



City of Farmers Branch

Farmers Branch City Hall
13000 Wm Dodson Pkwy
Farmers Branch, Texas
75234

Staff Report

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Discussion regarding a proposed Ordinance amending Chapter 2, Article II for Boards and Commissions relating to composition, alternates, absences, training, and sunset review for certain Boards and Commissions

BACKGROUND:

The City Secretary is providing a Study Session update to allow the City Council to review the Draft Ordinance No. 3563. If Council chooses to move forward, this item will be scheduled for the April 2, 2019 City Council meeting for action.

On January 29, 2019, the City Council reviewed the current Boards and Commissions structure and recommended a uniformed approach with seven (7) regular members and two (2) alternate members for boards except Public Art & Culture, Zoning Board of Adjustment/Code Board of Appeals, Municipal Drainage, and TIF Boards. These boards were unchanged due to their statutory nature and/or unique function. The proposed Ordinance provides details for a phased implementation approach for boards over the 7+2 configuration, as vacancies occur. In addition, the proposed Ordinance implements a uniform attendance policy which requires City Council review of any board member (including alternates) that has two (2) unexcused absences within a 12-month time period.

The proposed Ordinance requires newly appointed and reappointed board members to attend board orientation training within 90 days of appointment and to participate in annual sexual harassment and code of ethics trainings.

In addition, the Ordinance contains a Sunset provision, which requires Council review every June 30 in years ending with "0" and "5". The Council will review the following boards and commissions to determine if the Council finds the boards shall continue in existence.

- (1) Historical Preservation and Restoration Board;
- (2) Farmers Branch Manske Library Board;
- (3) Parks and Recreation Board;
- (4) Senior Advisory Board; and
- (5) Sustainability Committee

ATTACHMENT(S):

1. Draft Ordinance No. 3563



ORDINANCE NO. 3563

AN ORDINANCE OF THE CITY OF FARMERS BRANCH, TEXAS, AMENDING CHAPTER 2 "ADMINISTRATION", ARTICLE II "BOARD, COMMITTEES, AND COMMISSIONS" OF THE CODE OF ORDINANCES BY RETITLING AND AMENDING SECTION 2-31 "REMOVAL OF CERTAIN BOARD OR COMMISSION MEMBERS BY CITY COUNCIL; EFFECT OF UNEXCUSED ABSENCE FROM THREE CONSECUTIVE MEETINGS" RELATING TO MEETING ABSENCES OF BOARD AND COMMISSION MEMBERS; ADDING SECTION 2-38 TITLED "APPOINTMENT OF ALTERNATE MEMBERS; PARTICIPATION; SITTING AS REGULAR MEMBER" REGARDING THE APPOINTMENT OF ALTERNATE MEMBERS; ADDING SECTION 2-39 TITLED "BOARD AND COMMISSION TRAINING" REGARDING REQUIRED BOARD AND COMMISSION TRAINING; ADDING SECTION 2-40 TITLED "SUNSET REVIEW OF CERTAIN BOARDS AND COMMISSION" REGARDING TERMINATION OF CERTAIN BOARD AND COMMISSIONS IF NOT EXTENDED BY ACT OF THE CITY COUNCIL; RETITLING DIVISION 2 "ANIMAL SHELTER ADVISORY BOARD" AND AMENDING SAID DIVISION BY RETITLING AND AMENDING SECTION 2-51 "CREATION, APPOINTMENT; TERMS; MEETINGS" REGARDING THE CREATION, APPOINTMENT, TERMS OF OFFICE, AND MEETINGS OF THE ANIMAL SHELTER ADVISORY BOARD AND RETITLING AND AMENDING SECTION 2-52 "COMPOSITION" BY AMENDING THE MEMBERSHIP COMPOSITION OF SAID BOARD;. AMENDING DIVISION 4 "HISTORICAL PRESERVATION AND RESTORATION BOARD" SECTION 2-101 "CREATION; COMPOSITION; TERMS" BY AMENDING THE NUMBER OF MEMBERS OF SAID BOARD AND PROVIDING FOR ALTERNATE MEMBERS, SECTION 2-102 "VACANCIES" TO INCLUDE ALTERNATE MEMBERS; REPEALING SECTION 2-103 "REQUIRED ATTENDANCE; RESIGNATION FROM OFFICE FOR ABSENCES," AND SECTION 2-104 "ORGANIZATION; MEETINGS; QUORUM; VOTE" TO PROVIDE FOR ALTERNATE MEMBERS; AMENDING DIVISION 7 "FARMERS BRANCH MANSKE LIBRARY BOARD" BY AMENDING SECTION 2-181 "CREATION; COMPOSITION; MEMBERSHIP; TERMS" BY AMENDING THE NUMBER OF MEMBERS OF SAID BOARD AND PROVIDING FOR ALTERNATE MEMBERS; REPEALING SECTION 2-184 "ATTENDANCE; REPORT OF ABSENCES", AND AMENDING SECTION 2-185 "OFFICERS; MEETINGS; RULES; QUORUM" TO PROVIDE FOR ALTERNATE MEMBERS; AMENDING DIVISION

