RESOLUTION NO. 621

"Resolution Creating the 2019 Water Bond and Charter Amendment Election Education Committee"

A RESOLUTION OF THE CITY OF GRANITE SHOALS, TEXAS TO CREATE A COMMITTEE OF AT LEAST 5 AND NO MORE THAN 7 PERSONS TO GUIDE THE CITY IN PROVIDING FACTUAL INFORMATION TO GRANITE SHOALS CITIZENS ON THE PROPOSED NOVEMBER 2019 VOTE FOR CONFIRMATION OF THE CITY COUNCIL’S AUTHORIZATION TO ISSUE $7,000,000 FOR IMPROVEMENTS TO THE CITY’S WATER INFRASTRUCTURE AND FOR CONFIRMATION OF THE CHARTER AMENDMENTS PROPOSED BY THE CITY COUNCIL IN CONJUNCTION WITH THE CHARTER REVIEW COMMISSION; AND PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; A SAVING CLAUSE; SEVERABILITY; REPEALER; EFFECTIVE DATE; AND PROPER NOTICE.

WHEREAS, the City Council of the City of Granite Shoals, Burnet County, Texas (the “Council”) desires to provide for, protect and improve the health, safety and general welfare of the citizens of the City and to foster a sense of civic pride; and

WHEREAS, the Council will consider approving $ 7,000,000 in water infrastructure tax bonds for improvements constructing, improving, extending, expanding, upgrading, and/or developing the City’s water system; and

WHEREAS, the water infrastructure tax bonds will be put to a vote in the upcoming November 5, 2019 election; and

WHEREAS, the Council, recognizing the need to review the City Charter to clarify, add, or subtract to it as necessary in order to ensure that the powers, rights, and duties of the City government adhere to its original concepts and purposes as well as state law, appointed a Charter Review Commission in accordance with City Charter Section 11.07 on December 11, 2018; and

WHEREAS, the Charter Review Commission met over a period of months to conduct a review of the City Charter, proposed any recommendations it deemed desirable, and reported its findings and recommendations to the City Council on June 25, 2019; and

WHEREAS, the City Council received and considered the recommendations of the Charter Review Committee, and accepted, rejected, or modified the changes on July 9, 2019, and will submit the changes to the voters in the November 5, 2019 election; and

WHEREAS, the Council desires to educate its citizens on the new water infrastructure improvement plan and related bond election to implement water system projects pursuant to that
plan, and to educate its citizens on the proposed changes to the charter before the November 5, 2019 election; and

WHEREAS, Section 8.01 of the City Charter provides the Council with the authority to create, establish, or appoint such boards, commissions and committees as it deems necessary to carry out the functions and obligations of the City; and

WHEREAS, the City Charter provides that the Council shall, by ordinance or resolution, prescribe the purpose, composition, function, duties, accountability, and tenure of each board, commission and committee where such are not prescribed by law or the Charter.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRANITE SHOALS, TEXAS:

SECTION 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 Granite Shoals and are hereby approved and incorporated into the body of this resolution as if copied in their entirety.

SECTION II. 2019 WATER BOND AND CHARTER AMENDMENT ELECTION EDUCATION COMMITTEE

A. COMMITTEE CREATED:

Pursuant to Article VIII, Section 8.01 of the City Charter, the City Council hereby creates the 2019 Water Bond and Charter Amendment Election Education Committee. This committee will serve in an educational capacity only and will have no powers to establish policy, regulations, or procedures for the City.

B. PURPOSE:

The 2019 Water Bond and Charter Amendment Election Education Committee is established to accomplish the following purposes:

1. Hold appropriate events or activities to educate the citizens of the City of Granite Shoals on the new water infrastructure improvement plan.

2. Hold appropriate events or activities to educate the citizens of the City of Granite Shoals on proposed amendments to the City’s charter.

3. Prepare and disseminate appropriate educational materials.
4. From time to time, prepare and present reports and recommendations to the City Council, City Manager, and City staff.

C. MEMBERS, ORGANIZATION AND MEETINGS

1. The Education Committee shall consist of no fewer than 5 and no more than 7 property owners or residents.

2. Each applicant for membership as a committee member must be approved by a simple majority vote of the Council before becoming a member of the Education Committee.

3. The terms of all members shall commence upon appointment and shall conclude on the earlier of November 2, 2019, or the day after the last scheduled town hall meeting held in the month of October 2019.

4. Members of the Education Committee shall serve without compensation but may be reimbursed for actual expenses with prior approval by the City Council.

5. The City Council will appoint the committee Chair.

6. The committee will elect from the appointed members a Vice Chair, and a Secretary.

7. All committee meetings will be open to the public and shall be posted and conducted in compliance with the Texas Open Meetings Act.

8. A quorum is three members.

9. All members present including the Chair shall vote on every motion. A member who abstains from a vote, with or without cause or conflict, shall have their vote recorded as “abstained” but no vote will be counted for or against the motion as though that member was not present.

10. The Committee shall keep minutes of its proceedings which shall be filed with the City Secretary within fifteen (15) business days of the meeting.

SECTION III. SAVINGS

The repeal of any resolution or part of resolutions effectuated by the enactment of this resolution shall not be construed as abandoning any action now pending under or by virtue of such resolution or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or
as affecting any rights of the City under any section or provisions of any resolutions at the time of passage of this resolution.

SECTION IV. SEVERABILITY

If any provision, section, sentence, clause or phrase of this resolution, or the application of the same to any person or set of circumstances is for any reason held to be unconstitutional, void, invalid, or unenforceable, the validity of the remaining portions of this resolution or its application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council of the City of Granite Shoals in adopting, and of the Mayor in approving this resolution, that no portion thereof or provision or regulation contained herein shall be come inoperative or fail by reason of any unconstitutionality or invalidity of any portion, provision, or regulation.

SECTION V. REPEALER

The provisions of this resolution shall be cumulative of all other resolutions or parts of resolutions governing or regulating the same subject matter as that covered herein, provided, however, that all prior resolutions or parts of resolutions inconsistent or in conflict with any of the provisions of this resolution are hereby expressly repealed to the extent that such inconsistency is apparent. This resolution shall not be construed to require or allow any act which is prohibited by any other resolution.

SECTION VI. EFFECTIVE DATE

This resolution shall take effect immediately from and after its passage and publication as may be required by governing law.

SECTION VII. PROPER NOTICE AND MEETING

It is hereby officially found and determined that the meeting at which this Resolution 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 the 1st day of August, 2019

APPROVED:

[Signature]
Carl J. Brugger, Mayor
ATTEST:

Elaine Simpson, City Secretary

APPROVED AS TO FORM:

Joshua Katz, City Attorney