ORDINANCE NO. 08112026

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TOYAH, TEXAS, APPROVING A BUDGET AMENDMENT FOR THE FISCAL YEAR 2025-2026 IN ACCORDANCE WITH EXISTING STATUTORY REQUIREMENTS; PROVIDING FOR SUPPLEMENTAL APPROPRIATIONS AND/OR TRANSFERS OF CERTAIN FUNDS AND THE VARIOUS AMOUNTS, AS ATTACHED IN EXHIBIT B; REPEALING ALL PRIOR ORDINANCES AND ACTIONS IN CONFILCT HEREWITH; AND ESTABLISHING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Toyah ("City"), having approved and adopted its Operating Budget for Fiscal Year 2025-2026 ("Operating Budget"); and

WHEREAS, the City Mayor of the City has submitted to the City Council information related to unforeseen expenditures/expenses amounting to a grave public necessity to meet an unusual and unforeseen condition as allowed for in the Texas Local Government Code, Title 4, Subtitle A., Chapter 102, Sec. 102.009, to-wit: in August 2026, the licensed, City water operator unexpectedly resigned therefore leaving the City without a way to process potable water at our water plant for the City; and unexpected repairs needed to be done to 12" water main line at the Toyah Water Plant required to run the plant; and

WHEREAS, such above-referenced action in turn will lead the City to have to purchase loads of treated water from Water Works, LLC, Pecos, TX, to provide safe drinking water to residents of the City. Attendant to such action, the expected revenues and expenditures from being able to run our water plant and sell bulk water, have been abated until such time as a qualified water operator is able to be located and hired; and

WHEREAS, all such actions referenced herein have resulted in the Mayor presenting a proposed amendment to the current revenues as well as information related to exiting revenues and reserves which may be available for such supplemental appropriation; and

WHEREAS, the City Council having discussed and determined that such revenues and/or reserves is economically feasible and in the best interest of prudent budgeting and solely for municipal purposes, hereby desires to amend and approve the proposed budget amendment to reflect such supplemental appropriation to the current budget at the regularly scheduled city council meeting held on August 11, 2026.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TOYAH, TEXAS THAT:

SECTION 1: The current Amended Water System Budget for Fiscal Year 2025-2026 for the City of Toyah, attached hereto as Exhibit A, is hereby amended by the proposed additional budget amendment for the Fiscal Year 2025-2026 attached hereto as Exhibit B, is hereby adopted and approved as the amended Operating Budget for the Water System of the City for Fiscal Year 2025-2026 for all purposes and filed with the originally approved Operating Budget as required by law.

SECTION 2: The City is hereby authorized to expend those funds allocated under the Fiscal Year 2025-2026 Budget Amendment, together with the 2025-2026 Additional Budget Amendment, as set forth and any fund balance at the end of the current fiscal year 2025-2026 will be carried forward to the next budget to fund the allocations for the next fiscal year. Such carrying forward does not preclude modification of such next year's budget as may be required.

SECTION 3: If any provision of this ordinance or application thereof to any person or circumstance shall be held invalid, such invalidity shall not affect the other provisions, or application thereof, of this ordinance, which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are hereby declared to be severable.

SECTION 4: This ordinance shall take effect upon the date of final passage noted below, or when all applicable publication requirements are satisfied in accordance with the laws of the State of Texas.

READ and ADOPTED on this the 11 day of AUGUST 2026.

CITY OF TOYAH, TEXAS

Misty Begay, Mayor

ATTEST:

Naomi Machuca, Mayor Pro Tem

EXHIBIT A

CITY OF TOYAH

WATER SYSTEM BUDGET

FY OCT 2025 - SEPT 2026

SUMMARY

Proposed Income	$53,190.00
Proposed Expenses	$163,190.00

Income

Water Sales	$43,190.00		
Sewer Asst	$10,000.00		
Reserve Transfer/Emergency water and/or Operator			$140,000.00
Reserve Transfer/Emergency water and/or Operator			$110,000.00

Expenses

Fuel	$2,000.00		
Water Plant supplies		$1,000.00	
Electricity	$8,400.00		
Testing/Lab	$1,600.00		
			$13,000.00
Services			
Insurance/TML		$4,600.00	
Contract Services		$10,000.00	
Annual Permit	$1,250.00		
Attorney fees	$8,340.00		
			$24,190.00
AG Water Plant Project		$15,000.00	
Equipment Maintenance		$1,000.00	
		$16,000.00	
TOTAL EXPENSES:		$163,190.00	

2025-2026 BUDGET AMENDMENT ADOPTED THIS 11th DAY OF AUGUST, 2026

Misty Begay

Misty Begay Mayor, City of Toyah

EXHIBIT B

CITY OF TOYAH

WATER SYSTEM BUDGET

FY OCT 2025 - SEPT 2026

SUMMARY

Proposed Income	$53,190.00
Proposed Expenses	$211,190.00

Income

Water Sales	$43,190.00	
Sewer Asst	$10,000.00	
Reserve Transfer/Emergency water and/or Operator		$140,000.00
Reserve Transfer/Emergency water and/or Operator		$110,000.00
Reserve Transfer/Emergency water and/or Operator		$48,000.00

Expenses

Fuel	$2,000.00		
Water Plant supplies		$1,000.00	
Electricity	$8,400.00		
Testing/Lab	$1,600.00		
			$13,000.00

Services

Insurance/TML		$4,600.00	
Contract Services		$10,000.00	
Annual Permit	$1,250.00		
Attorney fees	$8,340.00		
			$24,190.00

AG Water Plant Project		$15,000.00
Equipment Maintenance		$1,000.00
	$16,000.00	
TOTAL EXPENSES:		$211,190.00

2025-2026 BUDGET AMENDMENT ADOPTED THIS 11th DAY OF AUGUST, 2026

Misty Begay

Misty Begay Mayor, City of Toyah