8 "PARKS AND RECREATION BOARD" BY AMENDING SECTION 2-211 "CREATION; COMPOSITION; MEMBERSHIP; TERMS" TO AMEND THE NUMBER OF MEMBERS OF SAID BOARD AND PROVIDING FOR ALTERNATE MEMBERS, AMEND SECTION 2-213 "ORGANIZATION; MEETINGS; RULES OF PROCEDURE; RECORD KEEPING; QUORUM; VOTE" TO PROVIDE FOR ALTERNATE MEMBERS, AND REPEAL SECTION 2-214 "ATTENDANCE; REPORT OF ABSENCES"; AMEND DIVISION 9 "PLANNING AND ZONING COMMISSION" BY AMENDING SECTION 2-236 "CREATION; COMPOSITION; MEMBERSHIP; TERM" TO AMEND THE NUMBER OF MEMBERS AND PROVIDE FOR ALTERNATE MEMBERS, REPEALING SECTION 2-239 "ATTENDANCE; REPORT OF ABSENCES," AMENDING SECTION 2-241 "QUORUM" TO PROVIDE FOR ALTERNATE MEMBERS, AND AMENDING SECTION 2-242 "POWERS AND DUTIES" TO UPDATE CITATIONS TO STATE LAW AND THE COMPREHENSIVE ZONING ORDINANCE; AMENDING DIVISION 10 "SENIOR ADVISORY BOARD" BY AMENDING SECTION 2-263 "MEMBERSHIP; APPOINTMENT" TO AMEND THE NUMBER OF MEMBERS OF SAID BOARD AND PROVIDING FOR ALTERNATE MEMBERS, AMENDING SECTION 2-264 "QUALIFICATIONS OF MEMBERS; TERMS OF OFFICE" REGARDING THE TIME FOR APPOINTMENT OF MEMBERS AND ALTERNATE MEMBERS, REPEALING SECTION 2-265 "REMOVAL FROM OFFICE," AND AMENDING SECTION 2-266 "ORGANIZATION; MEETINGS; RULES OF PROCEDURES; QUORUM; VOTE" TO PROVIDE FOR ALTERNATE MEMBERS; ADDING DIVISION 11 TITLED "SUSTAINABILITY COMMITTEE" RELATING TO THE ESTABLISHMENT, COMPOSITION, AND PURPOSE OF THE SUSTAINABILITY COMMITTEE; PROVIDING FOR THE ADJUSTMENT OF TERMS OF OFFICE, REDESIGNATION OF POSITIONS, AND ELIMINATION OF POSITIONS TO PROVIDE A TRANSITION TO THE NEW BOARD AND COMMISSION; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council has reviewed the present composition of the various boards and commissions and determined that the number of members of the board and commissions should in some instances be reduced or made more uniform with other boards and commissions; and

WHEREAS, in order to provide for continuity regarding the membership on the various boards and commissions in light of the prior adoption of provisions limiting the terms of board and commission members, the City Council finds it to be in the public interest to formalize the appointment of alternate members to the various boards and commissions with the right to

participate in the deliberation of matters but not vote and to sit in the place of absent regular members, and

WHEREAS, to provide for more accountability to the public by those appointed to serve on the various boards and commissions, the City Council finds it to be in the public interest to adopt a more uniform policy with respect to the attendance of board and commission members and to provide for the excusing of such absences be placed on the record of the various boards and commissions, and

WHEREAS, in order to ensure that the Sustainability Committee is subject to the same general provisions as other board and commissions, the City Council finds it to be in the public interest to amend the Code of Ordinances to include the Sustainability Committee; and

WHEREAS, the City Council of the City of Farmers Branch, Texas, finds it to be in the public interest to amend the Code of Ordinances in a manner consistent with the findings in the foregoing recitals

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, THAT:

SECTION 1 Chapter 2 "Administration," Article II "Boards, Committees, and Commissions," Division 1 "Generally" is amended as follows.

