

RESOLUTION NO. 2021-R-5

A RESOLUTION OF THE VILLAGE OF VOLENTE, TEXAS, ADOPTING PROCEDURES AND POLICIES FOR THE APPOINTMENT OF STANDING COMMITTEE MEMBERS, PLANNING AND ZONING COMMISSIONERS, AND BOARD OF ADJUSTMENT MEMBERS FOR THE VILLAGE OF VOLENTE, TEXAS; REPEALER; SEVERABILITY; EFFECTIVE DATE; AND PROPER NOTICE.

WHEREAS, Section 2.03.031 of the Village of Volente Code of Ordinances (“Code”) provides that Standing Committee members shall be appointed by the Village Council at the first regular meeting following the village elections or as soon thereafter as possible; and

WHEREAS, Section 2.03.032 of the Code provides that each standing committee shall have a councilmember or the mayor as a voting member. Each year, at the first regular meeting after the swearing in of the new officials, the mayor will submit to council for approval a recommendation for the chair of each standing committee. The chair of each standing committee will be approved by council vote; and

WHEREAS, Section 9.02.191 of the Code provides the Village Council shall appoint the chair of the planning and zoning commission; and

WHEREAS, Section 9.02.102(a)(1) of the Code provides the Village Council shall choose the chair and vice-chair of the Board of Adjustment; and

WHEREAS, the Village of Volente desires to adopt procedures and policies to provide for the appointment of standing committee members, Planning and Zoning Commissioners, and Board of Adjustment members; and

WHEREAS, such procedures and policies will facilitate good, orderly government and promote the public health, safety, and general welfare of the citizens of the Village of Volente.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF VOLENTE, TEXAS, THAT:

1. FINDINGS OF FACT

The foregoing recitals are incorporated into this Resolution by reference as findings of fact as if expressly set forth herein.

2. ENACTMENT

The Village Council hereby approves the Policy for Appointing Standing Committee members, Planning and Zoning Commissioners, and Board of Adjustment members as presented in *Attachment "A"*, which is attached hereto and incorporated into this Resolution for all intents and purposes.

3. REPEALER

To the extent reasonably possible, resolutions are to be read together in harmony. However, all resolutions or parts thereof, that are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters regulated, herein.

4. SEVERABILITY

Should any of these clauses, sentences, paragraphs, sections, or parts of this Resolution be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Resolution.

5. EFFECTIVE DATE

This Resolution shall be effective immediately upon passage.

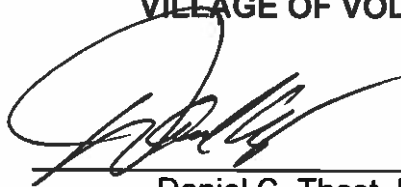
6. PROPER NOTICE & MEETING

It is hereby officially found and determined that the meeting at which this Resolution 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, Texas Government Code Chapter 551. Notice was also provided as required by Chapter 52 of the Texas Local Government Code.

PASSED & APPROVED this, the 19th day of October 2021 by the following City Council of Volente roll call vote:

Mayor Pro Tem Racht	<u> </u>	For	<u> </u>	against	<u> </u>	abstain	<u> X </u>	absent
Council Member Evans	<u> X </u>	For	<u> </u>	against	<u> </u>	abstain	<u> </u>	absent
Councilmember Hopkins	<u> X </u>	For	<u> </u>	against	<u> </u>	abstain	<u> </u>	absent
Councilmember Ruff	<u> X </u>	For	<u> </u>	against	<u> </u>	abstain	<u> </u>	absent
Councilmember Wilson	<u> X </u>	For	<u> </u>	against	<u> </u>	abstain	<u> </u>	absent

VILLAGE OF VOLENTE:



Daniel C. Thost, Mayor

ATTEST:



Sonja De La Fuente, City Secretary



Attachment "A"

Process for Appointment of Standing Committee members, P&Z commissioners, and BOA members

1. Residents will be notified at the regular November Council that Applications for all Standing Committees, P&Z and BOA are open as of the meeting date. The announcement should include which P & Z and BOA members terms are expiring and that all standing committee members' terms expire each year.
2. A post card will be mailed to all residents of the Village 10 days before the November Regular Council meeting. A notice should be placed on the Village Website and on the Village sign. The notice should include the open period based on the dates of the November and December regular meeting.
3. The application period will remain open until the Regular December Council Meeting. An announcement should be made at that the meeting that the application period is closed as of the day of the meeting.
4. Each applicant, including current members, for a Standing Committee must complete an application each year and submit the application to the City Secretary. Emails will be sent to notify the committee members to reapply if the member wants to serve again.
5. Members of the P&Z and BOA who want to continue to serve at the end of their term must complete a new application when their term is up. Emails will be sent to notify the P&Z Commissioners and BOA Members that their term expires, and the member needs to reapply if the member wants to serve again.
6. Recommendation for appointments to the standing committees will be made by the Council Member who chairs the committee at the January Council Meeting. The Council will approve the members of the committees. The P&Z and BOA membership will be made by the Council at the January Council Meeting.
7. Appointments of the Chairman of the P&Z and BOA and the Vice Chairman of the BOA will be made at the Regular January Council Meeting.
8. The Council may reopen the appointment process at any time during the year if the Council finds it necessary to do so.