

City of Dripping Springs

Mayoral Appointments Ordinance

ORDINANCE No. 2026-##

AN ORDINANCE OF THE CITY OF DRIPPING SPRINGS, TEXAS, AMENDING THE CODE OF ORDINANCES RELATING TO CITY COUNCIL COMMITTEE APPOINTMENTS, COMMITTEE MEMBERSHIP, CITY COUNCIL LIAISONS, AND DESIGNATED CITY REPRESENTATIVES; AMENDING SECTION 1.02.045; AMENDING ARTICLE 2.04, BOARDS, COMMISSIONS AND COMMITTEES; AMENDING THE TRANSPORTATION COMMITTEE, EMERGENCY MANAGEMENT COMMITTEE, FARMERS MARKET COMMITTEE, AND FOUNDERS DAY COMMITTEE PROVISIONS; PROVIDING THAT DESIGNATED CITY REPRESENTATIVES TO EXTERNAL OR NEWLY FORMED INTERNAL COMMITTEES SHALL BE APPOINTED BY THE MAYOR UNLESS AN ORDINANCE STATES OTHERWISE; REMOVING OBSOLETE REFERENCES TO THE ECONOMIC DEVELOPMENT COMMITTEE; PROVIDING FOR CODIFICATION, REPEALER, SEVERABILITY, EFFECTIVE DATE, PROPER NOTICE AND MEETING; AND PROVIDING FOR RELATED MATTERS.

- WHEREAS,** the City of Dripping Springs, Texas (the “City”) is a general law municipality authorized to adopt and amend ordinances for the good government, peace, and order of the City; and
- WHEREAS,** the City Council has determined that efficient communication between City committees and the City Council is promoted by mayoral appointment of council members to serve as committee members or council liaisons, as applicable; and
- WHEREAS,** the City Council desires to update the list of council committees and areas of oversight to which the Mayor appoints council members following each municipal election; and
- WHEREAS,** the City Council desires to clarify that, unless otherwise provided by ordinance, any external committee or newly formed internal committee requiring a designated City representative shall have that representative appointed by the Mayor; and

WHEREAS, the City Council desires to distinguish between council members who serve as voting committee members and council members who serve as non-voting liaisons to City committees; and

WHEREAS, the City Council has determined that the council representative to the Founders Day Committee and the Farmers Market Committee should serve as a non-voting liaison and should not count toward quorum; and

WHEREAS, the City Council further desires to remove obsolete references to the Economic Development Committee, which no longer exists; and

WHEREAS, the City Council finds that the amendments adopted by this Ordinance are in the best interests of the public health, safety, welfare, and good government of the City.

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

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

Section 1.02.04, Article 2.04, and Section 6.05.005 are amended to read in accordance with **“Exhibit B”**, which is attached hereto and incorporated into this Ordinance for all intents and purposes. Any blue underlined text in **“Exhibit A”** shall be added to the Code of Ordinances and any text that is struck through in red shall be removed.

3. CONFORMING AMENDMENT; CONFLICTING PROVISIONS

All references in the Code of Ordinances to the Economic Development Committee as an existing city committee are deleted or deemed repealed. Any Code provision, committee rule, policy, or procedure that conflicts with this Ordinance is superseded to the extent of the conflict.

4. REPEALER

All ordinances, resolutions, or parts of ordinances or resolutions inconsistent or in conflict with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency or conflict.

5. SEVERABILITY

If any provision, section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid, illegal, or unconstitutional by a court of competent jurisdiction, the remaining portions of this Ordinance shall remain in full force and effect.

6. CODIFICATION

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 52.001 of the Texas Local Government Code. The City Secretary, in consultation with the City Attorney, is authorized to make non-substantive formatting, numbering, and cross-reference corrections necessary for codification.

7. EFFECTIVE DATE

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

8. PROPER NOTICE & MEETING

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

PASSED & APPROVED this, the ____ day of XXX, _____, by a vote of ____ (ayes) to ____ (nays) to ____ (abstentions) of the City Council of Dripping Springs, Texas.

CITY OF DRIPPING SPRINGS:

by: _____
Bill Foulds, Jr., Mayor

ATTEST:

Diana Boone, City Secretary

City of Dripping Springs

CODE OF ORDINANCES

Chapter 1 GENERAL PROVISIONS

ARTICLE 1.02. CITY COUNCIL

Division 2. Meetings

Sec. 1.02.045. City council committees.

