

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF PROSPER, TEXAS, AMENDING DIVISION 3, "COMMUNITY ENGAGEMENT COMMITTEE," OF ARTICLE 1.04, "BOARDS, COMMISSIONS AND COMMITTEES," OF CHAPTER 1, "GENERAL PROVISIONS," OF THE TOWN'S CODE OF ORDINANCES BY AMENDING SUBSECTION (a) OF SECTION 1.04.039, "NUMBER OF MEMBERS"; CLARIFYING THAT SUBSECTION (c) OF SECTION 1.04.039 PREVIOUSLY WAS REPEALED BY THE TOWN COUNCIL; PROVIDING FOR REPEALING, SAVINGS AND SEVERABILITY CLAUSES; MAKING FINDINGS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Prosper Town Council appointed the Community Engagement Committee in December 2020 as an ad hoc committee for the purpose of enhancing the Town's community engagement efforts; and

WHEREAS, the Community Engagement Committee has held monthly meetings since March 2021 and has made continual progress in developing new initiatives to engage and inform Town residents; and

WHEREAS, the Prosper Town Council established the Community Engagement Committee as a formal standing advisory committee to the Town Council in September 2022; and

WHEREAS, the Prosper Town Council has determined that it would be beneficial to provide for additional members of the Community Engagement Committee and to clarify that the Community Engagement Committee has no alternate members.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PROSPER, TEXAS, THAT:

SECTION 1

The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

SECTION 2

From and after the effective date of this Ordinance, Section 1.04.039, "Number of Members," of Division 3, "Community Engagement Committee," of Article 1.04, "Boards, Commissions, and Committees," of Chapter 1, "General Provisions," of the Town 's Code of Ordinances are hereby amended to read as follows:

"ARTICLE 1.04 BOARDS, COMMISSIONS AND COMMITTEES

* * *

DIVISION 3. COMMUNITY ENGAGEMENT COMMITTEE

* * *

Sec. 1.04.039 Number of members.

(a) The Community Engagement Committee shall be composed of eleven (11) members appointed by the Town Council. Members of the Community Engagement Committee shall be a resident of the town or reside within the town's extraterritorial jurisdiction.

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SECTION 3

For purposes of clarification, the current printed and online versions of the Town Code of Ordinances incorrectly provides that § 1.04.039 contains a subsection (c) related to an alternate member; however, the purpose, in part, of Ordinance No. 2024-19, adopted by the Town Council on February 13, 2024, was to remove subsection (c) and delete any provision for an alternate member of the Community Engagement Committee. Therefore, § 1.04.039 shall contain two (2) subsections, subsection (a) and subsection (b), and subsection (c) is no longer in force and effect.

SECTION 4

Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. The Town hereby declares that it would have passed this Ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional or invalid.

SECTION 5

All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict, and any remaining portions of said ordinances shall remain in full force and effect.

SECTION 6

This Ordinance shall become effective from and after its adoption.

DULY PASSED, APPROVED, AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF PROSPER, TEXAS, ON THIS 10TH DAY OF SEPTEMBER, 2024.

ATTEST:

David F. Bristol, Mayor

Michelle Lewis Sirianni, Town Secretary

APPROVED AS TO FORM AND LEGALITY:

Terrence S. Welch, Town Attorney