

**CITY OF BANDERA**  
**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BANDERA AMENDING CHAPTER 1 GENERAL PROVISIONS, ARTICLE 3 CITY COUNCIL, DIVISION 2 RULES OF MEETINGS AND ORDER OF BUSINESS, SECTION 1.03.094 CITIZENS' FORUM/PUBLIC COMMENT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR REPEALER, SEVERABILITY, EFFECTIVE DATE, AND PROPER NOTICE & MEETING.**

**WHEREAS**, the City desires to amend its Code of Ordinances, Chapter 1, Section 1.03.094 Citizens' Forum/Public Comment to revise the ability of citizens' opportunity to comment on agenda items during a City Council meeting; and

**WHEREAS**, pursuant to Texas Local Government Code § 22.038(c), the City Council shall determine the rules of its proceedings; and

**WHEREAS**, pursuant to Texas Local Government Code § 51.001, the City has general authority to adopt an ordinance that is for the good government, peace or order of the City and is necessary or proper for carrying out a power granted by law to the City; and

**WHEREAS**, the City desires to amend Chapter 1 General Provisions, Article 3 City Council Section 1.03.094 Citizens' Forum/Public Comment of its Code of Ordinances; and

**WHEREAS**, the City Council had a meeting on January 13, 2026; and

**WHEREAS**, the City Council finds that the amendment proposed is reasonable, necessary, and proper for the good government of the City of Bandera.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BANDERA, TEXAS THAT:**

**SECTION 1.** That the findings contained in the preamble of this ordinance are incorporated herein as if fully set forth within the body of this ordinance.

**SECTION 2.** This ordinance is adopted under the authority of the Constitution and laws of the State of Texas, particularly Chapter 22 of the Local Government Code, pursuant to which the City has to set its meeting procedures.

**SECTION 3.** This ordinance is adopted under the authority of the Constitution and laws of the State of Texas, particularly Chapter 51 of the Local Government Code, pursuant to which the City has general authority to adopt an ordinance that is for the good government, peace or order of the City and is necessary or proper for carrying out a power granted by law to the City.

**SECTION 4.** Chapter 1; Section 1.03.094 of the Code of Ordinances, City of Bandera, Texas, is hereby amended to read in accordance with "Exhibit A," which is attached hereto and incorporated into this Ordinance for all intents and purposes. Any underlined text is new or relocated and shall be inserted into the Code of Ordinances. Any struck-through text shall be deleted from the Code, as indicated on Exhibit A.

**SECTION 5.** That this Ordinance is cumulative of all provisions of ordinances of the Code of Ordinances, City of Bandera, Texas, as amended.

**SECTION 6.** Should any of the clauses, sentences, paragraphs, sections or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

**SECTION 7.** It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551.

**SECTION 8.** This ordinance shall become effective immediately upon its passage.

**PASSED, ADOPTED, APPROVED, AND EFFECTIVE THE 13TH DAY of JANUARY, 2026.**

CITY OF BANDERA, TEXAS

By: \_\_\_\_\_  
Denise Griffin, Mayor

ATTEST:

\_\_\_\_\_  
Jill Shelton, City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

**EXHIBIT A:**

**CHAPTER 1 ARTICLE 1.03 CITY COUNCIL DIVISION 2 RULES OF MEETINGS AND ORDER OF BUSINESS, SECTION 1.03.094 CITIZENS' FORUM/PUBLIC COMMENT OF THE CITY OF BANDERA CODE OF ORDINANCES IS HEREBY AMENDED AS FOLLOWS:**

**§ 1.03.094 Citizens' forum/public comment.**

- (a) All individuals wishing to be heard may do so on all matters as provided in this subsection. A governmental body may not prohibit public criticism of the governmental body, including criticism of any act, omission, policy, procedure, program, or service. This subsection does not apply to public criticism that is otherwise prohibited by law.

~~except the following:~~

- ~~(1) Personnel matters.~~
- ~~(2) Matters listed on the agenda as a public hearing.~~
- ~~(3) Matters under litigation.~~

- (b) Individuals wishing to be heard shall comply with the following:

- (1) Each person addressing the council must provide his/her legal name and current address for city records and meeting minute preparation.
- (2) Each person ~~will only be allowed to~~ may speak on matters on the workshop or regular agenda during citizens' forum/public comment, or during the agenda item. No rebuttals will be permitted during the citizens' forum/public comment.
- (3) Each person addressing the governing body shall not exceed three (3) minutes.
- (4) The citizens' forum/public comment portion of the agenda shall not exceed thirty (30) minutes total.
- (5) Individuals wishing to speak on a matter posted on the agenda as a public hearing ~~must~~ may do so once the public hearing has been opened or during citizens' forum/public comment.
- (6) Section 551.042, Government Code, V.T.C.A. (i.e., Texas Open Meetings Act) permits a member of the public or a member of the governmental body to ~~raise~~ inquire about a subject that has not been included in the notice for the meeting. The notice provisions under the Texas Open Meetings Act do not apply to a statement of specific factual information given in response to the inquiry or a recitation of existing policy in response to the inquiry. Any deliberation of or decision about the subject of the inquiry shall be limited to a proposal to place the subject on the agenda for a subsequent meeting.
- (7) All remarks shall be addressed to the council as a body, and not to any individual member thereof. Any person making personal, impertinent, or slanderous remarks while addressing the council may be requested to leave the meeting.

(c) Individuals wishing to submit written public comments to be read into the official minutes of the meeting must submit their comments at least 24 hours prior to the start of the meeting to the Mayor, Mayor Pro-Tem, and the City Administrator. In order for the written public comments to be read into the official minutes of the meeting, the written public comment must include the individual's legal name and current address. THE INDIVIDUAL THAT SUBMITS A WRITTEN PUBLIC COMMENTS IS SOLELY RESPONSIBLE FOR THE CONTENT OF THEIR SUBMITTED WRITTEN PUBLIC COMMENT.