- (a) **Council committee member and liaison appointments.** The mayor shall appoint councilmembers, following each municipal election, to the following council committees or liaison positions. A council member appointed under this section shall serve in the capacity provided by the ordinance governing the applicable committee. Unless otherwise provided by ordinance, a council member appointed to a committee under this section shall act as liaisons from their respective committee(s) to the city council.
- (1) Transportation committee.
 - (2) Farmers market committee.
 - (3) Emergency management committee.
 - (4) Founders Day committee.
- (b) **Areas of oversight.** The mayor shall appoint councilmembers, following each municipal election, to the following areas of oversight:
- (1) Parks.
 - (2) Public health and safety.
 - (3) Utilities.
 - (4) Finance.
 - (5) Transportation and streets.
 - (6) Community events and services.
 - (7) Tourism
- (c) **External and newly formed internal committees.** Unless an ordinance expressly provides otherwise, if an external committee, board, commission, task force, working group, or other similar body, or a newly formed internal city committee, board, commission, task force, working group, or other similar body, requires or provides for a designated city representative, the mayor shall appoint the city representative. A city representative appointed under this subsection may be a councilmember, city officer, city employee, or

other person eligible to serve in the representative capacity, as determined by the mayor and consistent with applicable law and the requirements of the body to which the appointment is made.

- (d) **Term; vacancies.** Appointments made under this section shall be made following each municipal election and shall continue until the mayor makes a successor appointment, unless an earlier vacancy occurs or an ordinance provides a different term. The mayor may fill a vacancy in an appointment made under this section for the remainder of the applicable term.

Chapter 2 ADMINISTRATION AND PERSONNEL

ARTICLE 2.04. BOARDS, COMMISSIONS AND COMMITTEES

Division 1. Generally

Sec. 2.04.001. Designated city representatives; mayoral appointment.

Unless an ordinance expressly provides otherwise, any designated city representative to an external committee, board, commission, task force, working group, or other similar body, or to a newly formed internal city committee, board, commission, task force, working group, or other similar body, shall be appointed by the mayor. This section controls over any conflicting policy, rule, procedure, or committee practice, but does not alter any appointment required by state law or by an ordinance that expressly provides for a different appointing authority.

Secs. 2.04.002—2.04.030. Reserved.

Division 2. Reserved

Secs. 2.04.031—2.04.040. Reserved.

Division 3. Parks and Recreation Commission

[Omitted]

Division 4. Founders Day Committee

Sec. 2.04.094. Membership; meetings.

- (a) **Number of members.** The committee shall be composed of up to 15 members, including a chairperson, who are known to be interested in the annual Founders Day celebration and who have contributed to its success in previous years. The members shall include members of the organizations and at-large members. The Lions Club shall include three members as representatives of the carnival and the food vendors; the Dripping Springs Cook-Off Club shall include three members as representatives of the cooks participating in the cook-offs; and the St. Martin de Porres Church shall include three members as representatives of the arts and crafts vendors. The city council shall appoint up to six members to serve as at-large members for terms of up to two years. The committee shall inform the city council in writing whenever a vacancy exists in an at-large or organization member position.
- (b) **Council liaison.** The mayor shall appoint one member of the city council to serve as council liaison to the committee. The council liaison shall serve at the pleasure of the mayor. The council liaison may attend

committee meetings and may assist with communication between the committee and the city council, but the council liaison is not a member of the committee, does not vote, and does not count toward the establishment of a quorum.

- (c) Nominations for organization representatives. At the time new appointments for members who are organization representatives are needed, the city council or committee shall request nominations from the organizations. Upon request, the Lions Club; the Cook-Off Club; and St. Martin de Porres Church shall provide nominees applications from each of their respective organizations to the committee to serve as committee members. Each nominee application shall be reviewed by the committee. The committee shall make recommendations for each nominee to the city council. The city council shall select members from each organization's nominees to serve for terms of up to two years after review of the committee's recommendations but can reject any or all applications. The city council can request additional nominee applications from the organizations if all vacancies are not filled by the organization's nominations.
- (d) Nominations for at-large members. At the time new appointments for at-large members are needed, the city council shall request nominations from the members of the committee and the public for each vacancy. The city secretary shall post on the city website any time a vacancy occurs and shall forward any applications to the committee. The committee may also seek nominee applications and shall review each application for committee membership from applications received by the committee and applications received by the city secretary. The committee shall forward all applications received with recommendations for each at-large nominee to city council. The city council shall select members from the at-large nominations to serve terms of up to two years after review of the committee's recommendations but can reject any or all recommendations or applications. The city council can request additional nominee applications from the committee and the public if all vacancies are not filled by the filed applications. Such nominations shall take into consideration all known parties interested in or participating in the Founders Day celebration at the time such nominations are made.
- (e) Appointment of chairperson. The city council shall annually appoint a committee member to serve as chairperson. The committee may provide a recommendation to city council regarding the appointment of chairperson. The city council may appoint co-chairpersons if it deems it appropriate. The committee members shall annually appoint a vice chairperson and a secretary.
 - (1) The secretary is responsible for the recording of minutes.
 - (2) The vice chairperson has the following duties: coordinating of subcommittee chairs; reports and serves the chairperson; substitutes for the chairperson in the event of their absence.
 - (3) The chairperson has the following duties: conducts meetings; acts as liaison to the city council; presents yearly wrap-up report to the city council. The city council member appointed by the mayor shall also serve as a liaison from the committee to the city council.
- (f) Terms of members. Committee members other than the city council member appointed by the mayor shall serve terms of up to two years, with terms staggered so that seven positions expire on July 1 of each odd-numbered year and seven positions expire on July 1 of each even-numbered year. Appointments may be made for less than two years as necessary to maintain the staggered terms. The term of the chairperson shall expire on July 1 of each year. The city council member appointed by the mayor shall serve at the pleasure of the mayor.
- (g) Member selection. The committee shall recommend criteria for its members that shall be followed by its members and used to evaluate removal of its members. The committee's recommended criteria shall be sent to the city council for review. The city council shall review the committee's criteria recommendation and the city council shall approve criteria for the committee's members. The criteria approved by the city council shall be filed with the city secretary and provided to each member, nominee, and organization upon request.
- (h) Resignation; removal; vacancies. Members of the committee may be removed from office by the city council at any time by a simple majority vote of the city council, either:

