

**ORDINANCE NO. 711**  
**"Ordinance Creating the 2017 Arterial Road Bond Education Committee"**

**AN ORDINANCE OF THE CITY OF GRANITE SHOALS, TEXAS TO CREATE A COMMITTEE OF AT LEAST 5 AND NO MORE THAN 7 PERSONS TO GUIDE THE CITY IN PROVIDING FACTUAL INFORMATION TO GRANITE SHOALS CITIZENS ON THE PROPOSED NOVEMBER 2017 VOTE FOR RECONFIRMATION OF THE CITY'S AUTHORIZATION TO ISSUE \$3,000,000 OF TAX BONDS PREVIOUSLY APPROVED BY THE VOTERS ON NOVEMBER 8, 2016 FOR IMPROVEMENTS TO PHILLIPS RANCH ROAD, PRAIRIE CREEK ROAD AND VALLEY VIEW LANE; AND PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; A SAVING CLAUSE; SEVERABILITY; REPEALER; EFFECTIVE DATE; AND PROPER NOTICE.**

**Whereas,** the City Council of the City of Granite Shoals, Burnet County, Texas ("Council") desires to provide for, protect and improve the health, safety and general welfare of the citizens of the City and to foster a sense of civic pride; and

**Whereas,** the City of Granite Shoals citizens approved \$3,000,000 road infrastructure tax bonds on November 8, 2016 for improvements to Phillips Ranch Road, Prairie Creek Road and Valley View Lane; and

**Whereas,** the November 8, 2016 road infrastructure proposal was submitted to the voters with the understanding that matching grant funds would be available; and

**Whereas,** the Council feels a moral obligation to request a second voter approval to issue and spend the \$3,000,000 in tax bonds without matching grant funds; and

**Whereas,** the Council desires to educate its citizens on the new road improvement plan using the \$3,000,000; and

**Whereas,** Section 8.01 of the City Charter provides the Council with the authority to create, establish, or appoint such boards, commissions and committees as it deems necessary to carry out the functions and obligations of the City; and

**Whereas,** the City Charter provides that the Council shall, by ordinance or resolution, prescribe the purpose, composition, function, duties, accountability and tenure of each board, commission and committee where such are not prescribed by law or the Charter;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRANITE SHOALS, TEXAS:**

## **SECTION I. FINDINGS OF FACT**

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

## **SECTION II. 2017 ARTERIAL ROAD BOND EDUCATION COMMITTEE**

### **A. COMMITTEE CREATED:**

Pursuant to Article VIII, Section 8.01 of the City Charter, the City Council hereby creates the 2017 Arterial Road Bond Education Committee. This committee will serve in an educational capacity only and will have no powers to establish policy, regulations or procedures for the City.

### **B. PURPOSE:**

The 2017 Arterial Road Bond Education Committee is established to accomplish the following purposes:

1. Hold appropriate events or activities to educate the citizens of the City of Granite Shoals on a new arterial road improvement plan.
2. Prepare and disseminate appropriate educational materials.
3. From time to time, prepare and present reports and recommendations to the City Council, City Manager, and City staff.

### **C. MEMBERS, ORGANIZATION AND MEETINGS**

1. The Education Committee shall consist of no fewer than 5 and no more than 7 property owners or residents.
2. Each applicant for membership as a committee member must be approved by a simple majority vote of the Council before becoming a member of the Education Committee.
3. The terms of all members shall commence upon appointment and shall conclude on the earlier of October 31, 2017, or the day after the last scheduled town hall meeting held in the month of October 2017, currently planned for Saturday, October 14, 2017.

4. Members of the Education Committee shall serve without compensation but may be reimbursed for actual expenses with prior approval by the City Council.
5. The City Council will appoint the committee Chair.
6. The committee will elect from the appointed members a Vice Chair, and Secretary.
7. All committee meetings will be open to the public and shall be posted and conducted in compliance with the Texas Open Meetings Act.
8. A quorum is three members.
9. All members present including the Chair shall vote on every motion. A member who abstains from a vote, with or without cause or conflict, shall have their vote recorded as "abstained" but no vote will be counted for or against the motion as though that member was not present.
10. The Committee shall keep minutes of its proceedings which shall be filed with the City Secretary within fifteen (15) business days of the meeting.

### **SECTION III. SAVINGS**

The repeal of any ordinance or part of ordinances effectuated by the enactment of this ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the City under any section or provisions of any ordinances at the time of passage of this ordinance.

### **SECTION IV. SEVERABILITY**

If any provision, section, sentence, clause or phrase of this ordinance, or the application of the same to any person or set of circumstances is for any reason held to be unconstitutional, void, invalid, or unenforceable, the validity of the remaining portions of this ordinance or its application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council of the City of Granite Shoals in adopting, and of the Mayor in approving this ordinance, that no portion thereof or provision or regulation contained herein shall be come inoperative or fail by reason of any unconstitutionality or invalidity of any portion, provision or regulation.

### **SECTION V. REPEALER**

The provisions of this ordinance shall be cumulative of all other ordinances or parts of ordinances governing or regulating the same subject matter as that covered herein, provided,

however, that all prior ordinance or parts of ordinances inconsistent or in conflict with any of the provisions of this ordinance are hereby expressly repealed to the extent that such inconsistency is apparent. This ordinance shall not be construed to require or allow any act which is prohibited by any other ordinance.

#### SECTION VI. EFFECTIVE DATE

This ordinance shall take effect immediately from and after its passage and publication as may be required by governing law.

#### SECTION VII. PROPER NOTICE AND MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

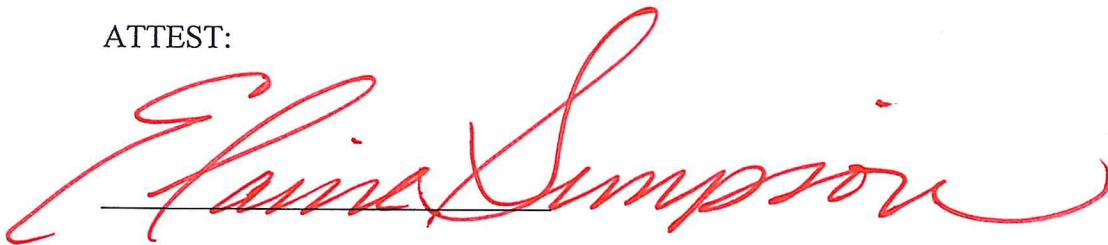
Passed and approved the 27th day of June, 2017

APPROVED:

A handwritten signature in black ink, appearing to read "Carl Brugger", written over a horizontal line.

Carl Brugger, Mayor

ATTEST:

A large, stylized handwritten signature in red ink, appearing to read "Elaine Simpson", written over a horizontal line.

Elaine Simpson, City Secretary

APPROVED AS TO FORM:

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Brad Young, City Attorney