

CITY OF DRIPPING SPRINGS

ORDINANCE No. 7000.11

**TRANSPORTATION COMMITTEE**

AN ORDINANCE AMENDING ARTICLE 2.04, CHAPTER 2 OF THE DRIPPING SPRINGS CODE OF ORDINANCES; ESTABLISHING A TRANSPORTATION COMMITTEE; PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; ENACTMENT; REPEALER; SEVERABILITY; CODIFICATION; EFFECTIVE DATE; AND PROPER NOTICE & MEETING.

**WHEREAS,** the City Council of the City of Dripping Springs (“City Council”) seeks to establish a transportation committee to promote the safety of persons and property in the City limits and the extraterritorial jurisdiction; and

**WHEREAS,** the City Council finds that establishing a transportation committee to develop the City’s transportation plan will prevent disconnected residential and nonresidential developments and uncoordinated transportation development; and

**WHEREAS,** pursuant to Texas Local Government Code Section 51.001, the City has general authority to adopt an ordinance or police regulation that is for the good government, peace or order of the City and is necessary or proper for carrying out a power granted by law to the City; and

**WHEREAS,** the City Council finds that the amendments imposed by this Ordinance are characterized as reasonable, necessary, and proper for the good government of the City.

**NOW, THEREFORE, BE IT ORDAINED by the Dripping Springs City Council:**

**1. FINDINGS OF FACT**

The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein.

**2. ENACTMENT**

Chapter 2, Article 2.04 of the City of Dripping Springs Code of Ordinances is hereby amended to read in accordance with *Attachment A*, which is attached hereto and incorporated into this Ordinance for all intents and purposes. Any underlined text shall be inserted into the Code and any struck-through text shall be deleted from the Code, as stated on *Attachment A*.

**3. REPEALER**

All ordinances, resolutions, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

**4. SEVERABILITY**

Should any of the clauses, sentences, paragraphs, sections or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

**5. CODIFICATION**

The City Secretary is hereby directed to record and publish the attached rules, regulations and policies in the City’s Code of Ordinances as authorized by Section 52.001 of the Texas Local Government Code.

**6. EFFECTIVE DATE**

This Ordinance shall be effective immediately upon passage and publication of caption.

**7. PROPER NOTICE & MEETING**

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551. Notice was also provided as required by Chapter 52 of the Texas Local Government Code.

**PASSED & APPROVED this, the 13<sup>th</sup> day of May 2014, by a vote of   5   (*ayes*) to   0   (*nays*) to   0   (*abstentions*) of the City Council of Dripping Springs, Texas.**

**CITY OF DRIPPING SPRINGS:**

*by:* \_\_\_\_\_

Mayor Pro Tem Foulds

**ATTEST:**

\_\_\_\_\_

Jo Ann Touchstone, City Secretary

**City of Dripping Springs**  
**CODE OF ORDINANCES**  
**TITLE 1: GENERAL ORDINANCES**  
**CHAPTER 2: ADMINISTRATION AND**  
**PERSONNEL**  
**ARTICLE 2.04: BOARDS, COMMISSIONS, AND**  
**COMMITTEES**

**Division 6. Transportation Committee**

**Sec. 2.04.125 Title**

This division shall be commonly cited as the "transportation committee ordinance".

**Sec. 2.04.126 Purpose**

This article provides standards for the formation, function, and responsibilities of an advisory transportation committee tasked with representing various citizen groups and their interests as part of the city council's greater discussion of transportation, its planning, and its improvements.

This article is in furtherance of good government and public safety. Through these regulations, the city seeks to promote the safety of persons and property by preventing:

- (A) Uncoordinated transportation development that threatens public safety; or
- (B) Disconnected residential and business development that reduces the efficiency and operation of good government and order.

**Sec. 2.04.127 Scope**

This article applies to all property within the incorporated municipal boundaries (i.e., city limits) and the extraterritorial jurisdiction (ETJ).

#### **Sec. 2.04.128 Definitions**

(a) Rules of interpretation. Words and phrases used in this article shall have the meanings set forth in this section. Terms that are not defined below, but are defined elsewhere in the Code of Ordinances, shall be given the meanings set forth in the code. Words and phrases not defined in the Code of Ordinances shall be given their common, ordinary meaning unless the context clearly requires otherwise. When not inconsistent with the context, words used in the present tense shall include the future tense, words in the plural number shall include the singular number (and vice versa), and words in the masculine gender shall include the feminine gender (and vice versa). The word “shall” is always mandatory, while the word “may” is merely directory. Headings and captions are for reference purposes only.

(b) Specific definitions.

Committee. The transportation committee created herein.

Transportation Master Plan. A non-binding, guidance document utilized for municipal planning purposes, which contains a vision statement, Capital Improvement Project options, and roadway maintenance project lists.

#### **Sec. 2.04.129 Membership; meetings**

(a) Number of members.

