

ORDINANCE NO. 22-07-07-02

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAGO VISTA, TEXAS, AMENDING ARTICLE 1.300, SECTION 1.331, CITY COUNCIL MEETINGS, TO REFLECT THE CURRENT PRACTICE OF DUAL REGULAR MONTHLY CITY COUNCIL MEETINGS AND TO PROPERLY REFERENCE THE CITY'S RULES OF PROCEDURE, PROVIDING CODIFICATION AND PUBLICATION, AN EFFECTIVE DATE, REPEALER, SEVERABILITY, PROPER NOTICE AND OPEN MEETINGS CLAUSE.

WHEREAS, the City of Lago Vista, Texas is a home rule city; and

WHEREAS, the City's Code of Ordinances, Section 1.331 indicates that the City holds only one regular City Council meeting per month on the third Thursday; and

WHEREAS, due to the volume of activity and necessity, it has been the regular practice to hold two City Council meetings per month on the first and third Thursday; and

WHEREAS, the City Council desires to formalize this practice by amending the Code of Ordinances to reflect two regular council meetings per month; and

WHEREAS, on July 15, 2021, the City Council adopted Ordinance 2021-07-15-01, amending Ordinance 18-09-20-04 regarding the Rules of Procedure, but the corresponding reference to this document is not accurately reflected in Section 1.331; and

WHEREAS, the City Council desires to amend Section 1.331 to clarify the reference to the City's Rules of Procedure in this Section.

WHEREAS, the City Council finds that it is necessary and proper for the purpose of promoting effective and efficient government of the City to adopt the proposed amendments to Article 1.331 of the Code of Ordinances.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAGO VISTA, TEXAS, THAT:

SECTION 1. FINDINGS OF FACT. All of the above and foregoing recitals are hereby found to be true and correct legislative findings of the City and are incorporated herein as findings of fact.

SECTION 2. AMENDMENT. The City Council of the City of Lago Vista, Texas, does hereby amend Article 1.300, Section 1.331 of the Code of Ordinances regarding city council meetings as shown in Exhibit "A." Underlined language shall be added and language to be deleted is signified by strike-through.

SECTION 3. REPEALER. All ordinances, orders or resolutions heretofore passed and adopted by the City Council of the City of Lago Vista, Texas, are hereby

repealed to the extent said ordinances, orders or resolutions or parts thereof are in conflict herewith.

SECTION 4. SEVERABILITY CLAUSE. If any section, subsection, article, paragraph, sentence, clause, phrase or word in this Ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this Ordinance, and the City Council hereby declares it would have passed such remaining portions of this Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

SECTION 5. CODIFICATION AND PUBLICATION. The City Secretary is hereby directed to record and publish the attached rules, regulations and policies in the City's Code of Ordinances as authorized by Section 52.013 of the Texas Local Government Code.

SECTION 6. EFFECTIVE DATE. This Ordinance shall take effect immediately upon its passage and publication in accordance with the Texas Local Government Code.

SECTION 7. OPEN MEETINGS. It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required 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.

AND, IT IS SO ORDERED.

PASSED AND APPROVED this 7th day of July 2022 by a vote of the City Council of the City of Lago Vista, Texas.



Ed Tidwell, Mayor

ATTEST:



Starr Lockwood, Assistant City Secretary



On a motion by Councilmember Robert Durbin, seconded by Councilmember Paul Prince, the above and foregoing ordinance was passed and approved.

Exhibit "A"

Sec 1.331 City Council Meetings

- (a) Regular Meetings. Regular meetings of the city council shall be held on the first and third Thursday of each calendar month at 6:30 p.m.; provided that if any such Thursday is a city holiday, Christmas Eve or New Year's Eve, the regular meeting shall be scheduled as agreed to by the council at a meeting prior to or following the holiday. If no agreement is reached, the meeting shall occur on the holiday. In addition, the council may cancel a regular meeting, provided the council meets once each month.
- (b) Special Meetings. Special meetings of the city council shall be held ~~on the first Thursday of each month~~ as needed on the call of the mayor or city manager subject to the following procedures:
 - (1) The mayor or city manager may call a special meeting of the city council on his own motion, and may call a special meeting upon the application of three (3) members of the city council, at anytime; provided that the mayor shall call a special meeting on the application of four (4) councilmembers; and
 - (2) When the mayor or city manager calls a special meeting of the city council a good faith and reasonable attempt shall be made to contact each councilmember for the purpose of establishing the most convenient time to hold the meeting, in order to maximize attendance and enable the council to work together as appropriate to conduct required city business.
- (c) Emergency Meetings. Emergency meetings of the city council shall be called in the same manner as special meetings.
- (d) Quorum.
 - (1) Regular Meeting. A majority of the number of councilmembers constitutes a quorum.
 - (2) Called Meetings (Special). A majority of the number of councilmembers shall be necessary to constitute a quorum for a called meeting.
 - (3) The quorum of the council includes the mayor as a member of the council.
- (e) The Council shall conduct meetings in accordance with the Rules of Procedure as amended. ~~n accordance with Attachment"A", which is attached hereto and incorporated into this ordinance for all intents and purposes.~~