- (1) Upon its own motion; or
 - (2) Upon recommendation of the Founders Day Committee chairperson and one other Founders Day Committee member.
- (i) Removal of members. Members of the committee may be removed from office by a vote of a simple majority of the total members of the committee if the committee finds that the member is not compliant with the criteria for its members as adopted as described above. If a member is removed by the committee, the committee shall notify the city council of the removal and provide city council with a written statement with the reasoning for removal within ten days of the vote of removal. The removed member may appeal the removal to city council in writing within ten days of removal. The city council shall review the appeal within 30 days at a city council meeting. The city council shall consider the approved criteria, the written statement of the committee, and any information provided by the removed member. The city council shall provide notice of the appeal to the chairperson of the committee. The city council's decision on removal is final. Vacancies created shall be filled as provided by this chapter.
- (j) Resignation. A committee member may resign by notifying the city secretary in writing of their intent to resign. A failure to attend three or more sequential committee meetings without approval from the chairperson will constitute a de facto notification of intent to resign. Members appointed to fill a vacancy will complete the unexpired portion of the term.
- (k) Quorum. A quorum shall consist of a simple majority of the members, including the chairperson. The chairperson shall have a vote only in the case of a tie vote by the committee members. If no quorum exists, the chairperson may cancel the meeting.
- (l) Schedule of meetings. Meetings of the committee shall be held as follows and may be rescheduled or cancelled by the chairperson or vice-chairperson upon notice to the committee members and city secretary:
- (1) January—May: Second and Fourth Monday of each month; and
 - (2) October—December: Second Monday of each month.
- (m) Meetings may also be called by the chairperson, at the request of two or more of the committee's members, or at the request of the council.
- (n) Committee members unable to attend any meeting shall notify the chairperson as soon as possible, in order to assure a quorum will be present. Any member of the committee absent for three regular consecutive meetings or four regular meetings during the preceding 12-month period of the committee, without having obtained leave of absence at a regular meeting, unless prevented by sickness, shall be deemed to have vacated his or her office.
- (o) Meetings shall be generally open to the public but not subject to the Open Meetings Act as an advisory committee. All documents created by or on behalf of the Founders Day Committee shall be city documents which are subject to the city's records retention schedules and the Texas Public Information Act as set forth in chapter 552 of the Texas Government Code, as amended.

Division 5.Dripping Springs Ranch Park Board of Directors

[Omitted]

Division 6. Transportation Committee

Sec. 2.04.155. Membership; meetings.

(a) Number of members.

- (1) The committee will have nine voting members, one of whom will be the committee chair appointed by the city council. A vice-chair will be selected by the chair and approved by a majority of the transportation committee members. The vice-chair will serve as the chair in the absence of the chair.
- (2) Five municipal members of the committee are:
 - (A) A member of city council appointed by the mayor;
 - (B) A member from planning and zoning commission;
 - (C) The planning director;
 - (D) The city engineer; and
 - (E) A representative of the Dripping Springs Independent School District.

The mayor shall appoint the city council member to serve on the committee. The planning and zoning commission shall nominate and vote on its respective member to serve on the committee. The Dripping Springs Independent School District Superintendent shall provide a recommendation for the district representative to be approved by the city council.
- (3) Four public members of the committee shall be residents of either the city limits or its ETJ. No less than one public member will reside within the city limits.
- (4) The committee may have subcommittees of at least three members, one of whom will be the subcommittee chair designated by the subcommittee at its first meeting. A vice-chair will be selected by the chair and approved by a majority of the subcommittee members. The vice chair will serve as the subcommittee chair in the absence of the chair. Subcommittees may invite input from non-committee members.
- (5) The committee may add non-voting members on an as-needed basis as approved by a majority of the committee.

(b) Terms of members.