- A.** Section 2-31 "Removal of Certain Board or Commission Members by City Council; Effect of Unexcused Absence From Three Consecutive Meetings" is retitled and amended to read in its entirety as follows.

Sec. 2-31. - Removal of certain board or commission members by city council; absences.

- (a) Except as otherwise provided in this Code or state law, the City Council may remove members of board and commissions as provided in Section 2.09 of the City Charter
- (b) Any person appointed by the City Council to a board or commission as either a regular member or alternate member shall be automatically considered for removal by the City Council after such person has been absent from two regular or special meetings of the board or commission to which the person is appointed during any period of twelve (12) consecutive months which absences have not been excused by an affirmative vote of the board or commission to which the person is appointed.
- (c) Not later than ten (10) days after each regular and special meeting of a board or commission, the chairperson of each board and

commission shall report any absences of regular and alternate members from such meeting to the City Secretary

- (d) Each board or commission shall act on a request to excuse the absence of a regular or alternate member at the next regular meeting of the board or commission occurring following the meeting at which the absence occurred

- B.** A new Section 2-38 titled "Appointment of Alternate Members, Participation, Sitting as Regular Member" is added to read as follows.

Sec. 2-38. – Appointment of Alternate Members; Participation; Sitting as Regular Member.

- (a) The City Council shall appoint alternate members to serve on the various boards and commissions as provided in this Article, the City Charter, state law, or this Code.
- (b) Alternate members shall be given an opportunity to fully participate in the deliberation of matters on the agenda of the board or commission to which the alternate member is appointed but shall not have the right to vote on such matters while sitting as an alternate member. Alternate members shall be entitled to attend closed meeting of the board or commission to which the alternate member is appointed and shall be subject to the provisions of the Code of Ethics relating to the disclosure of information received and matters discussed in such closed meeting.
- (c) An alternate member of the board or commission shall serve in the absence of a regular member. While serving as a replacement for a regular member, an alternate member shall have the right to vote on matters considered by the board or commission
- (d) If more than one alternate is present at a meeting where one or more regular members are absent, the alternate member with the longest tenure shall serve first, the second longest tenured alternate shall be placed next, and so on until all places left absent by a regular member have been filled
- (e) In the event of a vacancy on a board or commission resulting from the resignation, death, or removal of a regular board member, the alternate member with the longest tenure shall serve as a regular board member for the vacant seat until the City Council appoints a person to serve the unexpired term. In the event of a second vacancy on a board or commission resulting from the resignation, death, or removal of another regular board member, the other alternate

member shall serve as a regular board member for the vacant seat until the City Council appoints a person to serve the unexpired term

- C. A new Section 2-39 titled "Board and Commission Training" is added to read as follows

Sec. 2-39. – Board and Commission Training.

- (a) Not later than ninety (90) days after a person who is an officer as defined in Section 2-278 has taken the oath of office for a place on a board or commission to which the person has been appointed, such person shall attend board and commission training (including, but not limited to, the sexual harassment training required by Section 2-282(b)) provided by the City through the Office of the City Secretary.
- (b) If no board and commission training session is scheduled to be presented within 90 days after the person has taken the oath of office, then the person shall attend the first board and commission training session conducted after the person has taken the oath of office.
- (c) The City Secretary shall (i) keep a record of attendance of appointed board and commission members and alternate members at all board and commission training sessions and (ii) report to the City Council the names of every appointed board and commission member and alternate member who fails to attend the training required by this section within the time required
- (d) Any person appointed by the City Council to a board or commission as either a regular member or alternate member shall be automatically considered for removal by the City Council if such person fails to attend the training required by this Sec. 2-39 within the time required.
- (e) Except for the training required by Section 2-282(b), board and commission members and alternate members shall only be required to attend board and commission training once after taking the oath of office.

- D.** A new Section 2-40 titled “Sunset Review of Certain Boards and Commission” is added to read as follows.

