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## ARTICLE II

# PARKS AND RECREATION COMMISSION

### § 95.23 CREATION OF COMMISSION; MEMBERSHIP.

- (A) Creation. There is hereby created the Parks and Recreation Commission of the city.
- (B) Membership.
- (1) The Commission is composed of seven regular members and one alternate member who may serve in the absence of a regular member. ~~Membership shall include residents of both genders. One regular member of the Commission shall be a high school student. Liaisons to the Commission shall include a current high school student residing within the city limits of Pflugerville.~~
  - (2) All Commission members shall be appointed by the City Council and shall serve without compensation. Liaisons shall be appointed by the Commission and also serve without compensation.
  - (3) The term of office of Commission members is two years and shall commence on the first day of January. The term of the alternate is for one year and shall commence on the first day of January of each year. ~~The term of the student member thereafter is for one year, commencing on the first day of June of each year.~~

(Ordinance 229-86-5-27, passed 5-27-86; Am. Ordinance 348-92-2-25, passed 2-25-92; Ordinance 727-03-12-09, passed 12-9-03; Ordinance 856-07-01-09, § 2, passed 1-9-07)

### § 95.24 ORGANIZATION.

- (A) The Commission shall select from its members a Chair and Vice-Chair person and a Secretary. Such officers shall hold office for terms of one year or until their successors take office.
- (B) The Commission shall adopt, subject to the approval of the City Council, such rules and regulations governing its proceedings as it may deem proper. Such rules and regulations shall not be inconsistent or in conflict with the ordinances, resolutions, and regulations of the city.
- (C) The Commission shall abide by all rules and regulations established in the Public Parks Ordinance of the city. (See §§**95.01** through **95.08**)

(Ordinance 229-86-5-27, passed 5-27-86; Am. Ordinance 311-89-12-12, passed 12-12-89)

### § 95.25 DISMISSAL FROM COMMISSION.

- (A) Commission members shall actively participate in the Commission's activities, and any member who is absent for three consecutive regular meetings of the Commission without valid excuse, as determined by the Commission, or moves one's residence outside the city limits, shall automatically be dismissed from membership.
- (B) No member of the Commission shall remain in his/her position after being elected or appointed to city, county or state board or office.
- ~~(A) Members of the Commission shall be subject to dismissal by the Council for cause in accordance with the following provisions:~~
- ~~(1) Before the Council may take action to dismiss any member of the Commission, such member shall first~~

~~receive notice of the proposed dismissal and notice of the Council meeting at which the dismissal will be considered.~~

- ~~(2) Any member of the Commission informed of the action of the Council to dismiss such member may request a hearing before the City Council, prior to such dismissal becoming effective, by filing with the City Secretary a written request for hearing within five (5) days from the date of notification of the City Council's dismissal action.~~
- ~~(3) Upon filing of request for hearing, the member shall be provided with a bill of particulars statement which specifies the basis of the proposed dismissal and date and time of hearing thereon, which shall be at least five (5) days after receipt of the bill of particulars statement.~~
- ~~(4) Dismissal from the Commission shall become automatically effective and final if no request for hearing is received by the City Secretary by the end of such five (5) day period.~~
- ~~(B) Absence from three (3) consecutive regular meetings of the Commission within a calendar year, or moving one's residence outside the city limits, shall automatically create a vacancy on the Commission with respect to the position held by such Commission member.~~

(Ordinance 229-86-5-27, passed 5-27-86)

#### § 95.26 COMMISSION MEETINGS.

- (A) The Commission shall hold at least one (1) regular meeting each month and shall fix regular meeting dates at a regular meeting place. Special meetings may be called as necessary for the receipt of public input.
- (B) A majority of the Commission members serving on the Commission shall constitute a quorum to do business.
- (C) ~~Special meetings may be held upon call of the Chairperson, Mayor, City Manager, City Attorney, Director, or upon request of three or more members of the Commission.~~ All meetings shall be open to the public and 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.
- ~~(D) Every regular or special meeting of the Commission shall be open to the public, except as may be authorized by the Texas Open Meetings Act.~~

(Ordinance 229-86-5-27, passed 5-27-86; Am. Ordinance 311-89-12-12, passed 12-12-89)

#### § 95.27 DUTIES OF THE COMMISSION.

The Commission shall make recommendations to the Council related to the Department concerning those matters set forth in Section 8.07(c) of the Charter of the City, ~~Charter Sec. 8.07(c)~~ and shall serve as the affiliate of the City of Pflugerville as a member of Keep Texas Beautiful and execute additional duties so as to maintain standing.

(Ordinance 229-86-5-27, passed 5-27-86; Am. Ordinance 311-89-12-12, passed 12-12-89; Am. Ordinance 1071-11-02-22-0046, passed 2-22-11)

#### § 95.28 JURISDICTION.

The jurisdiction of the Commission shall not extend to property under the control or responsibility of any public works department of the city, including, but not limited to, well sites, sewer plants, drainage facilities, streets, and alleys. In the event of any conflict of jurisdiction arising between the Commission and any other department of the city, or in regard to any administrative detail thereof, the same shall be referred to the City Council and its decision thereon shall be final.

(Ordinance 229-86-5-27, passed 5-27-86; Am. Ordinance 311-89-12-12, passed 12-12-89)