

TOWN OF ADDISON, TEXAS

RESOLUTION NO. R09-025

A RESOLUTION OF THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS PROVIDING FOR THE ESTABLISHMENT OF A CHARTER REVIEW COMMISSION, THE APPOINTMENT OF COMMISSION MEMBERS, CERTAIN PROCEDURAL MATTERS REGARDING THE COMMISSION, AND OTHER MATTERS RELATED TO THE COMMISSION; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town of Addison, Texas ("City") is a home rule municipality pursuant to Article 11, Section 5 of the Texas Constitution, certain provisions of the Texas Local Government Code (including, without limitation, Section 5.004, Chapter 9, and Section 51.072(a)), and its Home Rule Charter ("Charter"), and possesses the full power of local self-government; and

WHEREAS, the City Charter provides in Section 11.29 thereof that, whenever allowed by law, the City may appoint a Charter Review Commission composed of citizens of the City, and further provides in Section 11.29 that the City Council must appoint a Charter Review Commission at least every 10 years to review the Charter and make recommendations as to any suggested changes; and

WHEREAS, as set forth herein, the City Council desires to appoint a Charter Review Commission to review the City Charter and to make recommendations to the City Council as to any suggested changes.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:

Section 1. Charter Review Commission; Purpose; Membership; Report; Termination; Other Matters. The City Council does hereby establish a Charter Review Commission ("Commission"). The sole purpose of the Commission is to review the City Charter and to make recommendations to the City Council as to any suggested changes; such recommendations shall be submitted in a written and oral final report ("Final Report") to the City Council by no later than August 10, 2010. The Commission shall consist of 15 members, appointed as follows: each Council member will appoint two (2) members to the Commission, and the Mayor will appoint two (2) members to the Commission. The Council will complete its appointment of members to the Commission by no later than December 8, 2009. Each member of the Commission shall be a citizen of the Town. The Commission shall serve solely in an advisory capacity to the City Council, and each member of the Commission serves at the pleasure of the City Council and may be removed by the City Council from the Commission at any time and for any reason or for no reason.

Upon the submission of the Final Report (or any other report or information) by the Commission to the City Council, the City Council may take any action or no action regarding the same. The City Council may, on its own motion and in its sole discretion, choose to submit to

the City's qualified voters, for their consideration of approval at an election, none, some, or all of the recommended changes to the Charter submitted by the Commission; further, the City Council may, on its own motion and in its sole discretion, choose to modify any of such recommended changes or choose to propose other changes to the Charter and to submit the same to the City's qualified voters for their consideration of approval at an election.

The Commission may be terminated or discontinued by the City Council at any time and for any reason or for no reason, at which time the membership of each then-current member shall terminate. The termination, discontinuance, or extension of the Commission by the City Council, and the appointment or removal of a member of the Commission by the City Council, may be by motion or other action duly adopted by the City Council. In any event, unless extended by the City Council, the Commission shall be terminated and discontinued upon the submission of the Final Report to the City Council.

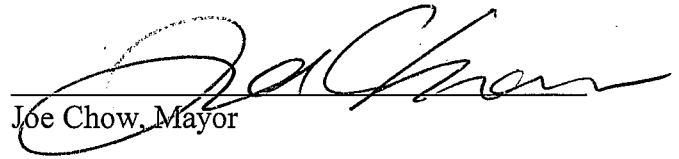
If any member of the Commission misses three (3) meetings of the Commission, the member shall be deemed to have automatically resigned and vacated the member's position on the Commission, and the member of the City Council who appointed such member may appoint a new member to the Commission. Members of the Commission shall receive no compensation for their service on the Commission.

Section 2. Process; Meetings. The Commission shall elect one of its members to be Chairperson and one of its members to be the Vice-Chairperson of the Commission. The Chairperson, or in the Chairperson's absence, the Vice-Chairperson, shall preside at all meetings of the Commission. In the absence at a meeting of both the Chairperson and the Vice-Chairperson, an Acting Chairperson shall be selected by a majority of the members present at such meeting to preside at the meeting. The City Manager may assign a City Staff representative or representatives to work with and to serve the Commission.

Meetings of the Commission may be held (i) on the call of the Chairperson, or (ii) on request of two or more Commission members, or (iii) as may be scheduled by a majority of the Commission at any previous meeting. An agenda shall be prepared for each meeting of the Commission, a copy of which shall be posted in the same manner as for agendas of the City Council. The time and place of a meeting shall be determined by the Commission, but all meetings shall be held within the City. Except as otherwise authorized or permitted by law, meetings of the Commission shall be open to the public.

A quorum of the Commission shall consist of 8 members (that is, a majority of the entire membership of the Commission). The affirmative vote of a majority of the members of the Commission present at a Commission meeting shall be necessary to adopt or approve any matter or to take any action. The minutes of the Commission's proceedings shall show the vote of each member, or if absent or failing to vote shall indicate that fact.

Section 3. Effective Date. This Resolution shall take effect from and after its adoption.


Joe Chow, Mayor

ATTEST:

By: 
Lea Dunn, City Secretary

APPROVED AS TO FORM:

By: 
John Hill, City Attorney