

ORDINANCE NO. 2006-015

**AN ORDINANCE OF THE VILLAGE OF WIMBERLEY, TEXAS,
ESTABLISHING AN ECONOMIC DEVELOPMENT COMMISSION AND
PROVIDING FOR THE DUTIES, APPOINTMENT AND REMOVAL OF
COMMISSION MEMBERS; ESTABLISHING AN EFFECTIVE DATE.**

WHEREAS the City Council of the Village of Wimberley ("Village") seeks to develop and maintain policies and programs that provide an appropriate environment for sound economic development within the Wimberley Valley Community; and

WHEREAS the City Council finds it to be in the best interest of the Wimberley Valley community to provide information and opportunities to promote sound economic development including (1) the major contributing elements of the Wimberley Valley economy; (2) the condition of the Wimberley Valley economy; (3) initiatives that the Village of Wimberley could undertake, in conformance with the Comprehensive Plan, to improve the economy of the Wimberley Valley; and (4) the preparation of a long-range economic development plan for the Wimberley Valley; and

WHEREAS the City Council finds it to be in the best interest of the community to preserve and develop, wherever possible and feasible, conditions conducive to creating and maintaining a sound business structure within the jurisdiction of the Village of Wimberley and the Wimberley Valley for economic stability of the community.

NOW THEREFORE, be it ordained by the City Council of the Village of Wimberley, County of Hays, State of Texas:

I. Findings of Fact

That the foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if set forth herein at length.

I. Purpose

The purpose of this ordinance is to promote economic development and opportunity within the Wimberley Valley and to enhance and protect the economic environment. This ordinance is adopted so that the Economic Development Commission (hereafter, the "Commission") may advise the City Council in promoting policies and programs which support sound economic development within the community and which are in harmony with provisions of the Wimberley Comprehensive Plan.

II. Duties of the Commission

- A. The Commission shall develop a strategic Economic Development Plan for consideration by the City Council. The plan should contain strategy to promote the community's economic growth, provide for workforce development, target appropriate businesses and industries to attract to the community and allow for diversification of the community's economic base. The plan should address the following:
1. The challenges and opportunities facing the Wimberley Valley; the strengths, weaknesses, opportunities and threats (SWOT);
 2. An analysis element that assesses the state of the community's economic strengths and weaknesses and the opportunities and threats posed by external trends and forces as well as the availability of partners and resources for economic development;

3. The area's vision and goals, together with an appraisal of its competitive advantages and disadvantages;
 4. Specific, measurable objectives to achieve goals set forth with specific, quantifiable programs and projects to achieve the established objectives; and
 5. A suggested budget for the first five years including potential revenue sources.
 6. Assist with implementation of the Plan.
- B. The Commission shall recommend amendments to the Plan as needed.
- C. The Commission shall make recommendations to the City Council concerning policies and programs promoting economic development within the Wimberley Valley Community.

IV. Composition of the Commission

The Commission shall be an independent advisory board to the City Council and shall be made up of citizen volunteer members appointed by the Council. The City Administrator shall also be an ex officio non-voting member of the Commission and shall attend Commission meetings.

The Commission shall be made up of seven (7) members from within the Wimberley Independent School District boundaries, at least four (4) of which shall be registered voters within the city limits of the Village. The members shall be nominated for selection to the Commission as follows: one (1) each by the Mayor and City Council members as individual appointments. The remaining member will be a consensus member selected from the membership of the Wimberley Valley Chamber of Commerce and Visitor's Bureau and appointed by the Council as a whole. Members of the Commission may be selected from among the following: (1) a representative of a business; (2) a representative of a real estate company; (3) a representative of an arts and/or culture organization; (4) a representative of a lodging business; and a representative of the Wimberley Merchants Association.

V. Appointment of Commission Members

The members shall be approved by City Council as set out above. If a vacancy occurs on the Commission, the City Council Member who originally appointed that member shall appoint a person, with the approval of a majority of the City Council, to fill the unexpired term.

VI. Terms of Commission Members

At the first regular meeting, all Commission Members shall either agree among themselves or draw lots to determine which three (3) members shall serve an initial term of one (1) year. Thereafter, all members' terms shall be two (2) years.

VII. Removal of Commission Members

The City Council may by majority vote remove a Commission Member for lack of confidence, incompetence, corruption, misconduct, or malfeasance. Any Commission Member who misses three (3) consecutive meetings, or one-third (1/3) of all regular meetings within a twelve (12) month time period, shall be deemed to have automatically vacated his/her position on the Commission. This section shall not apply to a Commission Member who applied for and received an excused absence from the Board chairperson prior to the meeting(s) in issue. Any Commission Member who no longer resides within the boundaries as provided in Article IV is deemed to have automatically vacated his/her position on the Commission.

VIII. Commission Officers

From among its members the Commission shall elect its officers, those being the Chairperson, Vice-Chairperson, and Secretary. Officers shall be elected for terms of one (1) year. The Chairperson may be reelected as Chairperson but shall not serve more than 2 consecutive one (1) year terms. The Commission Chairperson shall preside over all meetings and may vote. If the Chairperson fails or refuses to act, the Vice-Chairperson shall perform the duties of the Chairperson. If the Chairperson and Vice-Chairperson are absent, any Commission Member may be appointed by the Commission to preside over the meeting.

IX. Commission Meetings

The Commission shall conduct regular meetings no less frequently than once a month at a time and place determined by resolution adopted by the Commission. The initial meeting of the Commission shall be called by the City Council. Special meetings may be called by the Commission Chairman or upon the application of three Commission Members. A majority of the Commission shall constitute a quorum. The Commission may determine the rules of its proceedings.

X. 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.

XI. Proper Notice and Open Meeting

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required 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.

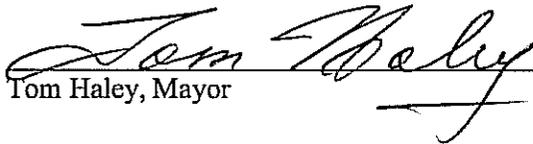
XII. Effective Date and Expiration Date

This Ordinance shall take effect immediately from and after its passage and publication as may be required by governing law. This Ordinance will automatically expire on the second annual anniversary date of its adoption unless it is extended by action of the City Council.

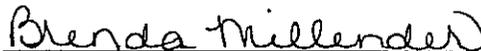
PASSED AND APPROVED this 7 day of December, 2006.

VILLAGE OF WIMBERLEY

By:


Tom Haley, Mayor

ATTEST:


Brenda Millender, City Secretary

APPROVED AT TO FORM:


Patty L. Akers, City Attorney