

**AN ORDINANCE AMENDING CITY OF LAMPASAS CODE OF ORDINANCES
CHAPTER 2, ADMINISTRATION, ARTICLE II, BOARDS, COMMITTEES AND
COMMISSIONS, ADDING NEW DIVISION 4, ENTITLED “GUTHRIE COMMITTEE”
RELATED TO OVERSIGHT OF BEQUEATHED FUNDS FOR THE LAMPASAS
PUBLIC LIBRARY SECTION 2-81; PROVIDING A SEVERABILITY CLAUSE; AND
PROVIDING AN EFFECTIVE DATE**

WHEREAS, the City of Lampasas Public Library recently received a bequest of a significant funding source for use by the Lampasas Public Library, and the City Council accordingly finds it proper and prudent to establish a Committee, to be known as the “Guthrie Committee”, in honor of the bequestor, to evaluate, consider and make recommendations to the City Council and management concerning proposed future expenditures to benefit the Lampasas Public Library; and

WHEREAS, therefore, the Council hereby acts to amend the City’s Code of Ordinance, Chapter 2, “Administration”, Article II, “Boards, Committees and Commissions” by adding a new Division 4, to be entitled “Guthrie Committee”, as detailed herein, below.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAMPASAS, TEXAS, THAT:

Part 1: That Chapter 2, “Administration”, Article II, “Boards, Committees and Commissions” is hereby amended by adding the following new provisions:

DIVISION 4. GUTHRIE COMMITTEE

Sec. 2-81. – Guthrie Committee Established.

- (a) *Created.* There is hereby created and established a committee of the City of Lampasas, Texas to be known as the Guthrie Committee, hereinafter referred to as "the committee", which shall be charged with the duties and responsibilities outlined herein.
- (b) *Appointments.* The city council shall appoint the initial membership of the committee according to the terms and requirements outlined below. The initial membership of the committee shall be two (2) members from the Lampasas Public Library Advisory Board, two (2) members from the Library Foundation Board and one (1) member from the City Council. The city council shall appoint persons to fill expired and/or vacated unexpired terms, as necessary, taking into consideration any recommendations made by the committee concerning individuals the committee believes would be appropriate to fill such expired and/or vacant terms. Any person appointed to fill a vacant and unexpired term shall serve only the remaining unexpired portion of the original term.
- (c) *Membership.* The committee shall consist of five (5) members, all of which shall be residents of the Lampasas Public Library service area as outlined in the library circulation policy. At least a majority of the committee shall be made up of members who reside within the city limits, but more than a majority may be city residents, at the sole discretion of the city council.

Members shall serve without compensation. The Library Director, or the director's designated representative, shall serve as an ex-officio, non-voting, member of the committee, and shall provide staff support to the committee, as required.

- (d) *Terms of members.* The committee members shall serve two-year terms. Terms of service shall begin immediately upon appointment and shall expire on September 30 of the second year of service by the member. Members may be reappointed by the council to successive terms of service, with no limits. To accomplish staggering of service terms, the initial terms of service shall be as follows:

two (2) initial appointees shall be appointed to serve terms of one year each;

three (3) initial appointees shall be appointed to serve terms of two years each; and

subsequently, each committee member will serve for a two year term, thereafter.

- (e) *Removal of members.* Members of the committee may be removed, for cause or no cause, by a majority vote of the City Council.
- (f) *Election of officers.* The committee shall elect a chairperson, vice-chair, and such other officers of the committee may deem necessary. These officers are to be chosen from among the committee membership, initially, and shall serve in the appointed officer capacity for two years or until their successors are elected.
- (g) *Rules and bylaws.* The committee shall adopt Rules of Procedure, and formal by-laws, which shall conform as nearly as possible to the rules and policies governing the city council and other city committees. Such rules and by-laws shall not conflict with the terms of the city's ordinances or rules. Such rules and by-laws shall address, among other things, regular and special meetings, all of which must be open to the public, a record of its proceedings, which shall be of public record, and parliamentary procedure. The committees draft rules and by-laws shall be approved by the City Manager prior to final approval by the vote of the committee.
- (h) *Powers and duties.* The committee shall be advisory in nature, only, and shall generally consider, evaluate, and recommend to the City potential appropriate uses of the bequeathed funds for the benefit of the Lampasas Public Library. The ultimate implementation of any project or plan suggested by the committee shall be the sole responsibility of the City and the city staff. The committee shall make approved copies of its minutes available to the city council, upon request.
- (i) Guthrie Committee members who are serving at the time that a family member, within the second degree of affinity or within the third degree by consanguinity becomes a council member, mayor or city manager, shall immediately be considered to have resigned from their position on the committee on the date that the member's relative takes the oath of office to hold the council position or on the date the member's relative is retained as the city manager.

Secs. 2-82—2-90. - Reserved.

PART 2: If any provision or part of a provision of this ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, that holding shall not invalidate or impair the validity, force or effect of any other part or provisions of this ordinance or Code of Ordinances, of the City of Lampasas, Texas.

PART 3: This Ordinance supersedes and repeals all ordinances or parts of ordinances, if any, in conflict herewith, however, such present ordinances shall remain in full force and effect until the effective date of this Ordinance.

PART 4: This Ordinance shall take effect upon the date of final passage noted below, or when all applicable publication requirements, if any, are satisfied in accordance with the City's Charter, Code of Ordinances, and the laws of State of Texas.

PASSED AND APPROVED on **First Reading** on this, the 11th Day of September, 2017.

PASSED AND APPROVED on **Second Reading** on this, the 25th Day of September, 2017.

APPROVED:

ATTEST:

Misti Talbert, Mayor

Christina Marez, City Secretary

APPROVED AS TO FORM:

Jo-Christy Brown, City Attorney

[Signature of Attorney Provided on Separate Page, to be Attached]