Sec. 2-40 - Sunset Review of Certain Boards and Commission

- (a) On June 30th in years ending with “0” and “5”, the following boards and commissions shall terminate without further action of the City Council unless the City Council has affirmatively voted that the board or commission shall continue in existence until the next termination date
 - (1) Historical Preservation and Restoration Board;
 - (2) Farmers Branch Manske Library Board,
 - (3) Parks and Recreation Board,
 - (4) Senior Advisory Board; and
 - (5) Sustainability Committee.
- (b) Nothing in this section shall be construed as prohibiting the City Council from terminating any board or commission at any time in accordance with the provisions of the City Charter and state law.

SECTION 2. Division 2 of Chapter 2 “Administration,” Article II “Boards, Committees, and Commissions,” is retitled “Animal Shelter Advisory Committee” and is amended as follows.

- A.** Section 2-51 “Creation, Appointment, Terms, Meetings” is re-titled and amended to read as follows

Sec. 2-51. – Creation; Appointment; Meetings.

There is hereby created an Animal Shelter Advisory Committee composed of seven regular members and two alternate members appointed by the City Council. The Animal Shelter Advisory Committee shall meet not less than three times a year upon the call of the chair, City Manager, or Director of Environmental Health.

- B.** Section 2-52 “Composition” is re-titled and amended to read as follows.

Sec. 2-52. – Composition; Terms.

The members of the Animal Shelter Advisory Committee shall be composed of the following:

- (a) At least one licensed veterinarian;

- (b) One city official,
- (c) One person whose duties include the daily operation of an animal shelter,
- (d) One representative from an animal welfare organization;
- (e) Three qualified voters of the City, who shall serve as regular resident members; and
- (f) Two qualified voters of the City, who shall serve as alternate resident members.

The members of the Animal Shelter Advisory Committee identified in (a) through (d) of this Section and one alternate resident member shall be appointed to serve terms of two term years commencing in even numbered years, and the three regular resident members and other alternate resident member shall be appointed to serve terms of two term years commencing in odd numbered years

SECTION 3. Chapter 2 “Administration,” Article II “Boards, Committees, and Commissions,” Division 4 “Historical Preservation and Restoration Board” is amended as follows.

- A. Section 2-101 “Creation, Composition, Terms” is amended to read as follows

Sec. 2-101. - Creation; composition; terms.

There is hereby created a Historical Preservation and Restoration Board consisting of seven regular members and two alternate members appointed by the City Council. Each member and alternate member shall be a a qualified voter of the City Four regular members and one alternate member shall be appointed to serve terms of two term years commencing in even number years, and three regular members and one alternate member shall be appointed to serve terms of two term years commencing in odd number years

- B. Section 2-102 “Vacancies” is amended to read as follows

Sec. 2-102. - Vacancies.

Vacancies to the Historical Preservation and Restoration Board shall be filled in the same manner as the original appointment was made for the unexpired term of any regular or alternate member whose place becomes vacant

- C. Section 2-103 “Required Attendance; Resignation from Office for Absences” is repealed and deleted in its entirety.
- D. Section 2-104 “Organization, Meetings, Quorum, Vote” is amended to read as follows.

Sec. 2-104. - Organization; meetings; quorum; vote.

The members of the Historical Preservation and Restoration Board shall organize, select their officers, hold meetings at stated times on a monthly basis, and designate the time and place of such meetings. The Board shall adopt its own rules of procedure and shall keep a record of its proceedings. A majority of the regular members of the Board, inclusive of alternate members sitting as regular members, shall constitute a quorum for the transaction of business. The chairman of the board shall vote only in case of a tie.

SECTION 4. Chapter 2 “Administration,” Article II “Boards, Committees, and Commissions,” Division 7 “Farmers Branch Manske Library Board” is amended as follows:

- A.** Section 2-181 “Creation, Composition, Membership; Terms” is amended to read as follows:

Sec. 2-181. - Creation; composition; membership; terms.

There is hereby created Farmers Branch Manske Library Board consisting of seven regular members and two alternate members appointed by the city council. Each member shall be a qualified voter of the City. Four regular members and one alternate member of the Board shall be appointed to serve terms of two term years commencing in even number years, and three regular members and one alternate member of the Board shall be appointed to serve terms of two term years commencing in odd number years.

- B.** Section 2-184 “Attendance, Report of Absences” is repealed and deleted in its entirety.
- C.** Section 2-185 “Officers, Meetings, Rules, Quorum” is amended to read as follows:

Sec. 2-185. - Officers; meetings; rules; quorum.

The members of the Farmers Branch Manske Library Board shall organize, select their officers, hold meetings at stated times on a monthly basis, and designate the time and place of such meetings. The Board shall adopt its own rules of procedure and keep a record of its proceedings. A majority of the regular members of the Board, inclusive of alternate members sitting as regular members, shall constitute a quorum for the transaction of business.

