P. R. No. 13023
02/08/05 ts amended

RESOLUTION NO. 05-051

A RESOLUTION ALTERING THE STRUCTURE, ORGANIZATION, PROGRAMS, AND ACTIVITIES OF THE CITY OF PORT ARTHUR SECTION 4A ECONOMIC DEVELOPMENT CORPORATION (REQUESTED BY MAYOR ORTIZ)

WHEREAS, Section 34, Article 5190.6, V.T.C.A., states the following:

"AUTHORITY TO ALTER OR DISSOLVE CORPORATION.

Sec. 34.        At any time the unit may, in its sole discretion, alter the structure, organization, programs, or activities of the corporation or terminate and dissolve the corporation, subject only to any limitation provided by the constitution and laws of the state on the impairment of contracts entered into by the corporation. Such alteration or dissolution shall be made by written resolution of the governing body of the unit and as hereinafter provided."; and,

WHEREAS, the City Council is concerned as to the recent reports from the City's auditor; and,

WHEREAS, the City Council desires to alter the structure, organization, programs, and activities of the City of Port Arthur Section 4A Economic Development Corporation; and,

**WHEREAS**, the City Council deems it necessary to delete the position of Executive Director, and;

**WHEREAS**, the City Council is of the belief that an alteration of the structure and organization of the City of Port Arthur Section 4A Economic Development Corporation would improve the efficient coordination and management of incentive projects and programs between the City of Port Arthur and the City of Port Arthur Section 4A Economic Development Corporation, and;

**WHEREAS**, the City Council is of the belief that it will streamline the efficient coordination and management of incentive projects and programs between the City of Port Arthur and the City of Port Arthur Section 4A Economic Development Corporation if the City Manager or his designees provides the supervisory staff support that is needed by the City of Port Arthur Section 4A Economic Development Corporation.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT ARTHUR, TEXAS:**

**Section 1.** That the facts and opinions in the preamble are true and correct.

**Section 2.** That pursuant to Section 34, Article 5190.6; V.T.C.A., the structure, organization, programs, and activities of the City of Port Arthur Section 4A Economic Development Corporation is herein altered as to specifically delete the position of Executive Director.

**Section 3.**     That the City Manager or his designees are herein authorized to provide the supervisory staff support needed to fulfill the duties of the Executive Director as requested by the Board of Directors of the City of Port Arthur Section 4A Economic Development Corporation.

**Section 4.**     That the City Manager or his designee shall take such immediate measures as to accommodate the securing of office equipment, office files, office supplies, vehicles, credit card, and such other property of the City of Port Arthur Section 4A Economic Development Corporation utilized by the Executive Director as to enable an immediate transition.

**Section 5.**     That all Resolutions in conflict herewith are herein repealed to the extent of their conflict, only.

**Section 6.**     That this Resolution shall be effective on the adoption of the Ordinance (P. O. 5496) amending the budget of the City of Port Arthur Section 4A Economic Development Corporation.

**Section 7.**     That a copy of the caption of this Resolution shall be spread upon the Minutes of the City Council.

**READ, ADOPTED AND APPROVED** on this _8th_ day of _February_, A.D., 2005, at a Special Meeting of the City Council of the City of Port Arthur, Texas, by the following vote: AYES: Mayor _Ortiz_,

Councilmembers_Hannah, Barker, Henderson_;

_____ and Thompson. _____ ;

_____ ;

NOES: Mayor Pro Tem Beard; Councilmembers Flood
Prince and Sinegal.

_____
OSCAR ORTIZ, MAYOR

**ATTEST:**

_Evangeline Green_
EVANGELINE GREEN, CITY SECRETARY

**APPROVED AS TO FORM:**

_Mark Sokolow_
CITY ATTORNEY

_Valencia Trippo_
ASSISTANT CITY ATTORNEY

**APPROVED FOR ADMINISTRATION:**

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STEVE FITZGIBBONS, CITY MANAGER