- (1) Municipal members of the committee will serve at the pleasure of the bodies that appointed them. The city council member appointed by the mayor shall serve at the pleasure of the mayor. The public committee members will serve terms of up to two years, at the will of the city council. There is no limit as to how many terms a member may serve.
- (2) The chair and vice-chair will serve a one-year term, at the will of city council. There is no limit as to how many terms the chair or vice-chair may serve.
- (3) Vacancies may be filled by appointment, with the appointed replacement member being bestowed the remainder of the unexpired term.

(c) Member selection.

- (1) Every two years in even years starting in June 2014, city staff will prepare a slate of nominees for city council consideration for public member appointments. Public member appointments shall be for terms of up to two years. The slate will include nominees including but not limited to those with a background and experience in civil engineering, land/transportation planning, real estate/development, business ownership, and alternative mobility. The slate will only include individuals that city staff has contacted and who have expressed an interest and availability to serve. Potential nominees may express interest in the committee by contacting the city secretary in writing.

- (2) The city council will approve, reject, or modify the list.
- (d) Resignation; vacancies. A committee member may resign by notifying the city secretary in writing of his or her intent to resign. A failure to attend three or more sequential committee meetings without approval from the chair will constitute a de facto notification of intent to resign. Members appointed to fill a vacancy will complete the unexpired portion of the term.
- (e) Meetings.
 - (1) The committee will meet monthly at city hall, as coordinated with and arranged by city staff. Agendas will be drafted by the committee chair, under the advisement of committee members.
 - (2) Committee designated subcommittees may meet more often, as coordinated with and arranged by city staff. Agendas will be drafted by the subcommittee chair, under the advisement of subcommittee members.
 - (3) The committee will make a report to the city council at the first meeting of each month to update the council on projects and progress.

Division 7. Emergency Management Committee

Sec. 2.04.195. Membership; meetings.

- (a) Liability. The City of Dripping Springs Texas Municipal League liability coverage shall include the members of the committee to the extent allowed by law. The city attorney shall advise and represent the committee, as appropriate.
- (b) Ethical standards. Committee members shall comply with all ethical standards applied to officers of the city as stated in article 2.02 of the City of Dripping Springs Code of Ordinances.
- (c) Number of members. The committee shall have the following eleven voting members:
 - (1) A member of the city council appointed by the mayor;
 - (2) An at-large member that shall reside in Hays County;
 - (3) Chamber of commerce representative;
 - (4) Hays County CERT (Community Emergency Response Team) representative;
 - (5) Hays County Constable or designee;
 - (6) Hays County Sheriff or designee;
 - (7) Emergency Services District Number 1 representative;
 - (8) Emergency Services District Number 6 representative;
 - (9) Hays County Emergency Manager or designee;
 - (10) Dripping Springs Independent School District representative; and
 - (11) Hays County Fire Marshal or designee.
- (d) Terms of members and chair and vice-chair.
 - (1) Each committee member shall serve terms of up to two years, at the will of the city council. There is no limit as to how many terms a member may serve.
 - (2) The city council member appointed by the mayor to serve as a chair for a term of one year , unless the mayor appoints another city council member to serve as chair before the expiration of the term.. The committee shall elect from its membership a vice-chair to serve for a term of one year. There is no limit to the number of terms the chair or vice-chair may serve. In the event that the chair or vice-chair are absent, the emergency management coordinator shall preside.

(e) Member selection.

- (1) Each year staff shall prepare a slate of nominees for city council consideration. The slate shall include nominees with a background and experience in those activities related to emergency management. The chair shall provide a recommendation for members seeking appointment or reappointment.
- (2) The city council shall approve, reject, or modify the slate of nominees.

(f) Resignation and vacancies.

- (1) A committee member may resign by notifying the city secretary in writing of their intent to resign.
- (2) A failure to attend three or more sequential committee meetings without approval from the chair will constitute a de facto notification of intent to resign.
- (3) Vacancies shall be filled by appointment, with the appointed replacement member being bestowed the remainder of the unexpired term.

(g) Meetings.

- (1) The committee shall meet monthly, unless otherwise deemed appropriate by the chair. Agendas shall be drafted by the emergency management coordinator, under the advisement of the committee chair.
- (2) The emergency management coordinator with the assistance of city staff shall make a written report to the city council each quarter to update the council on projects and progress.

[Divisions 8-10 intentionally omitted.]

Chapter 6 Business Regulations

ARTICLE 6.05. FARMERS MARKET

Division 2. Farmers Market Committee

Sec. 6.05.005. Committee membership, meetings.

