

RESOLUTION NO. 2007-002

A RESOLUTION OF THE TOWN OF TALTY, TEXAS, REQUIRING THAT CERTAIN CHECKS IN EXCESS OF \$500 BE COUNTERSIGNED BY BOTH THE MAYOR AND MAYOR PRO TEM AND THAT ALL OTHER CHECKS, DRAFTS AND NEGOTIABLE INSTRUMENTS PAYABLE FROM ANY TOWN FUNDS BE SIGNED BY BOTH THE MAYOR AND TOWN ADMINISTRATOR; PROVIDING A SEVERABILITY CLAUSE; AND, PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of Aldermen of the Town of Talty, Texas, herein finds and determines that checks for payment of Town obligations drawn from the Town's general operating account should be signed by both the Mayor and the Mayor Pro Tem when the amount of the check exceeds the sum of Five Hundred Dollars (\$500) and the obligation for which the check is written exceeds the budget allotment for the obligation; Now, Therefore,

BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE TOWN OF TALTY, TEXAS:

SECTION 1. That the Board of Aldermen of the Town of Talty, Texas, finds and determines that the premises hereof are true and correct and the recitals set forth hereinabove are incorporated herein.

SECTION 2. That of and from the effective date hereof, all checks and negotiable instruments written, issued and payable from the Town's general operating account, when in excess of the sum of Five Hundred Dollars (\$500.00), and when made in payment for an item not contained within the budget or in excess of the budget allotment for that item, for the fiscal year corresponding to that in which the check was issued, shall be signed by both the Mayor and the Mayor Pro Tem. In all such cases, where appropriate and required by law, the budget for that fiscal year shall be amended by ordinance to reflect the change and the budget officer shall immediately thereafter file a true and certified copy thereof with the County Clerk of Kaufman County, Texas.

SECTION 3. That all checks, drafts and other negotiable instruments, other than those referenced in Section 2 of this Resolution, payable or drawn from any account containing Town funds, in order to be valid, shall be signed by and bear the signature of at least two of the following: Mayor, Mayor Pro-tem or Town Administrator.

SECTION 4. That should any word, sentence, paragraph, subdivision, clause, phrase or section of this Resolution be adjudged or held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of this Resolution as a whole, or any part or provision hereof other than the part so decided to be invalid, illegal or unconstitutional.

SECTION 4. This Resolution shall take effect immediately from and after its passage as the law in such cases provides.

DULY PASSED by the Board of Aldermen of the Town of Talty, Texas, on the ____ day of _____, 2007.

APPROVED:

Todd Hutton, Mayor

ATTEST:

Sherry Bagby, Town Secretary

APPROVED AS TO FORM:

David M. Berman, Town Attorney