

**ORDINANCE NO. 25-114**

**AN ORDINANCE OF THE VILLAGE OF PLEAK, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE VILLAGE OF PLEAK, TEXAS, BY APPROVING AND ADOPTING AN ORDINANCE DEFINING THE SPENDING AUTHORITY OF THE MAYOR; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Village of Pleak is a general law city acting under the Texas Local Government Code; and

**WHEREAS**, the Village of Pleak desires to define the Mayor's spending authority to enhance administrative efficiency and operational effectiveness while maintaining the oversight by the Board of Aldermen; and

**WHEREAS**, pursuant to Texas Local Government Code Chapter 252, the Board of Aldermen of the Village of Pleak ("Board") has authority to delegate authority to the Mayor to make purchases for goods and services for purchases less than or equal to \$5,000 for a single purchase or for an aggregate of \$5,000 in any fiscal year for the same product or service; and

**WHEREAS**, the Board of Aldermen of the Village of Pleak finds the need to amend its code of ordinances as provided herein; and

**NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE VILLAGE OF PLEAK, TEXAS:**

**SECTION 1.** All the facts recited in the preamble are hereby found by the Board of Aldermen to be true and correct and are incorporated herein by reference and expressly made a part hereof.

**SECTION 2.** The Village of Pleak Code of Ordinances is hereby amended to adopt the following:

**"Contracts; purchase orders; invoices.**

- (a) The Village of Pleak may at any time, with or without action by the Board of Aldermen, cause a request for proposal and notice of intent to receive bids to be published in the official newspaper of the city.
- (b) The Board of Aldermen delegates to the Mayor the authority to make purchases for goods or services up to a total cost of \$5,000 for a single purchase or an aggregate of \$5,000 in any one fiscal year for the same product or service. Any single purchase of goods or services that costs more than \$5,000 or an aggregate of \$5,000 in any fiscal year for the same goods or services, regardless of whether the goods

or services are competitively purchased, shall require approval by the Board of Aldermen before a transaction may take place.

- (c) No further action shall be required by the Board of Aldermen unless the proposed payment or proposed purchase order exceeds the current authorization by 5%.

**Mayor authorized to pay certain debts and obligations.**

The Mayor is hereby authorized to pay, without further consideration or action by the Board of Aldermen, the debts and obligations of the Village of Pleak which fall into the following described categories:

- (1) All debts and obligations which arise under expenditures previously approved by the Board of Aldermen, which provide for payments to be made at specified intervals;
- (2) All debts and obligations for which payment is required by law; and
- (3) All debts and obligations due and owing to utility companies serving the Village of Pleak.”

**SECTION 3. Repeal.** All ordinances or parts of ordinances inconsistent with the terms of this ordinance are hereby repealed; provided, however, that such repeal shall be only to the extent of such inconsistency and in all other respects this ordinance shall be cumulative of other ordinances regulating and governing the subject matter covered by this ordinance.


**SECTION 4. Severability.** In the event any clause, phrase, provision, sentence or part of this Ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the Board of Aldermen of the Village of Pleak, Texas declares that it would have passed each and every part of the same notwithstanding the omission of any part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

**SECTION 5. Effective date.** That this Ordinance shall be effective and in full force upon adoption.

**SECTION 6. Proper Notice & Meeting.** It is hereby 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.

**PASSED, APPROVED, and ADOPTED** on this, the 16th day of July 2025.

APPROVED:

  
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Michael John, Mayor

ATTEST:

  
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Erin Walley, City Secretary