SECTION 5. Chapter 2 “Administration,” Article II “Boards, Committees, and Commissions,” Division 8 “Parks and Recreation Board” is amended as follows:

- A.** Section 2-211 “Creation, Composition, Membership; Terms” is amended to read as follows:

Sec. 2-211. - Creation; composition; membership; terms.

There is hereby created a Parks and Recreation Board consisting of seven regular members and two alternate members appointed by the City Council. Each member shall be a qualified voter of the City. Four regular members and one alternate member of the Board shall be appointed to serve terms of two term years commencing in even numbered years, and three regular members and one alternate member of the Board shall be appointed to serve terms of two term years commencing in odd numbered years.

- B.** Section 2-213 "Organization; Meetings; Rules of Procedure, Record Keeping; Quorum; Vote" is amended to read as follows:

Sec. 2-213. - Organization; meetings; rules of procedure; record keeping; quorum; vote.

The members of the Parks and Recreation Board shall organize, select their officers, hold meetings at stated times on a monthly basis, and designate the time and place of such meetings. The Parks and Recreation Board shall adopt its own rules of procedure and keep a record of its proceedings. A majority of the regular members of the Parks and Recreation Board, inclusive of alternate members sitting as regular members, shall constitute a quorum for the transaction of business. The chairman of the Board shall vote only in case of a tie.

- C.** Section 2-214 "Attendance, Report of Absences" is repealed and deleted in its entirety.

SECTION 6. Chapter 2 "Administration," Article II "Boards, Committees, and Commissions," Division 9 "Planning and Zoning Commission" is amended as follows.

- A.** Section 2-236 "Creation; Composition; Membership, Term" is amended to read as follows.

Sec. 2-236. - Creation; composition; membership; term.

There is hereby created the Planning and Zoning Commission consisting of seven regular members and two alternate members appointed by the City Council. Each member of the Commission shall be a qualified voter of the City. Regular and alternate members of the Planning and Zoning Commission shall be appointed to serve terms of three term years, said terms to be staggered so that only three members and/or alternate members are appointed at the beginning of each term year.

- B.** Section 2-239 "Attendance, Report of Absences" is repealed and deleted in its entirety.

- C. Section 2-241 "Quorum" is amended to read as follows.

Sec. 2-241. - Quorum.

A majority of the regular members of the Planning and Zoning Commission, inclusive of alternate members sitting as regular members, shall constitute a quorum for the transaction of business.

- D. Section 2-242 "Powers and Duties" is amended to read as follows.

Sec. 2-242. - Powers and duties.

The Planning and Zoning Commission shall have the duties and powers as provided in the Comprehensive Zoning Ordinance (Chapter 94 of this Code, as amended), the City of Farmers Branch Subdivision Ordinance (City of Farmers Branch Ordinance No. 1430, as amended), and applicable provisions of state law, and as otherwise conferred and granted from time to time by the City Council by ordinance or resolution

SECTION 7. Chapter 2 "Administration," Article II "Boards, Committees, and Commissions," Division 10 "Senior Advisory Board" is amended as follows.

- A. Section 2-263 "Membership; Appointment" is amended to read as follows:

Sec. 2-263. -Membership; appointment.

The Senior Advisory Board shall consist of seven regular members and two alternate members appointed by the City Council

- B. Section 2-264 "Qualification of Members, Terms of Office" is amended to read as follows

Sec. 2-264. Qualifications of members; terms of office.

- (a) The members of the Senior Advisory Board shall be residents of the City, at least 50 years of age at the time of their appointment, a registered participant of the Branch Connection, and shall be appointed by the City Council for staggered terms commencing as follows
- (1) four regular members and one alternate member being appointed for terms of two term years commencing in odd numbered years
 - (2) three regular members and one alternate member being appointed for terms of two term years commencing in even numbered years

- (b) All vacant Board positions shall be filled by the City Council. The appointee is to serve for the remainder of the unexpired term of the position which was vacated.
- C. Section 2-265 "Removal from Office" is repealed and deleted in its entirety.
- D. Section 2-266 "Organization; Meetings, Rules of Procedures, Quorum, Vote" is amended to read in its entirety as follows:

Sec. 2-266. Organization; meetings; rules of procedures; quorum; vote.

