

**AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING THE CITY OF PFLUGERVILLE CODE OF ORDINANCES TITLE III ADMINISTRATION, CHAPTER 31 DEPARTMENTS, BOARDS AND COMMISSIONS, SECTION 31.60 EQUITY COMMISSION, TO AMEND SECTION 31.63 TO ESTABLISH AN ALTERNATE MEMBER POSITION; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE AND REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND DECLARING AN EFFECTIVE DATE.**

**WHEREAS**, on July 14, 2020, The City Council of the City of Pflugerville amended the City of Pflugerville Code of Ordinances Title III Administration, Chapter 31 Departments, Boards and Commissions, establishing an Equity Commission with approval of Ordinance No. 1540-20-07-14; and

**WHEREAS**, the City Council of the City of Pflugerville now finds it appropriate to amend the City of Pflugerville Code of Ordinances Title III Administration, Chapter 31 Departments, Boards and Commissions, Section 31.63 to establish an alternate position on the Equity Commission;

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

**Section 1. Findings.** The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes and findings of fact.

**Section 2. Amendment to Municipal Code of Ordinances.** The Code of Ordinances of the City of Pflugerville, Texas, is hereby amended by amending Chapter 31, Departments, Boards and Commissions, Section 31.63 as follows with underlines being additions to the code and cross outs being deletions:

**§ 31.63 CREATION; MEMBERSHIP REQUIREMENTS.**

(A) Creation. There is hereby created the Equity Commission of the City.

(B) Membership.

1. All Commission members shall be appointed by the City Council and shall serve without compensation.
2. The Commission shall be composed of seven regular members to serve two-year terms and one alternate member to serve a one-year term. The alternate member shall attend all meetings but shall not vote except in the absence of a regular member.
3. Each candidate for appointment as a member of the Equity Commission shall be a registered voter of the city who has resided within the corporate city limits, or within

territory annexed prior to the appointment, for at least twelve months preceding the appointment. The Equity Commission shall, to the extent possible, be broadly representative of economic status, race, color, religion, gender, national origin, ancestry, marital status, physical or mental disability, sexual orientation and gender identity.

4. Commission members shall serve without compensation and shall not be employed by or hold any other position in city government. In addition to any other requirements prescribed by the City Council, members shall maintain the qualifications established by this section while in office.
5. Members of the Commission shall be limited to three consecutive full terms in office. A person who has served three consecutive full terms as a regular member may not again hold the same office until at least one term out of office has passed.
6. The terms of office of Commission members ~~is two years and shall commence on the first day of January. Initial appointments for establishment of the Commission shall be staggered and with partial terms, with three (3) members appointed with terms ending December 31, 2020 and four (4) members appointed with terms ending December 31, 2021.~~C The initial term of the alternate member shall commence upon appointment and shall end on December 31, 2021.

**Section 3. Repealer.** This Ordinance shall be cumulative of all other ordinances of the City of Pflugerville, and this Ordinance shall not operate to repeal or affect any other ordinances of the City of Pflugerville except insofar as the provisions thereof might be inconsistent or in conflict with the provisions of this ordinance, in which event such conflicting provisions, if any, are hereby repealed.

**Section 4. Severability.** If any provision of this Ordinance is illegal, invalid, or unenforceable under present or future laws, the remainder of this Ordinance will not be affected and, in lieu of each illegal, invalid, or unenforceable provision, a provision as similar in terms to the illegal, invalid, or unenforceable provision as is possible and is legal, valid, and enforceable will be added to this Ordinance.

**Section 5. Effective Date.** That this Ordinance will become effective on its adoption and passage by the City Council in accordance with Section 3.15(d) of the City Charter.

PASSED AND APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2021.

CITY OF PFLUGERVILLE, TEXAS

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By: Victor Gonzales Mayor

ATTEST:

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Trista Evans, City Secretary

APPROVED AS TO FORM:

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CHARLES E. ZECH, City Attorney  
DENTON NAVARRO ROCHA BERNAL & ZECH, PC