- (a) Number of members. The committee shall have up to eight members.
- (b) Council liaison. The mayor shall appoint one member of the city council to serve as council liaison to the committee. The council liaison shall serve at the pleasure of the mayor. The council liaison may attend committee meetings and may assist with communication between the committee and the city council, but the council liaison is not a member of the committee, does not vote, and does not count toward the establishment of a quorum.
- (c) Terms of members. Committee members will serve terms of up to two years. Members may be reappointed with no limitation on the number of terms one member may serve.
- (d) Member selection.
 - (1) Every year, city staff will prepare a slate of nominees for city council consideration for all committee positions.
 - (2) Committee members shall be appointed by majority vote of the city council.
 - (3) Committee members must be residents or business owners in the city limits or ETJ or within 150 miles of the city limits. At least two committee members must be market vendors of which one shall be an agricultural producer.

- (4) Although not strictly required, preference for committee membership shall be given to persons who raise, grow or make food products, or artists who make crafts from agricultural products.
- (e) Officers. The chair shall be appointed by the city council from among the membership. A vice-chair shall be selected by the committee members. In the absence of the chair or vice-chair, the remaining committee members may select a person among themselves to preside over a meeting.
- (f) Member removal. The city council may remove committee members by majority vote, with or without cause.
- (g) Resignation; vacancies. A committee member may resign by providing the city secretary written intent to resign. A failure to attend three or more sequential, regular committee meetings will constitute automatic notification of intent to resign. The committee may provide recommendations to the city council related to the removal or appointment of committee members. The city council may fill vacancies by majority vote. Committee members appointed to fill a vacancy will complete the unexpired portion of the term.
- (h) Committee meetings.
 - (1) The committee will meet monthly in person or by electronic means as coordinated with and arranged by city staff. Agendas will be drafted by the market manager.
 - (2) A majority of committee members shall constitute a quorum. The chair shall count toward the establishment of a quorum. Abstentions shall not affect the establishment of a quorum. A quorum is required to take action as the Dripping Springs Farmers Market Committee.
 - (3) The committee is not subject to the Texas Open Meetings Act.
 - (4) The committee's work and work product will be subject to the Public Information Act, Texas Government Code chapter 552.

City of Dripping Springs

CODE OF ORDINANCES

Chapter 1 GENERAL PROVISIONS

ARTICLE 1.02. CITY COUNCIL

Division 2. Meetings

Sec. 1.02.045. City council committees.

- (a) Council committee member and liaison appointments. The mayor shall appoint councilmembers, following each municipal election, to the following council committees or liaison positions. A council member appointed under this section shall serve in the capacity provided by the ordinance governing the applicable committee. Unless otherwise provided by ordinance, a council member appointed to a committee under this section ~~These appointed councilmembers~~ shall act as liaisons from their respective committee(s) to the city council.

~~(1) Economic development committee.~~

~~(32)~~ Farmers market committee.

~~(43)~~ Emergency management committee.

~~(4)~~ Founders Day committee.

- (b) Areas of oversight. The mayor shall appoint councilmembers, following each municipal election, to the following areas of oversight:

(1) Parks.

(2) Public health and safety.

(3) Utilities.

(4) Finance.

(5) Transportation and streets.

(6) Community events and services.

(7) Tourism

- (c) External and newly formed internal committees. Unless an ordinance expressly provides otherwise, if an external committee, board, commission, task force, working group, or other similar body, or a newly formed internal city committee, board, commission, task force, working group, or other similar body, requires or provides for a designated city representative, the mayor shall appoint the city representative. A city

representative appointed under this subsection may be a councilmember, city officer, city employee, or other person eligible to serve in the representative capacity, as determined by the mayor and consistent with applicable law and the requirements of the body to which the appointment is made.

- (d) **Term; vacancies.** Appointments made under this section shall be made following each municipal election and shall continue until the mayor makes a successor appointment, unless an earlier vacancy occurs or an ordinance provides a different term. The mayor may fill a vacancy in an appointment made under this section for the remainder of the applicable term.

Chapter 2 ADMINISTRATION AND PERSONNEL

ARTICLE 2.04. BOARDS, COMMISSIONS AND COMMITTEES

Division 1. Generally

Sec. 2.04.001. Designated city representatives; mayoral appointment.

Unless an ordinance expressly provides otherwise, any designated city representative to an external committee, board, commission, task force, working group, or other similar body, or to a newly formed internal city committee, board, commission, task force, working group, or other similar body, shall be appointed by the mayor. This section controls over any conflicting policy, rule, procedure, or committee practice, but does not alter any appointment required by state law or by an ordinance that expressly provides for a different appointing authority.

Secs. 2.04.~~001~~002—2.04.030. Reserved.

~~Division 2. Economic Development Committee~~

~~Sec. 2.04.033. Scope.~~

Division 2. Reserved

Secs. 2.04.031—2.04.040. Reserved.

Division 4. Founders Day Committee

Sec. 2.04.094. Membership; meetings.

