01072019-1

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF ELKHART, TEXAS REQUIRING AN ANNUAL AUDIT CONCERNING CITY-OWNED PROPERTY AND COVERAGE OF SAID PROPERTY BY THE TEXAS MUNICIPAL LEAGUE INTERGOVERNMENTAL RISK POOL; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City owns both personal and real property; and

WHEREAS, the City is a member of the Texas Municipal League Intergovernmental Risk Pool; and

WHEREAS, as a member of the Texas Municipal League Intergovernmental Risk Pool, the Risk Pool provides comprehensive insurance coverage for member cities, such as Elkhart, concerning personal and real property and losses associated with said property; and

WHEREAS, the City Council for the City of Elkhart, Texas, finds it to be in the best interest of the City to require an annual audit of all City-owned personal and real property so as to ensure that said property is covered for loss and/or damage by the Texas Municipal League Intergovernmental Risk Pool.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF ELKHART, TEXAS, AS FOLLOWS:

**Article I
Annual Audit**

- A. City Staff shall conduct an audit of all the City-owned personal and real property on an annual basis, with an itemization and inventory of said property. Once all personal and real property is identified and itemized, City Staff, in conjunction with representatives from the Texas Municipal League Intergovernmental Risk Pool, shall confirm coverage through the Risk Pool for each item of property identified and inventoried.
- B. Upon completion of the audit, the City Staff shall submit a report to the City Council confirming that all City-owned personal and real property has been audited and coverage with the Texas Municipal League Intergovernmental Risk Pool has been confirmed for the subject property.
- C. Any and all personal and/or real property purchased by the City shall be reported to the Texas Municipal League Intergovernmental Risk Pool for comprehensive insurance coverage within one (1) week of the City's purchase of the property. A report shall be

generated by City Staff of each purchased item of property with confirmation of coverage by the Texas Municipal League Intergovernmental Risk Pool.

- D. The property audit the subject of this Ordinance shall be concluded by August 31st of each fiscal year.

**Article II
Severability**

Should any clause, phrase, sentence or section of this Ordinance be deemed invalid or unconstitutional by a court of competent jurisdiction, said finding shall not affect the remaining clauses, phrases, sentences or sections of this Ordinance.

**Article III
Repealer**

All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict.

**Article IV
Effective Date**

This Ordinance shall take effect immediately following its passage and approval by the City Council for the City of Elkhart, Texas.

PASSED AND APPROVED BY THE CITY COUNCIL FOR THE CITY OF ELKHART, TEXAS, this 7th day of January, 2019.

APPROVED:


Raymond Dunlap, Mayor Pro Tem

ATTEST:


Carla Sheridan, City Secretary