

Mayor ~ Blake Margolis
Mayor Pro Tem – Jeff Winget
Deputy Mayor Pro Tem ~
Debra Shinder
City Council ~
Brian Galuardi
Matt Grubisich
Mike Britton
Pamela Bell

City Manager ~ Brian Funderburk



City of Rowlett www.rowlett.com
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*A well-planned lakeside community of
quality neighborhoods, distinctive
amenities,
diverse employment, and
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THE place to live, work and play.*

ECONOMIC DEVELOPMENT ADVISORY BOARD AGENDA

Tuesday, February 21, 2023 at 8:30 a.m.
Rowlett Area Chamber of Commerce
4418 Main Street, Rowlett, TX 75088

City of Rowlett Economic Development Advisory Board meetings are available to all persons regardless of disability. If you require special assistance, please contact the City Secretary at 972-412-6115 or write 4000 Main Street, Rowlett, Texas, 75088, at least 48 hours in advance of the meeting.

- 1) Call to Order
- 2) Citizens Input

Process for Public Input: If you are not able to attend in person, you may complete the [Public Input Form](#) on the City's website by 3:30 p.m. the day prior to the meeting. All forms will be forwarded to the Board prior to the start of the meeting. Rules of Conduct and time limit given to be adhered.

- 3) Consider approving the minutes from the January 17, 2023 meeting
- 4) Board Members share topics and ideas related to Economic Development
- 5) City Knowledge and Learning Items
 - a. Knowledge Topic – Economic Update-CoStar Economist Bill Kitchens
 - b. Economic Development Department Update
 - c. Rowlett Chamber/Chamber Foundation Update
 - d. GISD Update
- 6) Discussion Regarding EDAB Composition
- 7) Public Announcement. Members of the Board and/or staff may make announcements of local civic events. No member of the board or commission may discuss nor take any action with regard to the announcements.
- 8) Members of the board may request topics for future agenda meetings. No member of the board or commission may discuss any of the requested subjects until such matter has been properly placed on a posted agenda.
- 9) Adjournment

A handwritten signature in black ink that reads "Libbey M. Tucker".

Libbey Tucker, Director of Economic Development



AGENDA DATE: 2-21-2023

AGENDA ITEM: 6

TITLE

Discussion Regarding EDAB Composition

STAFF REPRESENTATIVE

Libbey Tucker, Director of Economic Development

EXECUTIVE SUMMARY

It has come to our attention that there are conflicts in the guiding documents for the composition of the Economic Development Advisory Board. Those guiding documents are Ordinance 2-5-02B, the Boards and Commission Handbook, and the cooperative agreement the City has with the Chamber of Commerce. All of these documents are attached to this report for reference. Staff would like to put this before the Board to receive guidance on the preference for “truing up” the documents and moving forward with a recommendation to City Council to modify the documents.

BACKGROUND INFORMATION

The current composition of the 11 EDAB members is as follows:

Current Composition

- City Council Appointees (4 by Ordinance):

City Council appointees: Mayor Blake Margolis, Councilmember Brian Galuardi, Mick Donnelly, Michael Weaver (terms ending in 2024) and Paula Allen who was appointed by previous mayor Tammy Dana-Bashain in 2021. Her term will expire this coming October (2023). It appears that Tammy didn't appoint a Councilmember to serve but a resident instead.

The Ordinance states that the Mayor shall serve as one of the appointed, a Councilmember (selected annually) and two citizens with two-year alternating terms. (Michael and Mick are on the same term length.)

- Chamber of Commerce Voting Member Appointees (3 by Ordinance):

Chris Kizziar, Eva Hummell, & Tori Owens (2023 Chamber Chairperson)

The ordinance states that the Chamber Board may appoint three voting members by Ordinance on two-year alternating terms. The Handbook says one appointee should be the Chamber Chair, but the ordinance doesn't reference this. Additionally, the Chamber Chairperson typically changes annually, so a two-year term isn't possible.

