

CITY OF KERRVILLE, TEXAS
ORDINANCE NO. 2024-14

AN ORDINANCE DECLARING THE ADOPTION OF AMENDMENTS TO THE CITY OF KERRVILLE, TEXAS, CHARTER IN ACCORDANCE WITH THE ADOPTION OF PROPOSITIONS A B, C, E, G, H, AND I AT THE SPECIAL ELECTION HELD ON MAY 4, 2024; ADOPTING THE CHARTER, AS AMENDED; PROVIDING AN EFFECTIVE DATE; AND PROVIDING OTHER MATTERS RELATED TO THIS SUBJECT

WHEREAS, on February 25, 1942, a home-rule Charter was adopted for the City of Kerrville, Texas; and

WHEREAS, the City Charter is a document prepared by the citizens of the City providing direction to the City government on how to operate; and

WHEREAS, since 1942, the Charter has been amended ten times, with the last comprehensive review occurring in 2018-19; and

WHEREAS, Section 12.06 of the Charter requires a periodic review to help ensure that the document is current and that it properly reflects the overall directions of this community; and

WHEREAS, in August 2023, City Council appointed persons to a Charter Review Commission ("CRC") and charged it with reviewing and proposing amendments to the Kerrville City Charter; and

WHEREAS, following a series of meetings, the CRC presented its *Report of Proposed Charter Amendments* (the "Report") to City Council in December 2023 at a public meeting; and

WHEREAS, the Council reviewed the Report and after considering the CRC's proposed amendments, the Council called a Special Election for May 4, 2024 for a vote of the electors to consider the approval or rejection of various amendments to the Charter, the amendments being in the form of Propositions A through J; and

WHEREAS, at the Special Election on May 4, 2024, voters approved by majority vote Propositions A, B, C, E, G, H, and I, and voted not to approve Propositions D, F, and J, thereby amending the Charter in this manner; and

WHEREAS, at a special meeting held on May 14, 2024, which was open to the public, City Council canvassed the results of this Special Election and adopted Resolution No. 14-2024, which approved and declared the results of this election; and

WHEREAS, City Council finds it to be in the public interest to declare the adoption of the amendments to the City's Charter, and to adopt the amended Charter, in accordance with Chapter 9, Texas Local Government Code, and Section 12.07 of the Charter;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KERRVILLE, KERR COUNTY, TEXAS:

SECTION ONE. Propositions A, B, C, E, G, H, and I, as approved during the Special Election held on May 4, 2024, and which contained amendments to the City's Charter, are declared adopted. This declaration serves as an order pursuant to Section 9.005(b) of the Texas Local Government Code. The City Secretary shall record this order in the City's official records.

SECTION TWO. In accordance with Section 12.07 of the Charter, and based upon the amendments, the Charter has been renumbered and rearranged as appropriate, and the City Council authorizes such changes.

SECTION THREE. The newly revised Charter, including the amendments resulting from the passage of Propositions A, B, C, E, G, H, and I, is attached as **Exhibit A**, made a part hereof for all purposes, and is adopted in this form by City Council.

SECTION FOUR. In accordance with Section 9.007(a) of the Texas Local Government Code and following adoption of this Ordinance, the Mayor shall certify to the Texas Secretary of State an authenticated copy of the Charter, as amended, under the City's seal showing the approval by the voters of the City.

SECTION FIVE. The City Secretary, pursuant to Section 9.008(a) of the Texas Local Government Code, shall record the revised Charter, as amended by the voters, in the City Secretary's records.

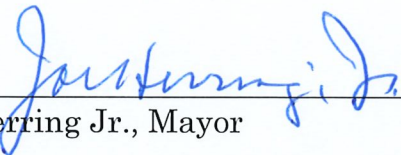
SECTION SIX. The provisions of this Ordinance are to be cumulative of all other ordinances or parts of ordinances governing or regulating the same subject matter as that covered therein and does not repeal any provision of said ordinances.

SECTION SEVEN. If any section, subsection, sentence, clause, or phrase of this Ordinance or any appendix thereof is, for any reason, held to be unconstitutional or invalid, such holding does not affect the validity of the remaining portions. The City Council of the City of Kerrville, Texas, declares that it would have passed this Ordinance and its exhibit and each section, subsection, sentence, clause, or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared unconstitutional or invalid.

SECTION EIGHT. Following adoption of this Ordinance upon second reading, the amendments, and the newly revised Charter shall become effective immediately.

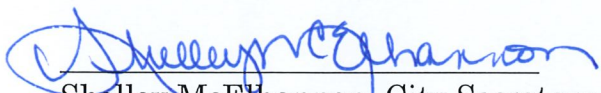
PASSED AND APPROVED ON FIRST READING, this the 14 day of MAY, A.D., 2024.

PASSED AND APPROVED ON SECOND AND FINAL READING, this the 28 day of MAY, 2024.




Joe Herring Jr., Mayor

ATTEST:



Shelley McElhannon, City Secretary

APPROVED AS TO FORM:



Michael C. Hayes, City Attorney