

ORDINANCE NO. 2024-01-17-08

AN ORDINANCE OF THE CITY OF ROLLINGWOOD, TEXAS, AMENDING THE CITY'S CODE OF ORDINANCES SECTIONS 20-19, AND 20-27 RELATING TO THE PARK COMMISSION; REPEALING PROVISIONS IN CONFLICT WITH THIS ORDINANCE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Rollingwood is a General Law Type A City under the statutes of the State of Texas; and

WHEREAS, the City Council may from time to time choose to amend, supplement, change or modify the Code of Ordinances; and

WHEREAS, the City Council finds and determines that Sections 20-19. Creation; membership; purpose and 20-27. Powers and duties of the City's code of ordinances should be amended.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROLLINGWOOD, TEXAS, THAT:

SECTION 1. All the above premises are hereby found to be true and correct legislative and factual findings of the City Council and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

SECTION 2. Part I of the City's Code of Ordinances, Chapter 20, Article II, Sections 20-19 and 20-27 shall be amended as follows with strikethroughs being deletions and underlines being additions:

Sec. 20-19. Creation; membership; purpose.

The city has created a park commission consisting of seven members who are residents of the city. The purpose of the park commission shall be to help preserve, maintain and improve the park by: ~~implement the improvements approved in the city parks master plan by:~~

- (1) Coordinating fundraising efforts;
- (2) Prioritizing improvements;
- (3) Making recommendations to the city council regarding maintenance, capital improvements, and other matters regarding park operations; and
- (4) Making recommendations to the city council regarding lease agreements and policies for commercial use of the park.
- ~~(4) Maintaining minimum standards for capital improvements; and~~
- ~~(5) Overseeing enforcement of the city's lease agreement with the Little League.~~

47 Sec. 20-27. Powers and duties.

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- (a) The commission shall keep minutes of its proceedings, showing the vote of each member upon each question or, if a member is absent or fails to vote, indicating such fact, and shall keep review records of all revenues and expenditures associated with the development and upkeep of all city-owned parks. Copies of the minutes of all commission meetings shall be forwarded to the city council promptly upon their approval.
- (b) The commission shall advise the city council on park-related matters, conduct hearings, make recommendations and perform such other duties required by law or this article or as may be assigned to the commission from time to time by the city council.
- (c) The commission shall conduct negotiations with appropriate parties regarding any lease agreements ~~or other maintenance or capital improvements contracts~~. All lease agreements ~~and contracts~~ shall be subject to approval by the city council.
- (d) The commission shall be authorized to participate in and coordinate fundraising and expenditures with respect to parks in the city. The commission will also be responsible for submitting periodic reports to the city council.
- (e) The commission shall maintain a list of suggested maintenance items and shall furnish that list to the city. The commission shall also maintain a list of proposed capital improvement projects to be submitted to the city annually for consideration during the budget process.

SECTION 3. All provisions of the ordinances of the City of Rollingwood in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and all other provisions of the ordinances of the City of Rollingwood not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 4. Should any sentence, paragraph, 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 so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Code of Ordinances as a whole.

SECTION 5. This ordinance shall take effect immediately from and after its passage and the publication of the caption as the law provides.

APPROVED, PASSED AND ADOPTED by the City Council of the City of Rollingwood, Texas, on the 17th day of January, 2024.

APPROVED:

Gavin Massingill, Mayor

ATTEST:

Desiree Adair, City Secretary