- Ex-Officio Members (appointed by their job role-there are currently four):

Brian Funderburk, City Manager

Michael Gallops, Executive Director, Rowlett Chamber of Commerce

Larry Glick, GISD Trustee

Mark Hall (past chair) is representing the Chamber Foundation, per the Agreement with the City, which is not referenced in the Ordinance or the Handbook.

The Ordinance also states that the GISD Superintendent is to appoint an administrative staff person. We do not have this representative.

Ordinance Language

Ordinance 2-5-02B that established EDAB (11 members), attached as **Attachment One**, states in Section 2-131 that:

The city council shall appoint four members to the economic development board. The mayor shall serve as one of those appointees, and a councilmember shall also be selected on an annual basis to serve on the board. The two remaining council-appointed positions shall be filled by citizens who shall serve two-year alternating terms.

The chamber of commerce board of directors shall appoint three members to the board, who shall also serve two-year alternating terms.

The council authorizes four ex officio nonvoting members to serve on the board: the city manager, the chamber of commerce executive director, GISD board of trustees representative (as designated by the GISD superintendent), and GISD administrative staff (as designated by the superintendent).

The board members shall select a chairperson from any of its voting members.

Handbook Language (adopted by Resolution 100-16, Sept. 20, 2016)

The Boards and Commission Handbook is attached to this report as **Attachment Two**. The language pertaining to EDAB can be found in Section 5.4 on document page 11 and is as follows:

The [EDAB] board consists of seven (7) [voting] members, four (4) of whom are chosen by the City Council. These four (4) include the Mayor or Mayor's designee, a City Councilmember and two (2) citizens. The City Councilmember and Mayor shall be selected for one-year terms. The citizen members shall be selected for rotating two-year terms.

The other three (3) members are selected by the Rowlett Chamber of Commerce, also to two-year alternating terms, one of which shall be the current Chamber of Commerce Chair (or the Chair's designee if the Chair is unable to attend), and the other two (2) shall be appointed by the Chamber of Commerce on an annual basis.

The handbook states one of the Chamber appointees will be the Chamber Chairman, but it doesn't state this in the ordinance.

The City Manager, Chamber of Commerce Executive Director, Garland Independent School District staff member and Garland Independent School District board member shall serve as the four ex-officio members.

Cooperative Agreement with the Chamber of Commerce

The City has a five-year agreement, dated March 21, 2018, with the Chamber providing for an annual grant of \$50,000 that outlines the associated provisions and requirements. This document is attached as **Attachment Three**.

With regard to the EDAB Board representation, it states in Section VI that:

The City agrees that the Chamber will provide three voting members seats on the Economic Development Advisory Board as well as ex-officio seats for each the Chamber CEO/President *and the Rowlett Chamber Foundation*.

This is the only document where the reference to a representative from the Chamber Foundation appears.

DISCUSSION

The EDAB Board needs to decide on the following:

- How should the City Council resident representatives complete their terms?
- Should an ex-officio representative from the Chamber Foundation be added to the ordinance and handbook language?
- Should an ex-officio staff appointee from GISD be requested?

I would also ask that consideration be given to always having a representative from the development community on EDAB. This could be someone who is an architect, engineer, home builder, or commercial developer. Many other economic development boards do this. Currently, Mick Donnelly fills this request, and we have had architects in the past, but I'd like consideration to be given that one of the City appointees fills this role.

Additionally, should consideration be given to also have a Rowlett business person on the Board who is able to give a perspective from the business community? Ideally, the Chamber would appoint such an individual and Chris Kizziar currently fills this role, however, it is not a requirement.

Continued next page

RECOMMENDED ACTION

Staff recommends at a minimum:

1. Updating the ordinance to include the Ex-Officio member from Chamber Foundation, if it is still desired to have an ex-officio representative from there. (If not, we need to modify the Chamber Agreement as well.)
2. Denote that of the three Chamber voting representatives, two will be appointed to two-year alternating terms and that one will be the Chairperson, appointed annually.
3. Let Paula Allen serve out her term this year.
4. Designate a member of the development community to serve as one of the city appointees.
5. Designate that a Rowlett businessperson be one of the Chamber's voting member appointees.
6. "True Up" the handbook so it aligns with ordinance language
7. Contact the Superintendent about designating a staff representative.