- (a) The regular members of the Senior Advisory Board shall organize and select their own officers each year. The election of officers shall take place at the regular Board meeting in September. Willingness of nominees to stand for election to a Board office shall be confirmed before his name is placed in nomination. Only regular members are eligible to serve as officers of the Board.
- (b) The Board shall hold regular monthly meetings except July and August and shall designate the time and place of such meetings. Board meetings may be held in July and August if deemed necessary. Board meetings shall be public in nature.
- (c) The regular members of the Board shall adopt rules of procedure for the conduct of the Board's meetings and shall keep a record of its proceedings. A majority of the regular members of the Board, inclusive of alternate members sitting as regular members, shall constitute a quorum for the transaction of business. The chair of the Board shall only vote in case of a tie.

SECTION 8 Chapter 2 "Administration," Article II "Boards, Committees, and Commissions" is amended by adding a new Division 11 titled "Sustainability Committee" to read in its entirety as follows:

DIVISION 11. – SUSTAINABILITY COMMITTEE

Sec. 2-271. – Creation; composition; membership; terms.

- (a) There is hereby created a Sustainability Committee consisting of seven regular members and two alternate members appointed by the City Council. Each member shall be a resident of the City. Members of the Sustainability Committee shall be appointed to serve terms of three term years each, said terms to be staggered so that only four members and one alternate member are appointed in a single term year and three members and one alternate member in another term year.

- (b) The person employed by Brookhaven College in the position of Director of Sustainability or similar or successor position shall serve as an ex-officio non-voting member of the Sustainability Committee.

Sec. 2-272. - Organization; meetings; rules of procedure; record keeping; quorum; vote.

The members of the Sustainability Committee shall organize, select their officers, hold meetings at stated times, designate the time and place of such meetings, adopt its own rules of procedure and keep a record of its proceedings. A majority of the voting members of the Sustainability Committee, inclusive of alternate members sitting as regular members, shall constitute a quorum for the transaction of business.

Sec. 2-273. – Purpose and Responsibilities

The Sustainability Committee will research and review in detail possible projects and will submit recommended projects or initiatives for City Council consideration. The Sustainability Committee shall have such time as is reasonably necessary to assess current City facilities and needs, identify projects for consideration, determine costs and prioritize possible projects. The Sustainability Committee shall, following completion of its assessment process, prepare and submit a written report presenting its recommendations to the City Council.

SECTION 9. In order to provide for a transition to the effective dates of appointment and the elimination or re-designation of positions resulting from the amendments adopted pursuant to Sections 1 through 8 of this Ordinance, it is the intent of the City Council to not shorten the term of any person appointed prior to the effective date of this Ordinance. With respect to those people presently serving as members of the various board and commissions, notwithstanding any ordinance to the contrary, the terms shall be established or continued, places re-designated, and/or places eliminated as follows:

A. With respect to the Animal Shelter Advisory Board.

- (1) The positions identified in Code of Ordinances Sections 2-52(a), (b), (c), and (d) on the effective date of this Ordinance shall be hereafter designated as Places 1, 2, 3, and 4, respectively;
- (2) The positions identified in Code of Ordinances Sections 2-52(e) on the effective date of this Ordinance as regular resident member positions shall be designated as Places 5, 6, and 7,
- (3) The positions identified in Code of Ordinances Sections 2-52(f) on the effective date of this Ordinance as alternate resident member positions shall be designated as Alternate Place 1 and Alternate Place 2, respectively, with the vacant position designated as Place 6 as of the effective date of this Ordinance being re-designated as Alternate Place 1,

- (4) To the extent necessary, the terms of those persons previously appointed to Places 1, 2, 3, and 4, will be extended to end on June 30, 2020,
- (5) The person appointed to the initial term of Alternate Place 1 shall serve a term ending June 30, 2020, and
- (6) The person appointed to the initial term of Alternate Place 2 shall serve a term ending June 30, 2021

