

ORDINANCE NO. 2022-____

AN ORDINANCE OF THE CITY OF SAGINAW, TEXAS, AMENDING ARTICLE II, "ADVISORY RECREATION AND PARKS BOARD," OF CHAPTER 58, "PARKS AND RECREATION," OF THE SAGINAW CITY CODE, WHICH ESTABLISHES AN ADVISORY RECREATION AND PARKS BOARD AND PROVIDES FOR THE PURPOSES, ORGANIZATION, AND MEMBERSHIP OF THE BOARD; PROVIDING THAT THIS ORDINANCE IS CUMULATIVE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Saginaw is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code;

WHEREAS, the City Council of the City of Saginaw (City Council) has previously established an Advisory Recreation and Parks Board ("Board"); and

WHEREAS, the City Council has previously established regulations for the administrative governance of the Committee and now seeks to update those regulations.

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

SECTION 1.

That Sections 58-31, 58-32, 58-33, 58-34, and 58-35 of Article II, "Advisory Recreation and Parks Board," of Chapter 58, "Parks and Recreation," of the Saginaw City Code are hereby amended to read as follows:

"Sec. 58-31. Created; compensation; qualifications.

There is hereby created an advisory recreation and parks board of the city, consisting of seven regular members and two alternate members to be appointed by city council, said members to serve without compensation. All regular and alternate members must be qualified voters in the city and shall have resided in the city for a period of at least six months prior to their date of appointment. All regular and alternate members shall be subject to removal at any time by the city council. Alternate members should attend all meetings of the board, and may participate in discussions, but shall have no right to make motions or vote except when acting in the absence or disqualification of a regular member. Alternates shall be designated on their appointment as first and second alternate. On absence or disqualification of one or more regular members, alternates shall be requested by the chairperson of the board to act in place of the absent or disqualified member in numerical order of their respective alternate designations.

Sec. 58-32. Terms of members.

Regular members of said board shall be appointed to places one through seven, respectively.

Regular members shall be appointed to the odd-numbered places in odd-numbered years and to the even-numbered places in even-numbered years. Alternate members shall be appointed in even-numbered years. All members shall serve a term of two years from July 1 of the year of appointment until their successor is appointed.

Sec. 58-33. Duties.

(a) It will be the duty of the Board to:

- (1) Make recommendations and suggestions to the city council on the use, control and regulation of the parks and recreation centers and facilities of the city;
- (2) Review existing facilities to determine the need for expansion of the parks and recreation centers of the city;
- (3) Administer all gifts, bequests and legacies made to the city for park and recreation purposes for the benefit of the park and recreation system, subject to review and audit by the city manager and city council.

(b) Administration of regular budget items for park and recreation purposes shall be under the control of the city manager.

Sec. 58-34. Procedures.

(a) The board shall elect annually from its members a chairperson, a vice chairperson, a secretary, and a treasurer. Four members shall constitute a quorum for the transaction of business. The board shall prescribe its own rules as to meeting times and places and procedures to be followed at the meetings.

(b) The board shall hold at least one regular meeting each quarter and may call special meetings as necessary. Meeting agendas and minutes shall be posted on the board's webpage on the city's official website.

(c) Members shall complete all statutorily required open government training within 90 days of either the date upon which the member is sworn into service or the date by which the member assumes their responsibilities, whichever is sooner.

(d) The board shall provide an annual report to the city council, as well as additional or supplemental reports upon request of the city council.

Sec. 58-35. Authority.

The board is to be an advisory board only, as the name implies. All decisions and actions by the board are presented as recommendations to the city council for action.

SECTION 2.

This ordinance shall be cumulative of all provisions of ordinances and of the Saginaw City Code, and except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event the conflicting provisions of such ordinances and such Code are hereby repealed.

SECTION 3.

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

SECTION 4.

This ordinance shall be in full force and effect from and after its passage and approval, and it is so ordained.

PASSED AND APPROVED ON THIS ____ DAY OF _____, 2022.

MAYOR

ATTEST:

CITY SECRETARY

EFFECTIVE: _____

APPROVED AS TO FORM AND LEGALITY:

CITY ATTORNEY