- (a) **Number of members.** The committee shall be composed of up to 15 members, including a chairperson, who are known to be interested in the annual Founders Day celebration and who have contributed to its success in previous years. The members shall include members of the organizations and at-large members. The Lions Club shall include three members as representatives of the carnival and the food vendors; the Dripping Springs Cook-Off Club shall include three members as representatives of the cooks participating in the cook-offs; and the St. Martin de Porres Church shall include three members as representatives of the arts and crafts vendors. The city council shall appoint up to six members to serve as at-large members for terms of up to a two-year term. The committee shall inform the city council in writing whenever a vacancy exists in an at-large or organization member position.

(b) Council liaison. The mayor shall appoint one member of the city council to serve as council liaison to the committee. The council liaison shall serve at the pleasure of the mayor. The council liaison may attend committee meetings and may assist with communication between the committee and the city council, but the council liaison is not a member of the committee, does not vote, and does not count toward the establishment of a quorum.

(bc) Nominations for organization representatives. At the time new appointments for members who are organization representatives are needed, the city council or committee shall request nominations from the organizations. Upon request, the Lions Club; the Cook-Off Club; and St. Martin de Porres Church shall provide nominees applications from each of their respective organizations to the committee to serve as committee members. Each nominee application shall be reviewed by the committee. The committee shall make recommendations for each nominee to the city council. The city council shall select members from each organization's nominees to serve for terms of up to two years ~~terms~~ after review of the committee's recommendations but can reject any or all applications. The city council can request additional nominee applications from the organizations if all vacancies are not filled by the organization's nominations.

(ed) Nominations for at-large members. At the time new appointments for at-large members are needed, the city council shall request nominations from the members of the committee and the public for each vacancy. The city secretary shall post on the city website any time a vacancy occurs and shall forward any applications to the committee. The committee may also seek nominee applications and shall review each application for committee membership from applications received by the committee and applications received by the city secretary. The committee shall forward all applications received with recommendations for each at-large nominee to city council. The city council shall select members from the at-large nominations to serve terms of up to two years ~~terms~~ after review of the committee's recommendations but can reject any or all recommendations or applications. The city council can request additional nominee applications from the committee and the public if all vacancies are not filled by the filed applications. Such nominations shall take into consideration all known parties interested in or participating in the Founders Day celebration at the time such nominations are made.

(de) Appointment of chairperson. The city council shall annually appoint a committee member, to serve as chairperson. The committee may provide a recommendation to city council regarding the appointment of chairperson. The city council may appoint co-chairpersons if it deems it appropriate. The committee members shall annually appoint a vice chairperson and a secretary.

- (1) The secretary is responsible for the recording of minutes.
- (2) The vice chairperson has the following duties: coordinating of subcommittee chairs; reports and serves the chairperson; substitutes for the chairperson in the event of their absence.
- (3) The chairperson has the following duties: conducts meetings; acts as liaison to the city council; presents yearly wrap-up report to the city council. The city council member appointed by the mayor shall also serve as a liaison from the committee to the city council.

(ef) Terms of members. ~~The c~~Committee members other than the city council member appointed by the mayor shall serve terms of up to two years, with terms staggered so that seven positions expire on July 1 of each odd-numbered year and seven positions expire on July 1 of each even-numbered year. Appointments may be made for less than two years as necessary to maintain the staggered terms. The term of the chairperson shall expire on July 1 of each year. The city council member appointed by the mayor shall serve at the pleasure of the mayor, staggered terms with the term of seven members to expire on July 1 of each odd-numbered year, the term of seven members to expire on July 1 of each even-numbered year, and the term of the chairperson to expire on July 1 of each year.

(fg) Member selection. The committee shall recommend criteria for its members that shall be followed by its members and used to evaluate removal of its members. The committee's recommended criteria shall be sent to the city council for review. The city council shall review the committee's criteria recommendation and the city council shall approve criteria for the committee's members. The criteria approved by the city

council shall be filed with the city secretary and provided to each member, nominee, and organization upon request.

(gh) Resignation; removal; vacancies. Members of the committee may be removed from office by the city council at any time by a simple majority vote of the city council, either:

- (1) Upon its own motion; or
- (2) Upon recommendation of the Founders Day Committee chairperson and one other Founders Day Committee member.

(hi) Removal of members. Members of the committee may be removed from office by a vote of a simple majority of the total members of the committee if the committee finds that the member is not compliant with the criteria for its members as adopted as described above. If a member is removed by the committee, the committee shall notify the city council of the removal and provide city council with a written statement with the reasoning for removal within ten days of the vote of removal. The removed member may appeal the removal to city council in writing within ten days of removal. The city council shall review the appeal within 30 days at a city council meeting. The city council shall consider the approved criteria, the written statement of the committee, and any information provided by the removed member. The city council shall provide notice of the appeal to the chairperson of the committee. The city council's decision on removal is final. Vacancies created shall be filled as provided by this chapter.