B. With respect to the Historical Preservation and Restoration Board

- (1) The positions identified as Places 1, 2, and 7 by the City Secretary prior to the effective date of this Ordinance will hereafter be designated as Places 1, 2, and 3, respectively, with terms commencing in odd number years beginning July 1, 2019
- (2) The positions identified as Places 3, 4, 5, and 6 by the City Secretary prior to the effective date of this Ordinance will hereafter be designated as Places 4, 5, 6, and 7, with terms commencing in even number years beginning July 1, 2020,
- (3) The position identified as Place 9 by the City Secretary prior to the effective date of this ordinance will be eliminated on the effective date of this Ordinance;
- (4) The position identified as Place 10 by the City Secretary prior to the effective date of this Ordinance will become an alternate member position and will be designated as Alternate Place 1 effective on the earlier of (i) July 1, 2019, and (ii) the date that a vacancy occurs in said Place 10 and will have terms commencing in odd number years. The person serving in Place 10 on the effective date of this Ordinance shall continue to serve in said position as a regular member until the end of the current term on June 30, 2019, unless such person resigns, is removed by action of the City Council, or otherwise becomes disqualified or unable to serve in such position prior to said date
- (5) The position identified as Place 8 by the City Secretary prior to the effective date of this Ordinance will become an alternate member position and will be designated as Alternate Place 2 effective on the earlier of (i) July 1, 2020, and (ii) the date that a vacancy occurs in said Place 8 and will have term commencing in even number years. The person serving in Place 8 on the effective date of this Ordinance shall continue to serve in said position as a regular member until the end of the current term on June 30, 2020, unless such person resigns, is removed by action of the City Council, or otherwise becomes disqualified or unable to serve in such position prior to said date

C. With respect to the Farmers Branch Manske Library Board

- (1) The positions identified as Places 1, 2, and 6 by the City Secretary prior to the effective date of this Ordinance will hereafter be designated as Places 1, 2, and 3, respectively, with terms commencing in odd number years beginning July 1, 2019;
- (2) The positions identified as Places 3, 4, 7, and 8 by the City Secretary prior to the effective date of this Ordinance will hereafter be designated as Places 4, 5, 6, and 7, respectively, with terms commencing in even number years beginning July 1, 2020;
- (3) The positions identified as Places 5 and 11 by the City Secretary prior to the effective date of this Ordinance will be eliminated on the effective date of this Ordinance;
- (4) The position identified as Place 9 by the City Secretary prior to the effective date of this Ordinance will become an alternate member position and will hereafter be designated as Alternate Place 1 with terms commencing in odd number years beginning July 1, 2019,
- (5) The position identified as Place 10 by the City Secretary prior to the effective date of this Ordinance will become an alternate member position and will be designated as Alternate Place 2 effective on the earlier of (i) July 1, 2020 and (ii) the date that a vacancy occurs in said Place 10 and will have terms commencing in even number years. The person serving in Place 10 on the effective date of this Ordinance shall continue to serve in said position as a regular member until the end of the current term on June 30, 2020, unless such person resigns, is removed by action of the City Council, or otherwise becomes disqualified or unable to serve in such position prior to said date

D. With respect to the Parks and Recreation Board

- (1) The position identified as Place 8 by the City Secretary prior to the effective date of this Ordinance will become an alternate member position and be designated as Alternate Place 1 effective on the earlier of (i) July 1, 2019, and (ii) the date that a vacancy occurs in said Place 8 and will have terms commencing in odd number years. The person serving in Place 8 on the effective date of this Ordinance shall continue to serve in said position as a regular member until the end of the current term on June 30, 2019, unless such person resigns, is removed by action of the City Council, or otherwise becomes disqualified or unable to serve in such position prior to said date
- (2) The position identified as Place 9 by the City Secretary prior to the effective date of this Ordinance will become an alternate member seat and will be designated as Alternate Place 2 effective on the earlier of (i) July 1, 2020 and (ii) the date that a vacancy occurs in said Place 9 and will have terms commencing in even number

years The person serving in Place 9 on the effective date of this Ordinance shall continue to serve in said position as a regular member until the end of the current term on June 30, 2020, unless such person resigns, is removed by action of the City Council, or otherwise becomes disqualified or unable to serve in such position prior to said date.

- (3) The position identified as Place 10 by the City Secretary prior to the effective date of this Ordinance will be eliminated on the earlier of (i) July 1, 2019, and (ii) the date that a vacancy occurs in said Place 10 The person serving in Place 10 on the effective date of this Ordinance shall continue to serve in said position as a regular member until the end of the current term on June 30, 2019, unless such person resigns, is removed by action of the City Council, or otherwise becomes disqualified or unable to serve in such position prior to said date.
- (4) The position identified as Place 11 by the City Secretary prior to the effective date of this Ordinance will be eliminated on the earlier of (i) July 1, 2020, and (ii) the date that a vacancy occurs in said Place 11 The person serving in Place 11 on the effective date of this Ordinance shall continue to serve in said position as a regular member until the end of the current term on June 30, 2020, unless such person resigns, is removed by action of the City Council, or otherwise becomes disqualified or unable to serve in such position prior to said date.

