

ORDINANCE 19 - 17

AN ORDINANCE OF THE CITY OF COMMERCE, AMENDING CHAPTER 10, ARTICLE I OF THE CITY OF COMMERCE CODE OF ORDINANCES BY AMENDING SECTION 10-11, TITLED ANIMAL SHELTER ADVISORY COMMITTEE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE CITY OF COMMERCE, TEXAS:

SECTION 1. AMENDMENT.

The Code of Ordinance for the City of Commerce is hereby amended to include the following section in accordance with Title 10, Chapter 823 of the Texas Health & Safety Code:

SEC. 10-11 Animal Shelter Advisory Committee

- (a) The City Council shall appoint a six (6) person Animal Shelter Advisory Committee. The Committee shall be composed of at least one licensed veterinarian, one county or municipal official, one person whose duties include the daily operation of the animal shelter and is employed by the City as an animal control officer, one representative from an animal welfare organization and two citizen(s).
- (b) The Animal Shelter Advisory Committee shall meet at a minimum of three times per year.
- (c) The Animal Shelter Advisory Committee shall be limited to the following tasks and responsibilities:
 - 1. The Animal Shelter Advisory Committee shall meet to discuss ideas that will help insure that the animal shelter is in compliance with the State Department of Health rules and pertaining to animal shelters;
 - 2. The Animal Shelter Advisory Committee shall meet to make recommendations, for the betterment of the community, concerning operations, policies, procedures, new programs, and the improvement of existing programs.
- (d) The terms of office of each member of the Animal Shelter Advisory Committee shall be two (2) year terms with staggered appointments except that three members will be initially appointed to a three (3) year term of office and in accordance with this section thereafter. The City Council shall fill any and all vacancies on the Committee excluding the Animal Control Officer.
- (e) The City Council shall appoint a chairperson for a two-year term. In addition, the Committee shall have a vice chairperson and a secretary who are elected by its members for two-year terms. The secretary of the committee shall keep a record of all proceedings of the committee. These records shall be kept on file in the City Secretary's Office.
- (f) All members of the Committee are subject to removal in accordance with the City Council's current policy with regard to required attendance at city board,

commission and committee meetings. In addition, the members of the committee may be removed at any time by the City Council with or without cause.

SEC 10-12 QUORUM; VOTING

Four board members shall constitute a quorum of the board for the purpose of conducting its business, exercising its powers and for all other purposes. No action of the board shall be valid or binding unless adopted by the affirmative vote of a majority of those board members present and voting.

SEC 10-13 POWERS AND DUTIES

- (a) The board shall act in an advisory capacity to the City Staff and the City Council in any matter pertaining to compliance with V.T.C.A., Health and Safety Code § 823.001 et seq.
- (b) The board's authority shall not extend to the direction, supervision, employment or termination of the city employees. No supervisory power of the board is created.
- (c) The board shall not have the power to obligate the city for funds and/or expenditures or incur any debt on behalf of the city.
- (d) All powers and duties prescribed and delegated herein are delegated to the board, as a unit, and all action hereunder shall be of the board acting as a whole. No action of an individual board member is authorized, except through the approval of the board or city council. The board shall have any other power and/or duty as prescribed and authorized by the City Council.

SECTION 2. All ordinances and parts of ordinances inconsistent with or in conflict with the provisions of this Ordinance shall be and the same are hereby expressly repealed.

SECTION 3. If any section, subsection, word, sentence, or phrase of this ordinance is declared to be invalid it shall not affect the validity of this ordinance.

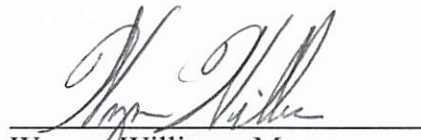
PASSED AND APPROVED on the **FIRST READING** at a regular meeting of the City Council of the City of Commerce, Texas on this the 17th day of November 2019.

PASSED AND APPROVED on the **SECOND READING** at a regular meeting of the City Council of the City of Commerce, Texas on this the ____ day of November 2019.

ATTEST:

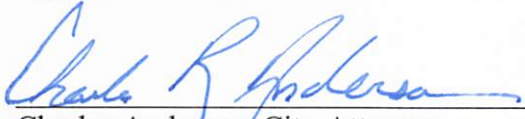

Molly Jacobsen, City Secretary

CITY OF COMMERCE:


Wyman Williams, Mayor

(seal)

Approved as to form:


Charles Anderson, City Attorney

I, Molly Jacobsen, City Secretary of the City of Commerce, Texas, do hereby certify that the above is a true and correct copy of an ordinance, and that the same has not been repealed and is in full force and effect.


Molly Jacobsen, City Secretary

(seal)