



CITY COUNCIL POLICY

35

Policy Establishing the Appointment of Voting Student Members to Various Burleson Boards and Committees

Adopted date	March 5, 2012
Revised date	March 19, 2012 (Membership criteria for P&Z to include a student voting member)
Department Name	City Council

The city council shall consider for appointment voting student members to various City of Burleson boards and committees. Only those students who have demonstrated their civic interest, general knowledge of the community, independent judgment, and availability to prepare for and attend meetings shall be considered for appointment.

This policy designates the following boards and committees to include a voting student member: Library Board Place 2, Parks Board Place 2, Cemetery Board Place 4, Animal Shelter Advisory Committee Place 4, and Old Town Design Standards Review Committee Place 2.

In the event that a qualified student is not identified for appointment, the designated place may be occupied by a non-student member.

At the time of appointment, students must be 13 to 17 years of age and enrolled in an accredited school recognized by the State Commissioner of Education or a home school participant.

It is the intent of the city council that members shall, by reason of diversity of their individual interests and experience, constitute a commission which is broadly representative of the community.

Appointed student members of a board or committee shall be subject to the provisions of the City of Burleson, Code of Ordinances, Chapter 2, Article II. Boards, Commissions, and Committees.

The City Council approved Ordinance C-277 (A0312) on first reading at the March 5, 2012 meeting with changes to add Place 8 as the student voting member who is between 15-17 years of age. With eight (8) places appointed, a quorum shall be five (5) members. If a qualified student voting member is not appointed, the commission returns to the original seven (7) places and the quorum will be unchanged from its current number of four (4) members. The requested changes have been included in the Ordinance for consideration on final reading.

ORDINANCE C-277 (A0312)

AN ORDINANCE AMENDING CHAPTER 62, ARTICLE II, OF THE CODE OF ORDINANCES OF THE CITY OF BURLESON, TEXAS, BY REVISING THE MEMBERSHIP CRITERIA FOR THE PLANNING AND ZONING COMMISSION OF THE CITY; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Burleson is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, Texas Local Government Code, Chapters 211 and 212 authorize the creation of a municipal Planning Commission and Zoning Commission; and

WHEREAS, Section 211.007(a) of the Texas Local Government Code authorizes the creation of a consolidated municipal Planning and Zoning Commission; and

WHEREAS, the City Council has previously created the City of Burleson Planning and Zoning Commission (the "Commission") and adopted detailed criteria governing appointment to and membership on the Commission; and

WHEREAS, the City Council now desires to amend the appointment and membership criteria of the Commission to authorize the appointment of a member who is a student; and

WHEREAS, the City Council finds that the proposed amendment will broaden the diversity of the Commission members' individual interests and experience and will be in the best interests of the public health, safety, morals and general welfare.

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

SECTION 1.

Section 62-32. of the Code of Ordinances, City of Burleson, Texas, is hereby amended to read as follows:

"Sec. 62-32. - Membership; appointment; attending meetings; compensation; removal for absence.

The planning and zoning commission shall be composed of eight members identified as places one through eight. The city council will consider for appointment to the commission only those persons who have demonstrated their civic interest, general knowledge of the community, independent judgment, interest in planning and zoning, and availability to prepare for and attend meetings. Place 8 shall be designated for appointment of a student w10 is a resident of the City and who, at the time of appointment, is 15 to 17 years of age and enrolled in an accredited school recognized by the State Commissioner of Education or a home school participant. In the event that a qualified student is not identified for appointment, place 8 shall remain vacant until a qualified student is identified to be appointed. Save and except for the student member, all other members must be registered voters of the city. It is the intent of the city council that members shall, by reason of diversity of their individual interests and experience, constitute a commission which is broadly representative of the community. The members of the commission shall regularly attend meetings and public hearings of the commission and shall serve without compensation, except for reimbursement of authorized expenses attendant to the performance of their duties. Absences from commission meetings shall be treated in accordance with the provisions of section 2-34."

SECTION 2.

Section 62-33. of the Code of Ordinances, City of Burleson, Texas, is hereby amended to read as follows:

Sec. 62-33. - Terms of office.

The terms of four of the members shall expire on October 1 of each odd-numbered year, and the terms of the other four members shall expire on October 1 of each even-numbered year. The members of the commission shall be identified by place numbers one through eight. The odd-numbered places shall expire in the odd-numbered years; the even-numbered places shall expire in the even-numbered years. Commission members may be appointed to succeed themselves. Vacancies shall be filled for unexpired terms, but no member shall be appointed for a term in excess of two years. Newly-appointed members shall be installed at the first regular commission meeting after their appointment.

SECTION 3.

Section 62-35. of the Code of Ordinances, City of Burleson, Texas, is hereby amended to read as follows:

Sec. 62-35. - Meetings.

(a) The planning and zoning commission shall meet regularly and shall designate the time and place of its meetings. The commission shall adopt its own rules of procedure and keep a record of its proceedings consistent with the provisions of this chapter and the requirements of law. If a student member has been appointed to Place 8, a quorum for the conduct of business shall consist of five members of the commission. If a student member has not been appointed to Place 8, a quorum for the conduct of business shall consist of four members of the commission. Planning and zoning commission actions shall be by a motion which may be made by any member of the commission.

SECTION 4. CUMULATIVE

This ordinance shall be cumulative of all provisions of ordinances and of the Code of Ordinances of the City of Burleson, Texas, as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event the conflicting provisions of such ordinances and such Code are hereby repealed.

**SECTION 5.
SEVERABILITY**

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

**SECTION 6.
EFFECTIVE DATE**

This ordinance shall be in full force and effect from and after its date of passage, and it is so ordained.

PASSED AND APPROVED ON THIS _____ DAY OF _____, 2012.

MAYOR _____

ATTEST:

City Secretary

First Reading: _____, 2012