

ORDINANCE NO. 2010- 020

AN ORDINANCE AMENDING CHAPTER 33 (BOARDS AND COMMISSIONS), SUBSECTIONS 33.02(C) (TRANSPORTATION ADVISORY BOARD) AND 33.04(C)(2) (PARKS AND RECREATION BOARD) OF THE CODE OF ORDINANCES OF THE CITY OF WIMBERLEY, TEXAS IN ORDER TO REVISE THE COMPOSITION OF INDIVIDUALS APPOINTED TO THE ABOVE REFERENCED BOARDS; PROVIDING FOR FINDINGS OF FACT, AN EFFECTIVE DATE; PROPER NOTICE AND MEETING, AND SEVERABILITY.

WHEREAS, the City of Wimberley ("City") is authorized to establish boards and commissions to receive public input and provide recommendations to the City Council; and,

WHEREAS, the City Council strives to consider qualified individuals who represent a broad sampling of the community when appointing members to City boards and commissions; and,

WHEREAS, the City Council finds that the amendment to the terms of the boards referenced in this ordinance will ensure uniformity and will enhance the membership of the City's boards and commissions.

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

I. FINDINGS OF FACT

All of the above premises are hereby found to be true and correct legislative and factual findings of the City of Wimberley and are hereby approved and incorporated into the body of this ordinance as if copied in their entirety.

II. AMENDMENTS

A. THAT chapter 33 (Boards and Commissions), subsection 33.02(C) (Transportation Policy Board) of the Code of Ordinances of the City of Wimberley, Texas is hereby amended to read as follows:

“(C) Composition of Board.

The Board shall be comprised of 7 registered voters. Four members must reside within the City's corporate limits and no more than 3 members may be residents outside the city limits.”

B. THAT chapter 33 (Boards and Commissions), subsection 33.04(C)(2) (Parks and Recreation Board) of the Code of Ordinances of the City of Wimberley, Texas is hereby amended to read as follows:

“(C) *Composition of Board.*

(2) The Board shall be comprised of 7 registered voters. Four members must reside within the City’s corporate limits and no more than 3 members may be residents of outside the city limits.”

Except as provided herein, of the Code of Ordinances of the City of Wimberley shall remain in full force and effect.

III. SEVERABILITY

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this ordinance be severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this ordinance, and the remainder of this Ordinance shall be enforced as written.

IV. EFFECTIVE DATE

This Ordinance shall take effect following its passage and publication as may be required by governing law.

V. PROPER NOTICE AND MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

PASSED AND APPROVED on this 3rd day of June, 2010, by a 5
(Ayes) 0 (Nays) 0 (Abstain) vote of the City Council of the City of Wimberley, Texas.

CITY OF WIMBERLEY

Bob Flocke

Bob Flocke, Mayor

ATTEST:

Cara McPartland
Cara McPartland, City Secretary

APPROVED AS TO FORM:

Carolyn J. Crosby
Carolyn J. Crosby, City Attorney