(ij) Resignation. A committee member may resign by notifying the city secretary in writing of their intent to resign. A failure to attend three or more sequential committee meetings without approval from the chairperson will constitute a de facto notification of intent to resign. Members appointed to fill a vacancy will complete the unexpired portion of the term.

(jk) Quorum. A quorum shall consist of a simple majority of the members, including the chairperson. The chairperson shall have a vote only in the case of a tie vote by the committee members. If no quorum exists, the chairperson may cancel the meeting.

(kl) Schedule of meetings. Meetings of the committee shall be held as follows and may be rescheduled or cancelled by the chairperson or vice-chairperson upon notice to the committee members and city secretary:

- (1) January—May: Second and Fourth Monday of each month; and
- (2) October—December: Second Monday of each month.

(lm) Meetings may also be called by the chairperson, at the request of two or more of the committee's members, or at the request of the council.

(nn) Committee members unable to attend any meeting shall notify the chairperson as soon as possible, in order to assure a quorum will be present. Any member of the committee absent for three regular consecutive meetings or four regular meetings during the preceding 12-month period of the committee, without having obtained leave of absence at a regular meeting, unless prevented by sickness, shall be deemed to have vacated his or her office.

(oo) Meetings shall be generally open to the public but not subject to the Open Meetings Act as an advisory committee. All documents created by or on behalf of the Founders Day Committee shall be city documents which are subject to the city's records retention schedules and the Texas Public Information Act as set forth in chapter 552 of the Texas Government Code, as amended.

Division 6. Transportation Committee

Sec. 2.04.155. Membership; meetings.

(a) Number of members.

(1) The committee will have nine voting members, one of whom will be the committee chair appointed by the city council. A vice-chair will be selected by the chair and approved by a majority of the transportation committee members. The vice-chair will serve as the chair in the absence of the chair.

(2) Five municipal members of the committee are:

- (A) A member ~~from of~~ city council appointed by the mayor;
- (B) A member from planning and zoning commission;
- (C) The planning director; ~~and~~
- (D) The city engineer; and
- (E) A representative of the Dripping Springs Independent School District.

~~The mayor shall appoint the city council member to serve on the committee. The city council and~~ planning and zoning commission shall nominate and vote on ~~their~~ its respective member to serve on the committee. The Dripping Springs Independent School District Superintendent shall provide a recommendation for ~~their~~ the district representative to be approved by the city council.

- (3) Four public members of the committee shall be residents of either the city limits or its ETJ. No less than one public member will reside within the city limits.
- (4) The committee may have subcommittees of at least three members, one of whom will be the subcommittee chair designated by the subcommittee at its first meeting. A vice-chair will be selected by the chair and approved by a majority of the subcommittee members. The vice chair will serve as the subcommittee chair in the absence of the chair. Subcommittees may invite input from non-committee members.
- (5) The committee may add non-voting members on an as-needed basis as approved by a majority of the committee.

(b) Terms of members.

- (1) Municipal members of the committee will serve at the pleasure of the bodies that appointed them. ~~The city council member appointed by the mayor shall serve at the pleasure of the mayor.~~ The public committee members will serve terms of up to a two-year term, at the will of the city council. There is no limit as to how many terms a member may serve.
- (2) The chair and vice-chair will serve a one-year term, at the will of city council. There is no limit as to how many terms the chair or vice-chair may serve.
- (3) Vacancies may be filled by appointment, with the appointed replacement member being bestowed the remainder of the unexpired term.

(c) Member selection.

- (1) Every two years ~~on~~ in even years starting in June 2014, city staff will prepare a slate of nominees for city council consideration for public member appointments. Public member appointments shall be for terms of up to two years. The slate will include nominees including but not limited to those with a background and experience in civil engineering, land/transportation planning, real estate/development, business ownership, and alternative mobility. The slate will only include individuals that city staff has contacted and who have expressed an interest and availability to serve. Potential nominees may express interest in the committee by contacting the city secretary in writing.
- (2) The city council will approve, reject, or modify the list.

(d) Resignation; vacancies. A committee member may resign by notifying the city secretary in writing of his or her intent to resign. A failure to attend three or more sequential committee meetings without approval from the chair will constitute a de facto notification of intent to resign. Members appointed to fill a vacancy will complete the unexpired portion of the term.

(e) Meetings.

- (1) The committee will meet monthly at city hall, as coordinated with and arranged by city staff. Agendas will be drafted by the committee chair, under the advisement of committee members.
- (2) Committee designated subcommittees may meet more often, as coordinated with and arranged by city staff. Agendas will be drafted by the subcommittee chair, under the advisement of subcommittee members.
- (3) The committee will make a report to the city council at the first meeting of each month to update the council on projects and progress.

Division 7. Emergency Management Committee

Sec. 2.04.195. Membership; meetings.

