

**ORDINANCE NO. 2017 -**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS AMENDING SECTION 2.566 OF THE SAN MARCOS CITY CODE TO AUTHORIZE CITY MANAGER, BERT LUMBRERAS, TO APPROVE CHANGE ORDERS TO CITY CONTRACTS INVOLVING INCREASES OR DECREASES OF \$50,000 OR LESS; INCLUDING PROCEDURAL PROVISIONS; AND DECLARING AN EFFECTIVE DATE.**

**RECITALS:**

1. Section 252.048 of the Texas Local Government Code, authorizes the administrative approval of change orders up to \$50,000.00.
2. The City Council deems it appropriate to authorize the city manager to approve change orders up to \$50,000.00 as authorized by state law.

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS:**

**SECTION 1.** Section 2.566(a) of the San Marcos City Code is amended as set forth below. Underlining indicates added text, and strikethroughs indicate deleted text.

**Sec. 2.566. Authority of city manager--Contracts for expenditures; limitation.**

(a) The city manager is authorized to contract on behalf of the city for the purchase of goods and services without further city council approval for all budgeted items not exceeding \$50,000.00. City manager ~~Jared H. Miller~~ Bert Lumbreras and his designee(s) are hereby authorized to approve change orders to city contracts involving increases or decreases of \$50,000.00 or less.

**SECTION 2.** If any word, phrase, clause, sentence, or paragraph of this ordinance is held to be unconstitutional or invalid by a court of competent jurisdiction, the other provisions of this ordinance will continue in force if they can be given effect without the invalid portion.

**SECTION 3.** All ordinances and resolution or parts of ordinances or resolutions in conflict with this ordinance are repealed.

**SECTION 4.** This ordinance shall be effective upon passage and adoption on second reading.

**PASSED AND APPROVED** on first reading on September 5, 2017.

**PASSED, APPROVED, AND ADOPTED** on second reading on September 19, 2017.

John Thomaides  
Mayor

Attest:

Jamie Lee Case  
City Clerk

Approved:

Michael J. Cosentino  
City Attorney