- (1) The committee will have seven (7) voting members, one of whom will be the committee chair appointed by the city council. A vice-chair will be selected by the chair and approved by a majority of the transportation committee members. The vice-chair will serve as the chair in the absence of the chair.
- (2) Four municipal members of the committee are 1) a member from City Council; 2) a member from Planning and Zoning Commission; 3) the Planning Director; and 4) the City Engineer. The City Council and Planning and Zoning Commission shall nominate and vote on their respective member to serve on the committee.
- (3) Three public members of the committee shall be residents of either the City limits or its ETJ. No less than one public member will reside within the City Limits.
- (4) The committee may have subcommittees of at least three (3) members, one of whom will be the subcommittee chair designated by the subcommittee at its first meeting. A vice-chair will be selected by the chair and approved by a majority of the subcommittee members. The vice chair will serve as the subcommittee chair in the absence of the chair. Subcommittees may invite input from noncommittee members.

- (5) The committee may add non-voting members on an as-needed basis as approved by a majority of the committee.
- (b) Terms of members. Municipal members of the committee will serve at the pleasure of the bodies that appointed them. The public committee members will serve a two-year term, at the will of the city council. There is no limit as to how many terms a member may serve. Vacancies may be filled by appointment, with the appointed replacement member being bestowed the remainder of the unexpired term.
- (c) Member selection.
- (1) Every two (2) years on even years starting in June, 2014, city staff will prepare a slate of nominees for city council consideration. The slate will include nominees including but not limited to those with a background and experience in civil engineering, land/transportation planning, real estate/development, business ownership, and alternative mobility. The slate will only include individuals that city staff has contacted and who have expressed an interest and availability to serve. Potential nominees may express interest in the committee by contacting the city secretary in writing.
- (2) The city council will approve, reject, or modify the list.
- (d) Resignation; vacancies. A committee member may resign by notifying the city secretary in writing of his or her intent to resign. A failure to attend three or more sequential committee meetings without approval from the chair will constitute a de facto notification of intent to resign. Members appointed to fill a vacancy will complete the unexpired portion of the term.
- (e) Meetings.
- (1) The committee will meet monthly at city hall, as coordinated with and arranged by city staff. Agendas will be drafted by the committee chair, under the advisement of committee members.
- (2) Committee designated subcommittees may meet more often, as coordinated with and arranged by city staff. Agendas will be drafted by the subcommittee chair, under the advisement of subcommittee members.
- (3) The committee will make a report to the city council at the first meeting of each month to update the council on projects and progress.

#### **Sec. 2.04.130 Authority**

The committee has no authority to make decisions binding on the city. The committee's functions are purely advisory and not subject to the Open Meetings Act.

#### **Sec. 2.04.131 Responsibilities**

- (a) The committee is responsible for organizing an inclusive process for assessing community needs and priorities in an orderly fashion, and providing the council with guidance via a proposed transportation master plan that reflects the skills, creativity, vision, and cooperation of the committee, its members, and any advisors.
- (b) After the final transportation master plan is adopted by city council, the committee will continue to advise the council on carrying out the plan. The committee may review proposed subdivision and site development plans and make recommendations to assure conformance with the transportation master plan.
- (c) The city council should consider updating the transportation master plan every five years, at which time the transportation master plan drafting process described below will begin again.
- (d) The committee shall advise the council on budgeting for transportation-related needs.

#### **Sec. 2.04.132 Drafting of transportation master plan**

- (a) Functions of committee. The committee's function is to study the city's transportation status, assess opportunities for improvements, and suggest guidelines to the city council for collaboration and growth that will effectively move the city from its current status towards future opportunities for traffic safety and circulation enhancements.
- (b) Contents of plan. The committee is tasked with drafting a transportation master plan that identifies:
  - (1) A vision statement to drive future transportation safety and circulation improvements and enhancements;
  - (2) Capital Improvement Project options the city can implement/complete in the next five years, along with each project's necessary participants, strengths, weaknesses, draft budget, and timeline.
  - (3) Roadway maintenance project options the city can implement/complete in the next three years, along with each project's necessary participants, strengths, weaknesses, draft budget, and timeline.

#### **Sec. 2.04.133 Presentation of transportation plan**

- (a) Schedule. The transportation plan will be presented to the city council in written and presentation format in phases over the course of one year. The presentations over the course of the committee's first year will include:
  - (1) Draft Presentation to P&Z
  - (2) Draft Presentation to Council

- (3) Public Forums
- (4) Final Presentation to P&Z
- (5) Final Presentation to Council

(b) Public access to information. The committee's work and work product will be subject to the Public Information Act, chapter 552 of the Texas Government Code.

**Sec. 2.04.134 Support**

- (a) City staff will provide logistical support to the committee and its subcommittees, as defined by access to city facilities for purposes of public meetings, access to city resources for purposes of copies and communications, and a designated staff liaison to coordinate and direct such support.
- (b) The city website will provide a page via the staff liaison upon which the committee may post:
  - (1) Meeting information;
  - (2) Agendas and minutes; and
  - (3) Resource materials, if any.

**Sec. 2.04.135 - Sec. 2.04.149 Reserved**