

CITY OF ROLLINGWOOD, TEXAS

ORDINANCE NO. 2019-09-18-31

**AN ORDINANCE OF THE CITY OF ROLLINGWOOD, TEXAS,
AMENDING THE CITY'S CITY COUNCIL PROVISION REGARDING
THE DEFINITION OF A QUORUM; REPEALING A PROVISION
INCONSISTENT WITH THE TEXAS LOCAL GOVERNMENT CODE;
REPLACING THE DEFINITION WITH ONE CONSISTENT WITH THE
TEXAS LOCAL GOVERNMENT CODE AND ESTABLISHING AN
EFFECTIVE DATE**

WHEREAS, the City Council of the City of Rollingwood, Texas is concerned with maintaining language within the ordinance consistent with the Texas Local Government Code; and,

WHEREAS, the City Council of the City of Rollingwood, Texas recognizes that the current definition of "quorum" is inconsistent with the Texas Local Government Code; and,

WHEREAS, the City Council of the City of Rollingwood, Texas recognizes that repealing and replacing the definition of "quorum" to be consistent with the Texas Local Government Code is in the best interest of the City.

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

SECTION 1. All of 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. The City's Code of Ordinances Article 1.04.043, is hereby repealed and replaced with the following language consistent with the Texas Local Government Code Section 22.039:

Sec. 1.04.043 Quorum

Three councilmembers constitutes a quorum. However, at a called meeting or at a meeting to consider the imposition of taxes, four councilmembers constitutes a quorum.

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provisions of the ordinances of the City of Rollingwood in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and all other provisions of the ordinances of the City of Rollingwood not in conflict with the provisions of this ordinance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, 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 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 and charter in such cases provide.

APPROVED, PASSED AND ADOPTED by the City Council of the City of Rollingwood, Texas, on the ____ day of _____, 2019.

APPROVED:

Michael Dyson, Mayor

ATTEST:

Ashley Wayman, City Secretary