

ORDINANCE NO. 2020-40

AN ORDINANCE OF THE CITY OF IOWA COLONY, TEXAS, CONFIRMING, REESTABLISHING, AND REGULATING THE **OFFICE OF BUILDING OFFICIAL** OF THE CITY; PROVIDING FOR QUALIFICATIONS, EMPLOYMENT, REMOVAL, AT WILL EMPLOYMENT, SUPERVISION, DUTIES, DEPUTIES, NONLIABILITY OF THE CITY AND ITS PERSONNEL, A SEVERANCE CLAUSE, AND AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF IOWA COLONY, TEXAS:

**Sec. 1. Creation of office**

The office of building official of the City of Iowa Colony, Texas ("the city") is hereby confirmed, reestablished, and regulated.

**Sec. 2. Qualifications**

The building official shall have and maintain all certifications and other qualifications for his or her job, as required by all applicable law or governing authorities. In addition, the building official shall be properly qualified for the duties of the office as determined by the city manager.

**Sec. 3. Employment and Removal**

The building official shall be hired and removed as provided in the Home Rule Charter.

**Sec. 4. At Will Employment**

Regardless of any other provision, the building official shall be employed at will. Furthermore, nothing shall impair the at will status of the building official's employment except a writing signed by the city and the building official and specifically, expressly, and clearly stating that it changes the at will status of the building official's employment.

**Sec. 5. Supervision**

The Home Rule Charter provides that the building official is under the supervision of the city manager.

**Sec. 6. Duties**

The building official shall have all duties and authority:

- a. provided by law;
- b. generally exercised by building officials in Texas; or
- c. assigned by city ordinance or by the city manager.

### **Sec. 7. Deputies**

The building official may have such deputies as the city manager authorizes from time to time. All provisions of this ordinance shall also apply to deputy building officials.

### **Sec. 8. Nonliability of the City and Its Personnel and Representatives**

Neither the city nor any officer, agent, employee, or representative of the city shall have any liability, except liability to the city, for any act or omission of such person concerning this ordinance or the subject matter hereof.

### **Section 9. Severance Clause**

If any part of this ordinance, of whatever size, is ever declared invalid or unenforceable for any reason, the remainder of this order shall remain in full force and effect.


### **Section 10. Effective Date**

This ordinance shall be effective immediately upon its passage and approval on the second reading.

PASSED AND APPROVED ON THE FIRST READING ON THE 16<sup>TH</sup> DAY OF NOVEMBER, 2020.

PASSED AND APPROVED ON THE SECOND READING ON THE 21<sup>ST</sup> DAY OF DECEMBER, 2020.

CITY OF IOWA COLONY, TEXAS

By:   
MICHAEL BYRUM-BRATSEN,  
MAYOR

ATTEST:

  
KAYLEN ROSSER, CITY SECRETARY

