

ORDINANCE NO.

1 AN ORDINANCE AMENDING CHAPTER 2-1 OF THE CITY CODE
2 REGARDING CITY ~~BOARDS~~COMMISSION; AND PROVIDING FOR A
3 TRANSITION FROM A SEVEN-MEMBER COUNCIL TO AN 11-MEMBER
4 COUNCIL WITH REGARD TO ~~BOARD~~COMMISSION MEMBERSHIP AND
5 APPOINTMENTS.

6
7 BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:
8

9 PART 1. ~~Board-Commission~~ Transition.

10 (A) In this Part “~~board~~commission” means:

11 (1) a board or commission named in Chapter 2-1 of the City Code and:

- 12 (a) the Austin Area Comprehensive HIV Planning Council;
13 (b) the Impact Fee Advisory Committee; and
14 (c) the Urban Renewal Authority.

15 (B) Beginning on the first date that the city council elected in the November 2014
16 general election convenes:

17 (1) the size, composition, officers, committees, and bylaws of each ~~board~~
18 commission are continued as each of these exist until June 30, 2015;

19 (2) unless otherwise required by state law or the City Charter a quorum of a
20 ~~board~~commission, and the number of votes required for action by the
21 ~~board~~commission, is a majority of the members, not including a member
22 who has died, been removed, or resigned unless that member is serving in
23 a hold-over capacity; and

24 (3) unless otherwise required by state law or the City Charter:

25 (a) the term of each current council appointee on a ~~board~~commission
26 is extended to June 30, 2015; and

27 (b) the term of each current council appointee on a ~~board~~commission
28 expires on June 30, 2015.

29 (C) If a vacancy exists on a ~~board~~commission after the last regularly scheduled
30 meeting of the seven-member at-large city council; the vacancy shall be filled

1 by the council elected at the November 2014 general election. The Mayor shall
2 nominate a person to fill the vacancy, subject to the council's approval. Unless
3 otherwise required by state law or the City Charter, a term of a person
4 appointed to fill a vacancy under this subpart expires on June 30, 2015.

5 (D) A council member elected at the November 2014 election who will be entitled
6 to nominate a person for appointment to a ~~board-commission~~ under Chapter 2-
7 1 as amended by Part 2 of this ordinance may nominate a person before the
8 effective date of Part 2, and the council may make appointment a person who
9 is nominated before the effective date of Part 2, provided:

10 (1) the appointment is not effective, and the person appointed may not assume
11 the office before the effective date of Part 2; and

12 (2) before the effective date of Part 2, a person appointed shall, unless this
13 requirement is waived by the City Clerk, complete the training required
14 under Chapter 2-1. A waiver granted by the City Clerk ends on the
15 effective date of Part 2.

16 ~~(E)~~ Council may sit any commission prior to the July 1 date to replace the existing
17 commission and establish an effective date earlier than July 1 for the
18 individual commission upon approval of the Council.

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19 **PART 2.** Section 2-1-4 of the City Code is amended to read:

20 **§ 2-1-4 SIZE AND APPOINTMENT.**

21 (A) Except as otherwise provided in Article 2 (*Boards*), a ~~board-commission~~
22 consists of 11 [~~seven~~] members appointed by the city council.

23 (B) For a ~~board-commission~~ with 11 [~~seven~~] or more members, each council
24 member shall nominate one ~~board-member~~commissioner to serve on the
25 ~~board-commission~~, and the mayor shall nominate the other ~~board~~
26 ~~members~~commissioners.

27 (C) For a ~~board-commission~~ with fewer than 11 [~~seven~~] members, the mayor shall
28 nominate the ~~board-members~~commissioners.

29 (D) All appointments of ~~board-commissioners~~members are subject to approval by a
30 majority vote of council.

31 **PART 3.** *[In this part, and subsequent parts, I'll need to go in and make individual*
32 *conforming changes to the non-standard boards that have multiple appointing*
33 *authorities, boards that have a specific nomination tied to a specific council place, etc.,*
34 *and any other changes to Chapter 2-1 that the council wants to make going forward.]*

1 **PART 4.** Section 2-1-22 of the City Code is amended to read:

2 **§ 2-1-22 MEMBERSHIP TERM AND LIMITATION.**

3 (A) A commissioner is appointed for a term of up to four years beginning February
4 1st. The tenure of a commissioner runs concurrently with the tenure of the city
5 council member who appoints the commissioner.

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6 (B) Except as provided in Subsection (C), a commissioner may not serve longer
7 than eight consecutive years on the same board. Service before July 31, 2015
8 is excluded in determining the number of years served.

9 (C) A commissioner who has served eight years on the same board is not eligible
10 for reappointment to that board until the expiration of two years after the last
11 date of the commissioner's service on that commission.

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12 ~~PART 4.~~ **PART 5.** Part 1 of this ordinance takes effect on _____,
13 2014, and expires on June 30, 2015. The other parts of this ordinance take effect on July
14 1, 2015.

15 **PASSED AND APPROVED**

16
17 §
18 §
19 _____, 2014 § _____
20 Lee Leffingwell
21 Mayor

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23
24 **APPROVED:** _____
25 Karen M. Kennard
26 City Attorney

27 **ATTEST:** _____
28 Jannette S. Goodall
29 City Clerk