- (a) Liability. The City of Dripping Springs Texas Municipal League liability coverage shall include the members of the committee to the extent allowed by law. The city attorney shall advise and represent the committee, as appropriate.
- (b) Ethical standards. Committee members shall comply with all ethical standards applied to officers of the city as stated in article 2.02 of the City of Dripping Springs Code of Ordinances.
- (c) Number of members. The committee shall have the following nine-eleven voting members, ~~one each~~:
 - (1) A member of the city council appointed by the mayor;
 - (2) An At-at-large member that shall reside in Hays County;
 - (3) ~~Chamber of commerce representative;~~
 - (4) ~~Hays County CERT (Community Emergency Response Team) representative;~~
 - (5) ~~Hays County Constable or designee;~~
 - (6) Hays County Sheriff or designee;
 - (7) ~~Emergency Services District Number 1 representative;~~
 - (8) ~~Emergency Services District Number 6 representative;~~
 - (9) ~~Hays County Emergency Manager or designee;~~
 - (10) ~~Dripping Springs Independent School District representative; and~~
 - (11) ~~Hays County Fire Marshal or designee.~~
- (d) Terms of members and chair and vice-chair.
 - (1) Each committee member shall serve terms of up to a two-year term, at the will of the city council. There is no limit as to how many terms a member may serve.
 - (2) ~~A member of the city council shall be member~~ The city council shall be member appointed by the mayor to serve as a chair for a term of one year, unless the mayor appoints another city council member to serve as chair before the expiration of the term. The committee shall elect from its membership a vice-chair to serve for a term of one year. There is no limit to the number of terms the chair or vice-chair may serve. In the event that the chair or vice-chair are absent, the emergency management coordinator shall preside.
- (e) Member selection.
 - (1) Each year staff shall prepare a slate of nominees for city council consideration. The slate shall include nominees with a background and experience in those activities related to emergency management. The chair shall provide a recommendation for members seeking appointment or reappointment.

(2) The city council shall approve, reject, or modify the slate of nominees.

(f) Resignation and vacancies.

- (1) A committee member may resign by notifying the city secretary in writing of their intent to resign.
- (2) A failure to attend three or more sequential committee meetings without approval from the chair will constitute a de facto notification of intent to resign.
- (3) Vacancies shall be filled by appointment, with the appointed replacement member being bestowed the remainder of the unexpired term.

(g) Meetings.

- (1) The committee shall meet monthly, unless otherwise deemed appropriate by the chair. Agendas shall be drafted by the emergency management coordinator, under the advisement of the committee chair.
- (2) The emergency management coordinator with the assistance of city staff shall make a written report to the city council each quarter to update the council on projects and progress.

Chapter 6 Business Regulations

ARTICLE 6.05. FARMERS MARKET

Division 2. Farmers Market Committee

Sec. 6.05.005. Committee membership, meetings.

(a) Number of members. The committee shall have up to eight members.

(b) Council liaison. The mayor shall appoint one member of the city council to serve as council liaison to the committee. The council liaison shall serve at the pleasure of the mayor. The council liaison may attend committee meetings and may assist with communication between the committee and the city council, but the council liaison is not a member of the committee, does not vote, and does not count toward the establishment of a quorum.

(c) Terms of members. Committee members will serve terms of up to two years. Members may be reappointed with no limitation on the number of terms one member may serve.

(d) Member selection.

- (1) Every year, city staff will prepare a slate of nominees for city council consideration for all committee positions.
- (2) Committee members shall be appointed by majority vote of the city council.
- (3) Committee members must be residents or business owners in the city limits or ETJ or within 150 miles of the city limits. At least two committee members must be market vendors of which one shall be an agricultural producer.
- (4) Although not strictly required, preference for committee membership shall be given to persons who raise, grow or make food products, or artists who make crafts from agricultural products.

(e) Officers. The chair shall be appointed by the city council from among the membership. A vice-chair shall be selected by the committee members. In the absence of the chair or vice-chair, the remaining committee members may select a person among themselves to preside over a meeting.

(ef) Member removal. The city council may remove committee members by majority vote, with or without cause.

(fg) Resignation; vacancies. A committee member may resign by providing the city secretary written intent to resign. A failure to attend three or more sequential, regular committee meetings will constitute automatic notification of intent to resign. The committee may provide recommendations to the city council related to the removal or appointment of committee members. The city council may fill vacancies by majority vote. Committee members appointed to fill a vacancy will complete the unexpired portion of the term.

(gh) Committee meetings.

- (1) The committee will meet monthly in person or by electronic means as coordinated with and arranged by city staff. Agendas will be drafted by the market manager.
- (2) A ~~minimum of four majority of~~ committee members shall constitute a quorum. The chair shall count toward the establishment of a quorum. Abstentions shall not affect the establishment of a quorum. A quorum is required to take action as the Dripping Springs Farmers Market Committee.
- (3) The committee is not subject to the Texas Open Meetings Act.
- (4) The committee's work and work product will be subject to the Public Information Act, Texas Government Code chapter 552.