

AN ORDINANCE

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAIR OAKS RANCH, TEXAS, ESTABLISHING A TRANSPORTATION SAFETY ADVISORY COMMITTEE, AMENDING THE CITY'S CODE OF ORDINANCES, CHAPTER 1, ARTICLE 1.08 BOARDS, COMMISSIONS, AND COMMITTEES, AND PROVIDING FOR SEVERABILITY AND REPEALING CLAUSES AND AN EFFECTIVE DATE

WHEREAS, Chapter 1, Article 1.08 of the City of Fair Oaks Ranch Code of Ordinances provides for city Boards, Commissions, and Committees, and,

WHEREAS, the Fair Oaks Ranch City Council desires to create an advisory committee to review transportation (vehicles, bicycles, pedestrians, etc.) safety issues and provide recommendations to the Council, and,

WHEREAS, the City Council finds a Transportation Safety Advisory Committee is warranted after careful consideration of establishing an advisory committee to assist in the continuance of the city's quality of life through a citizen-government partnership that promotes safe and secure public roads and walks, and,

WHEREAS, the City Council further finds that amending Chapter 1, Article 1.08 Boards, Commissions, and Committees is necessary to establish an advisory committee.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FAIR OAKS RANCH, TEXAS:

- Section 1.** The City Fair Oaks Ranch Transportation Safety Advisory Committee is established.
- Section 2.** The City of Fair Oaks Ranch Code of Ordinances Chapter 1, Article 1.08 Boards, Commissions, and Committees is hereby amended as set forth in the attached Exhibit A.
- Section 3.** City staff shall create, by resolution, the committee's Rules of Procedure and present the rules at a future City Council meeting for consideration and approval.
- Section 4.** That the recitals contained in the preamble hereto are hereby found to be true and such recitals are hereby made a part of this ordinance for all purposes and are adopted as a part of the judgment and findings of the Council.
- Section 5.** It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance be severable, and, if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared invalid by judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance and the remainder of this ordinance shall be enforced as written.
- Section 6.** That it is officially found, determined, and declared that the meeting at which this ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this ordinance, was given, all as required by Chapter 551, as amended, Texas Government Code.

- Section 7.** The provisions of this ordinance shall be cumulative of all ordinances not repealed by this ordinance and ordinances governing or regulating the same subject matter as that covered herein.
- Section 8.** If any provision of this ordinance or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City hereby declares that this ordinance would have been enacted without such invalid provision.
- Section 9.** All ordinances, or parts thereof, which 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 ordained herein.
- Section 10.** This ordinance shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.
- Section 11.** The provisions of this ordinance shall be cumulative of all ordinances not repealed by this ordinance and ordinances governing or regulating the same subject matter as that covered herein.
- Section 12.** This ordinance shall take effect immediately from and after its second reading, passage and any publication requirements as may be required by governing law.

PASSED and APPROVED on first reading by the City Council of the City of Fair Oaks Ranch, Texas, on this 20th day of June 2024.

PASSED, APPROVED, and ADOPTED on second and final reading by the City Council of the City of Fair Oaks Ranch, Texas, on reading this 18th day of July 2024.

Gregory C. Maxton, Mayor

ATTEST:

APPROVED AS TO FORM:

Christina Picioccio, TRMC
City Secretary

Denton Navarro Rodriguez Bernal Santee & Zech
P.C., City Attorney

EXHIBIT A

Chapter 1 "General Provisions;" Article 1.08 "Boards, Commissions, and Committees" is hereby amended with the inclusion of the following:

Sec. 1.08.003 Transportation Safety Advisory Committee

1. The Fair Oaks Ranch Transportation Safety Advisory Committee is hereby established.
2. The Committee shall consist of five (5) regular members and two (2) alternates who will serve staggered two (2) year terms, starting October 1, 2024.
3. Members serve at the will of the City Council and shall be resident citizens.
4. The City Manager will assign city staff as non-voting members to participate and support the Committee with the minimum representation from the Public Safety or Public Works department.