

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~~Commission~~ 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.

~~COMMISSION. The Equity Commission of the city.~~

### **§ 31.63. CREATION; MEMBERSHIP REQUIREMENTS.**

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

(B) Membership.

- (1) All ~~commission~~Advisory Board members shall be appointed by the ~~city~~City council Council and shall serve without compensation.
- (2) The ~~commission~~Advisory Board shall be composed of ~~seven~~five 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~~Equity ~~commission~~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 ~~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~~Advisory Board 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 Ceity Ceouncil, members shall maintain the qualifications established by this section while in office.~~
- (5) Members of the ~~commission~~Advisory Board 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~~ be appointed until at least one term out of office off the board has passed. The terms of office of commission board members shall commence on the first day of January. The initial term of the alternate member shall commence upon appointment and shall end on December 31, 2021.

#### **§ 31.64. ORGANIZATION.**

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

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

#### **§ 31.65. DISMISSAL FROM COMMISSIONBOARD.**

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

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

#### **§ 31.66. ~~COMMISSION~~ BOARD MEETINGS.**

(A) The ~~Commission~~ Advisory Board shall ~~hold at least one regular meeting each quarter and shall fix regular meeting dates at a regular meeting place~~ meet on an ad-hoc basis. ~~Special~~ with meetings ~~may be~~ called as necessary by the Chair. A majority of the ~~Commission~~ 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 ~~Commission~~ Advisory Board.

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

#### **§ 31.67. DUTIES OF THE ~~COMMISSION~~ BOARD.**

(A) The ~~commission~~ Advisory Board shall serve in an advisory capacity to the ~~and render recommendations upon request of the Ceity Ceouncil and act as an extension of support of the community to include, without limitation,~~ as follows:

(1) Review equity initiatives submitted with impartiality.

(1)(2) Create focused recommendations specific to Pflugerville related to equity and empowerment issues.

(2)(3) Actively engage and promote community awareness and education on the value of diversity.

- ~~(3)(4)~~ Recommended actions will consider and Ppromote 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.
- ~~(4)(5)~~ Recommended actions will ~~Develop recommendations for actions to~~ strengthen policies, practices, services and programs within the City.
- ~~(5)~~ ~~Create a culture and framework of community equity, diversity and inclusion awareness efforts, programs and activities that are available and accessible to all community members.~~
- ~~(B)~~ ~~The commission shall provide upon request of the city council coordination, collaboration, innovation and focus to development effective solutions to address equity and empowerment issues.~~
- ~~(C)~~ ~~The commission shall provide an annual report to the city council by December 31st of each year and may be required to provide additional reports upon request of the city council.~~

**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 13<sup>th</sup> day of January, 2026.

CITY OF PFLUGERVILLE, TEXAS

\_\_\_\_\_  
By: Doug Weiss, 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