

CITY OF DRIPPING SPRINGS

ORDINANCE No. 2023-_____

AN ORDINANCE OF THE CITY OF DRIPPING SPRINGS, TEXAS, AMENDING THE DRIPPING SPRINGS CODE OF ORDINANCES CHAPTER 2 ADMINISTRATION, ARTICLE 2.03 RECORDS, DIVISION 2 PUBLIC INFORMATION POLICY; PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; ENACTMENT; REPEALER; SEVERABILITY; CODIFICATION; EFFECTIVE DATE; AND, PROPER NOTICE AND MEETING.

WHEREAS, pursuant to Texas Government Code (“TGC”) Section 552 Public Information Act (“Act”), the City of Dripping Springs (“City”) recognizes the importance of transparency of information written, produced, collected, assembled, or maintained under a law or ordinance or in connection with the transaction of official City business and the requirements set forth by state statute; and

WHEREAS, TGC Section 552 grants the City authority to promulgate reasonable rules of procedure under which public information may be inspected and copied efficiently, safely, and without delay; and

WHEREAS, the City provides for the Act in the Code of Ordinances, Article 2.03 Records, Division 2 Public Information Policy and through the Public Information Act Policy; and

WHEREAS, the City Council finds that the amendments are reasonable and justified and shall further the public interest in the effective and efficient management of public information.

NOW THEREFORE BE IT RESOLVED by the City of Dripping Springs City Council:

1. FINDINGS OF FACT

The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein.

2. ENACTMENT

Chapter 2, Article 2.03, Division 2 of the City of Dripping Springs Code of Ordinances is hereby amended to read in accordance with *Attachment “A”*, which is attached hereto and incorporated into this Ordinance for all intents and purposes.

3. REPEALER

All ordinances, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated herein.

4. SEVERABILITY

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. Any statement or directive within the attached Public Information Act Policy (*Attachment "B"*) that is found to be incorrect, inapplicable, or contrary to state law shall not affect the validity of the remaining contents of such statement, director, or other provisions of this policy.

5. CODIFICATION

The City Secretary is hereby directed to record and publish the attached amendments in the City's Code of Ordinances. The Public Information Act Policy shall be filed with the City record in accordance with other policies and shall also be published to the City website.

6. EFFECTIVE DATE

This Ordinance shall be effective immediately upon passage and publication as provided for by law.

7. PROPER NOTICE AND MEETING

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. Notice was also provided as required by Chapter 52 of the Texas Local Government Code.

PASSED & APPROVED this, the 17th day of October 2023, by a vote of __ (ayes), to __ (nays) to __ (abstentions/recusals) of the City Council of the City of Dripping Springs, Texas.

CITY OF DRIPPING SPRINGS:

Bill Foulds, Jr., Mayor

ATTEST:

Andrea Cunningham, City Secretary