

## ORDINANCE NO. 15

An Ordinance on Record Retention, Policy, and Records Control Schedules and Destruction of Records.

BE IT ORDAINED BY the City Council of the City of Payne Springs, Texas:

WHEREAS, Title 6, Subtitle C, Local Government Code (Local Government Records Act), Provides that each local government must establish an active and continuing records management program; and

WHEREAS, The City of Payne Springs, Texas desires to adopt a plan for that purpose and to prescribe Policies and procedures consistent with the Local Government Records Act and is in the interests of cost-effective and efficient record keeping: NOW THEREFORE:

1.

DEFINITION OF RECORDS OF THE CITY OF PAYNE SPRINGS, TEXAS, All documents, papers, Letters, books, maps, photographs, sound or video recordings, microfilm, magnetic tape, electronic media, or other information recording media, regardless of physical form or characteristic and regardless of whether public access to it is open or restricted under the laws of the state, created or received by The City of Payne Springs or any of its officers or employees pursuant to law or in the transaction of public business are hereby declared to be the records of The City of Payne Springs, Texas and shall be created, maintained, and disposed of in accordance with the provisions of this ordinance or procedures authorized by it and in no other manner.

2.

RECORDS DECLARED PUBLIC PROPERTY, All records as defined in Section 1 of this plan are hereby declared to be the property of The City of Payne Springs, Texas. No official or employee of The City of Payne Springs, Texas has, by virtue of his or her position, any personal or property right to such records even though he or she may have developed or compiled them. The unauthorized destruction, removal from files, or use of such records is prohibited.

3.

POLICY. It is hereby declared to be the policy of The City of Payne Springs, Texas to provide for efficient, economical, and effective controls over the creation, distribution, organization, maintenance, use and disposition of all records of this office through a comprehensive system of integrated procedures for the management of records from their creation to their ultimate disposition, consistent with the requirements of the Local Government Records Act and accepted records management practice.

4.

RECORDS MANAGEMENT OFFICER. The City Secretary will serve as records management officer for The City of Payne Springs, Texas as provided by law and will ensure that the maintenance, destruction, electronic storage, or other disposition of the records of this office are carried out in accordance with the requirements of the Local Government Records Act.

5.

RECORDS CONTROL SCHEDULES. Appropriate records control schedules issued by the Texas State Library and Archives Commission shall be adopted by the records management officer for use in The City of Payne Springs, Texas, as provided by law. Any destruction of records of The City of Payne Springs, Texas will be in accordance with these schedules and the Local Government Records Act.

6.

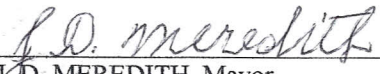
Should any section, subsection, sentence, provision, clause or phrase hereof be held to be invalid, void or unconstitutional for any reason, such holding shall not render invalid, void or unconstitutional any other sections, subsection, sentence, provision, claim or phrase of this ordinance, and the same are deemed severable for this purpose.

7.

This Ordinance replaces Ordinance No. 52490 dated May 24, 1990. All ordinances or parts of ordinances or parts of ordinances in direct conflict herewith are repealed to the extent of conflict only.

PASSED AND APPROVED this 19 day of OCTOBER 2004.

APPROVED:

  
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J.D. MEREDITH, Mayor

ATTEST:

  
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SUE BARNETT, City Secretary