

CITY OF HORSESHOE BAY

ORDINANCE NO. ORD 12-01-17A

PARKS COMMITTEE ORDINANCE

**AN ORDINANCE OF THE CITY OF HORSESHOE BAY, TEXAS;
ADOPTING PROVISIONS RELATING TO CREATION OF A PARKS
COMMITTEE; CITY OWNED PARKS; PROVIDING FOR FINDINGS OF
FACT; SEVERABILITY; REPEALER; EFFECTIVE DATE; AND
PROPER NOTICE AND MEETING**

WHEREAS, the City of Horseshoe Bay (City) does from time to time, pass ordinances; and

WHEREAS, it is the further intent to establish a Parks Committee in order to assist the City with meeting the park needs of the citizens; and

WHEREAS, the City Council of the City of Horseshoe Bay desires to receive input, information and guidance regarding park needs; and

WHEREAS, the City desires to secure and preserve the fullest enjoyment of parks facilities to park patrons.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HORSESHOE BAY, TEXAS

I. PARKS COMMITTEE

(a) Creation

There shall be created a Committee known as the Parks Committee (also referred to as the "Committee"), and shall have such powers and authority as is prescribed by this ordinance. The Committee shall be composed of five regular members, all of whom shall be a registered voter of the City, shall have resided in the City not less than 12 months immediately preceding appointment, shall not be in arrears in the payment of any taxes or other liabilities due the City, and known to be interested in parks. One of the five regular members will be the nominee of the Board of Directors of the Horseshoe Bay Property Owners' Association. This person will be appointed subject to a majority vote of the City Council. The City Council shall appoint the regular members to the Committee to hold office for a term of two years. In order to provide staggered terms, for the initial appointment three members will have two years terms and two members will have one year terms. Members may be removed by the City Council without cause. Further, all members currently appointed to the Parks Committee shall continue until such time as they resign, are removed or their term expires.

(b) Duty as Advisory Committee

The Committee shall act as an advisory committee to the City Council in the development, supervision and administration of the affairs of the City parks. However, the Committee expressly does not have the power to make final decisions or the power to adopt rules regarding public business.

(c) Promoting Cooperation

The Committee shall at all times seek to promote close cooperation between the City and all private citizens, home owners' associations within the City, institutions and agencies interested in the establishment and development of parks activities.

(d) Meetings

The meetings of the Committee shall be held on a regular basis, but not less than once every three months. As an advisory committee to the City Council, Committee's meetings are not required to be open to the public pursuant to the Open Meetings Act as set forth in Chapter 551 of the Texas Government Code, as may be amended. The Committee can have private meetings or meetings open to the public as it deems appropriate. Meetings may be called by the Chairman/Chairwoman or at the request of two or more of the Committee members.

(e) Attendance

Regular members shall attend meetings as necessary to complete required duties as specified by City Council and Committee members.

(f) Members Not to Hold Other Public Offices – Compensation

No member of the Committee shall hold any other public office of honor, trust or profit in the government of the city during their term of office. Specifically, no member of the City Council shall serve as a member of the Committee. The members shall serve without pay.

(g) Chairman/Chairwoman

The City Council shall select from among Committee members a Chairman/Chairwoman.

(h) Rules

The Committee shall adopt such rules and regulations for the government of its proceedings as may be deemed proper, not inconsistent with the ordinances and the Charter of the City and the laws of the state.

(i) Responsibilities

The Committee will advise the City Council on issues it considers appropriate regarding park matters.

The Committee may advise the City Council on a long term plan for City parks. To the extent practical, the Committee should coordinate its efforts with plans of the various property owners' associations in the City and the plans of Horseshoe Bay Resort.

The Committee may advise the City Council on proposed Park Rules.

The Committee may advise the City Council regarding obtaining new park land or a cash contribution for city park development from newly annexed areas.

The Committee may advise the City Council regarding acceptance of the park land offered to the City by Eileen Hurd.

Presuming the above property is accepted by the City, the Committee may advise the City Council in the development of a long term plan for this park.

The Committee may advise the City Council regarding the proposed budget for park matters for the following fiscal year of the City by communicating with the City Manager by May 31 of each year.

The Committee may advise the City Manager in any grant application related to park matters.

The Committee may assist in fund raising for park projects.

II. EFFECTIVE DATE

This Ordinance shall be and become effective immediately upon and after its passage and publication as may be required by governing law.

III. REPEALER

All ordinances or parts of ordinances in force when the provisions of this Ordinance becomes effective which are inconsistent or in conflict with the terms and provisions contained in this Ordinance are hereby repealed only to the extent of such conflict.

IV. SEVERABILITY

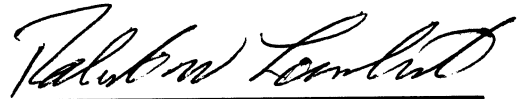
Should any part, sentence or phrase of this Ordinance be determined to be unlawful, void or unenforceable, the validity of the remaining portions of this Ordinance shall not be adversely affected. No portion of this Ordinance shall fail or become inoperative by reason of the invalidity of any other part. All provisions of this Ordinance are declared to be severable.

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.

ADOPTED AND APPROVED on this 17th day of January, 2012 by the City Council of the City of Horseshoe Bay, Texas.


CITY OF HORSESHOE BAY, TEXAS



Robert W. Lambert, Mayor



Attest:



**Teresa L. Moore, TRMC
City Secretary**