

ORDINANCE NO. 12-3034

AN ORDINANCE AMENDING CHAPTER 2. "ADMINISTRATION", ARTICLE IV. "BOARDS, COMMISSIONS AND COMMITTEES", DIVISION 1. "GENERALLY" OF THE CITY OF BEDFORD CODE OF ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the City Council of Bedford, Texas has determined to make changes to the Code of Ordinances in regards to Board and Commission attendance, quorums and oaths of offices.

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

SECTION 1. That Chapter 2. "Administration", Article IV. Boards, Commissions and Committees, Division 1. "Generally" of the City of Bedford Code of Ordinances is hereby amended to read as follows:

Sec. 2-166. - Board, commission appointment residency requirement.

Any person appointed by the city council to a city board or commission must reside within the city when appointed, must have resided within this city for 12 consecutive months preceding the appointment and when serving on such board or commission. Any position on a city board or commission that is specified by the creating ordinance as requiring operation of a business within the city limits shall be exempt from the provisions of this section. Any board or commission with membership not requiring residency within the city limits shall be exempt from the provisions of this section. Any city employee serving as an ex officio member shall be exempt from the provisions of this section.

Sec. 2-167. - Expiration of terms.

Notwithstanding any other provision in this Code of Ordinance or Resolution, the terms of all Board, Commission, and Committee appointments shall continue until their respective successors have been duly qualified and appointed Prior to taking office, members of the Ethics Commission, the Planning and Zoning Commission, the Building and Standards Commission and the Zoning Board of Adjustment shall be properly given an oath of office.

Sec. 2-168. - Meetings.

All board, commission and committee meetings shall be held in accordance with the Open Meetings Act.

Sec. 2-169. - Quorum

A quorum for any board, committee or commission shall be established as a majority of regular members. Alternate members may act in a regular member's absence to establish a quorum. Vacant positions shall not be counted in determining a quorum.

Sec. 2-170 – Attendance

Any member of a City board, commission or committee who has two absences within a calendar year shall become eligible to be removed from said board, commission or committee. Upon the second absence, the City Secretary's Office shall send a letter via certified mail to the member, copied to the board, commission or committee chairperson, informing them that they are eligible to be removed and that they need to contact the chairperson. The chairperson shall then have the discretion to recommend to the City Council that the member be removed from their respective board, commission or committee.

Sec. 2.171 – Serving on multiple boards, commission or committees

No person may concurrently serve on more than one board, commission or committee unless their

position is also a position on another board, commission or committee.

SECTION 2. That all other ordinances in conflict herewith are hereby repealed.

SECTION 3. That if any section, paragraph, clause, phrase, or provision of this ordinance, shall for any reason be held to be invalid or unenforceable, the validity or unenforceability of such section, paragraph, clause, phrase, or provision shall not effect any of the remaining provisions of this ordinance.

SECTION 4. That this ordinance shall be in full force and effect from and after its passage and publication as required by law.

PRESENTED AND PASSED this 9th day of October 2012, by a vote of 7 ayes, 0 nays and 0 abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.

Jim Griffin, Mayor

ATTEST:

Michael Wells, City Secretary

APPROVED AS TO FORM:

Stan Lowry, City Attorney