E. With respect to the Planning and Zoning Commission.

- (1) The position identified as Place 8 by the City Secretary prior to the effective date of this Ordinance shall hereafter be designated as Place 4 with no change in the current term of said position.
- (2) The position identified by the City Secretary as Place 4 prior to the effective date of this Ordinance shall become an alternate member position and designated as Alternate Place 1 on the effective date of this Ordinance The initial appointment to Alternate Place 1 shall be for a term ending June 30, 2020, after which all subsequent appointments shall be for terms of three term years, with the first such full term beginning July 1, 2020, and
- (3) The City Secretary shall designate the newly created second alternate member position as Alternate Place 2 with the initial appointment for said position being for three term years commencing July 1, 2019

F. With respect to the Senior Advisory Board

- (1) The positions identified by the City Secretary as Places 1 and 9 prior to the effective date of this Ordinance shall be eliminated on the effective date of this Ordinance.

- (2) The positions identified by the City Secretary as Places 2, 3, 4, and 11 prior to the effective date of this Ordinance shall be hereafter designated as Places 1, 2, 3, and 4, respectively
- (3) The positions identified as Places 8, 10, and 12 by the City Secretary prior to the effective date of this Ordinance will be eliminated on the earlier of (i) July 1, 2020, and (ii) the date that a vacancy occurs in Places 8, 10, and/or 12, respectively. Each person serving in Places 8, 10, and 12, respectively on the effective date of this Ordinance shall continue to serve in said position as a regular member until the end of their current terms on June 30, 2020, unless such person resigns, is removed by action of the City Council, or otherwise becomes disqualified or unable to serve in such position prior to said date.
- (4) The alternate member position identified as Place 13 by the City Secretary prior to the effective date of this Ordinance shall be hereafter designated as Alternate Place 2 with terms commencing in even numbered years beginning July 1, 2020
- (5) The alternate member position identified as Place 14 by the City Secretary prior to the effective date of this Ordinance shall be hereafter designated as Alternate Place 1 with terms commencing in odd numbered years beginning July 1, 2019

G With respect to the Sustainability Committee.

- (1) The positions identified by the City Secretary as Places 1, 3, 4, and 5 prior to the effective date of this Ordinance shall be hereafter designated as Places 1, 2, 3, and 4, respectively, with the first terms after the effective date of this Ordinance beginning July 1, 2019,
- (2) The position identified by the City Secretary as Place 5 prior to the effective date of this Ordinance shall become an alternate member position and designated as Alternate Place 1 on the effective date of this Ordinance. The first term for Alternate Place 1 after the effective date of this Ordinance shall be July 1, 2019;
- (3) The positions identified by the City Secretary as Places 2, 7, and 8 prior to the effective date of this Ordinance shall be hereafter designated as Places 5, 6, and 7, respectively, with the first terms after the effective date of this Ordinance beginning July 1, 2021,
- (4) The position identified by the City Secretary as Place 9 prior to the effective date of this Ordinance shall become an alternate member position and designated as Alternate Place 2 on the effective date of this Ordinance. The first term for Alternate Place 2 after the effective date of this Ordinance shall be July 1, 2021,

Nothing herein shall be construed as affecting the authority of the City Council to remove a person from the person's appointed position prior to the end of the person's appointed term in accordance with Section 2 09 of the City Charter.

SECTION 10. Should any sentence, paragraph, subdivision, clause, phrase or section of this Ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this Ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Ordinance as a whole.

SECTION 11 This Ordinance shall take effect after the passage of this Ordinance, the publication of the caption hereof as the law and charter in such case provide.

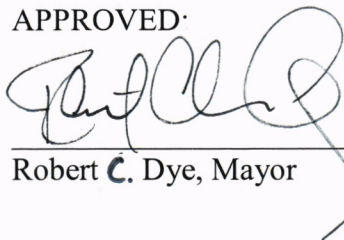
DULY PASSED BY THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, ON THIS THE 2ND DAY OF APRIL 2019.

ATTEST




Amy Piukana, City Secretary

APPROVED



Robert C. Dye, Mayor

APPROVED AS TO FORM.



Peter G. Smith, City Attorney
(kbl 4/2/19 106567)