

ORDINANCE NO. 808

AN ORDINANCE OF THE CITY OF EVERMAN, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF EVERMAN, TEXAS BY AMENDING CHAPTER 3, “ANIMALS AND ANIMAL CONTROL REGULATIONS” TO ADD A NEW ARTICLE X “ANIMAL SHELTER ADVISORY COMMITTEE” ESTABLISHING THE ANIMAL SHELTER ADVISORY COMMITTEE; ESTABLISHING TERMS AND RESPONSIBILITIES OF THE COMMITTEE; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EVERMAN, TEXAS:

SECTION 1. The Code of Ordinances of the City of Everman, Texas, be, and the same is hereby amended by amending Chapter 3, “Animals and Animal Control Regulations” to add a new Article X “Animal Shelter Advisory Committee” to read as follows:

“ARTICLE X. ANIMAL SHELTER ADVISORY COMMISSION

Sec. 3-213. Creation.

An animal shelter advisory commission is hereby created to assist the city and its health department in communicating awareness to the citizens of Everman and to the citizens of Forest Hill, as a neighboring city served by Everman’s Animal Control Services, regarding the services, procedures, and compliance with state regulations concerning the operation of animal shelters. The commission shall be advisory in nature and shall not have any responsibility or authority over any Committee, commission, public official or employee of the city.

Sec. 3-214. Composition.

The animal shelter advisory commission shall consist of seven (7) members appointed by the city council consisting of one (1) licensed veterinarian; one (1) City of Everman municipal official; one (1) City of Forest Hill municipal official; one (1) person whose duties include the daily operation of an animal shelter; one (1) representative from an animal welfare organization, one (1) citizen who is a resident of the City of Everman and one (1) citizen who is a resident of the City of Forest Hill. The City of Forest Hill municipal officer and citizen of the City of Forest Hill commission members shall be nominated by the City Council of the City of Forest Hill. If, at any time, the City of Everman ceases to provide animal control services to the City of Forest Hill, the

membership of the City of Forest Hill municipal official and City of Forest Hill resident on the Animal Shelter Advisory Commission shall terminate immediately without further action by the City Council.

Sec. 3-215. Terms.

The members shall be appointed by the city council for a term of two years and shall serve until their successor is appointed. To provide for staggered terms of office, the licensed veterinarian, the two municipal officials, and the person whose duties include the daily operation of an animal shelter shall be appointed for two (2) year terms and the representative from an animal welfare organization and the two citizens who are resident of Everman and Forest Hill shall be initially appointed for one (1) year terms. All subsequent appointments shall be for terms of two (2) years. The city council shall appoint the chairperson and a vice chairperson. The members of the animal shelter advisory commission may be removed at any time by the city council with or without cause.

Sec. 3-216. Meetings; quorum.

The animal shelter advisory commission shall meet at least three (3) times per year. Meetings shall be called as needed by the chairperson or vice chairperson of the commission. A simple majority of the commission shall constitute a quorum. A vote of the simple majority of the quorum shall be required for any action taken by the commission.

Sec. 3-217. Responsibilities.

The commission shall assist the Animal Services Department of the City in complying with requirements of Texas Health and Safety Code Chapter 823 and other applicable state and local laws by submitting recommendations to the Animal Services Department. The commission shall perform such other duties as the city council may prescribe by resolution or ordinance.”

SECTION 2. Should any sentence, paragraph, subdivision, clause, phrase or section of this Ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this Ordinance as a whole or any part or provision thereof other than the part thereof decided to be unconstitutional, illegal or invalid.

SECTION 3. All provisions of the ordinances of the City of Everman in conflict with the provisions of this ordinance be, and the same are hereby, repealed, and all other provisions of the ordinances of the City of Everman not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 4. This Ordinance shall take effect immediately from and after its passage, as the law and charter in such case provide.

DULY PASSED by the City Council of the City of Everman, Texas, on the _____ day of _____, 2024.

APPROVED:

RAY RICHADSON, MAYOR

ATTEST:

MINDI PARKS, CITY SECRETARY

APPROVED AS TO FORM:

LAN'TIQUA BURKS, ASST. CITY ATTORNEY
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