

ORDINANCE NO. _____

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 SECTIONS 31.61, 31.62, 31.63 TO TRANSITION THE EQUITY COMMISSION TO AN EQUITY ADVISORY BOARD, TO AMEND SECTION 31.66 TO AMEND BOARD MEETING REQUIREMENTS, TO AMEND SECTION 31.76 TO AMEND DUTIES OF THE BOARD, AND TO AMEND SECTIONS 31.65 FOR CONSISTENCY; 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. 1450-20-07-14; and

WHEREAS, on July 27, 2021, 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, amending the Equity Commission to establish an alternate member with approve of Ordinance No. 1503-21-07-27; and

WHEREAS, on January 10, 2025, 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, amending the Equity Commission officers of the annual report with approval of Ordinance No. 1574-23-01-10; 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, amending to transition the Equity Commission to an Equity Advisory Board, revise the Board's meeting requirements and duties, and update related provisions for consistency.

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 31.64 and Section 31.67 as follows with underlines being additions to the code and cross outs being deletions:

§ 31.61. SHORT TITLE.

This subchapter shall be known, and may be cited, as the Equity Advisory Board Ordinance of the City of Pflugerville, Texas.

§ 31.62. DEFINITIONS.

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

CITY. The City of Pflugerville.

ADVISORY BOARD. The Equity Advisory Board of the city.

EQUITY INITIATIVE. Assessment of specific policy, plan, or program raised by City Council, City Manager or community members to ensure fair outcomes for all.

§ 31.63. CREATION; MEMBERSHIP REQUIREMENTS.

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

(B) Membership.

- (1) All Advisory Board members shall be appointed by the City Council and shall serve without compensation.
- (2) The Advisory Board shall be composed of five regular members to serve two-year terms.
- (3) Each candidate for appointment as a member of the Equity Advisory Board 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 Advisory Board 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) Advisory Board members 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 Advisory Board shall be limited to three consecutive full terms. A person who has served three consecutive full terms as a regular member may not again be appointed until at least one term off the board has passed. The terms of board members shall commence on the first day of January.

§ 31.64. ORGANIZATION.

(A) Officers. The Advisory Board shall elect from its members, at the first meeting of the board held on or after January 1st of each year, a chair and a vice-chair who shall serve in said positions for terms of one year, or until their successors is elected.

(B) Rules of procedure. The Advisory Board shall establish rules of procedure consistent with city ordinances, resolutions, and regulations.

§ 31.65. DISMISSAL FROM BOARD.

(A) Advisory Board members shall actively participate in the Advisory Board's activities, and any member who is absent for three consecutive regular meetings of the Advisory Board without valid excuse, as determined by the Advisory Board, or moves one's residence outside the city limits, shall automatically be dismissed from membership.

(B) No member of the Advisory Board shall remain in their position after being elected or appointed to city, county or state board or office.

§ 31.66. BOARD MEETINGS.

(A) The Advisory Board shall hold one regular meeting each month, with additional meetings called as necessary by the Chair. Meetings may be canceled if no business is pending or as otherwise determined by the Chair. A majority of the Advisory Board members serving shall constitute a quorum to do business.

(B) All meetings shall be held in accordance with the Texas Open Meeting Act (TEX. GOV'T CODE, §§551.001 et seq.), as it now exists, or as same may hereafter be amended or codified, to the extent of its applicability to the Advisory Board.

(C) Every meeting of the Advisory Board shall be open to the public, except as may be authorized by the Texas Open Meetings Act.

§ 31.67. DUTIES OF THE BOARD.

(A) The Advisory Board shall serve in an advisory capacity to the City Council and act as an extension of support of the community as follows:

- (1) Review equity initiatives submitted with impartiality.
- (2) Create focused recommendations specific to Pflugerville related to equity and empowerment issues.
- (3) Actively engage and promote community awareness and education on the value of diversity.
- (4) Recommended actions will consider and promote equity on the basis of economic status, race, color, religion, gender, national origin, ancestry, marital status, lawful source of income, physical or mental disability, familial status, sexual orientation and gender identity.
- (5) Recommended actions will strengthen policies, practices, services and programs within the City

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 27th day of January, 2026.

CITY OF PFLUGERVILLE, TEXAS

By: Victor Gonzales Mayor

ATTEST:

Trista Evans, City Secretary

APPROVED AS TO FORM:

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