ATTACHMENTS

Attachment One – Ordinance 2-5-02B Establishing EDAB

Attachment Two - Boards and Commissions Handbook

Attachment Three – Resolution 029-18 & Chamber Agreement

CITY OF ROWLETT, TEXAS

ORDINANCE NO. 2-5-02B

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROWLETT, TEXAS, REPEALING ORDINANCE 2-1-00B AND REPLACING IT IN ITS ENTIRETY; MEMORIALIZING THE ESTABLISHMENT OF THE ECONOMIC DEVELOPMENT DEPARTMENT OF THE CITY; PROVIDING FOR THE DESCRIPTION OF THE ECONOMIC DEVELOPMENT ADVISORY BOARD; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, *the City Council desires to update the provisions of Ordinance 2-1-00B related to the Economic Development Department and Economic Development Advisory Board, and*

WHEREAS, *the City Council finds it more efficient to repeal and replace Ordinance 2-1-00B in its entirety with the following provisions, for ease of future reference; NOW THEREFORE,*

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROWLETT, TEXAS:

Section 1. That in order to promulgate and prompt economic development programs in the city, and to administer the Economic Development Fund, in 1995 the Rowlett city council established the Economic Development Department under the direct supervision of the City Manager.

Section 2. That the Economic Development Department shall be administered by the Economic Development Director who shall also work in cooperation with the Economic Development Advisory Board, which is herein described by this ordinance.


Section 3. That the city council shall appoint four (4) members to the Board. The mayor shall serve as one of those appointees and a council member shall also be selected on an annual basis to serve on the Board. The two remaining council-appointed positions shall be filled by citizens who shall serve two-year alternating terms. The Rowlett Chamber of Commerce Board of Directors shall appoint three (3) members to the Board, who shall also serve two-year alternating terms. *The Council also authorizes four (4) ex officio non-voting members to serve on the Board: Rowlett City Manager, Rowlett Chamber of Commerce executive director, GISD Board of Trustees representative (as designated by the GISD superintendent), and GISD administrative staff (as designated by the Superintendent).* The Board members shall select a chairperson from any of its members.

Section 4. ^{voting} That the Economic Development Advisory Board shall be subject to the sunset provisions as previously established by the council. This ordinance shall be cumulative of all other resolutions and/or agreements entered into between the City of Rowlett and the Economic Development Foundation. Once city funding under those prior agreements has been used, the provisions of this ordinance shall control.


Section 5. That Ordinance 2-1-00B is hereby repealed provided, however, that this ordinance does not invalidate any action taken during the effective dates of Ordinance 2-1-00B that was taken in accordance with Ordinance 2-1-00B.

Section 6. That this ordinance shall take effect upon passage and publication, and it is accordingly so ordained.

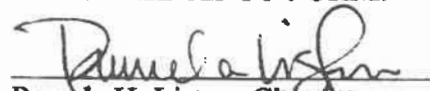
PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ROWLETT, TEXAS, this 5th day of February, 2002.


C. Shane Johnson, Mayor
City of Rowlett

ATTEST:


Sally McGlaun, City Secretary

APPROVED AS TO FORM:


Pamela H. Liston, City Attorney



DIVISION 5. ECONOMIC DEVELOPMENT BOARD*

***State law references:** Economic development, V.T.C.A., Local Government Code § 380.001 et seq.; Vernon's Ann. Civ. St. art. 5109.6.

Sec. 2-131. Membership; terms.

The city council shall appoint four members to the economic development board. The mayor shall serve as one of those appointees, and a councilmember shall also be selected on an annual basis to serve on the board. The two remaining council-appointed positions shall be filled by citizens who shall serve two-year alternating terms. The chamber of commerce board of directors shall appoint three members to the board, who shall also serve two-year alternating terms. The council authorizes four ex officio nonvoting members to serve on the board: the city manager, the chamber of commerce executive director, GISD board of trustees representative (as designated by the GISD superintendent), and GISD administrative staff (as designated by the superintendent). The board members shall select a chairperson from any of its voting members. (Ord. No. 2-5-02B, § 3, 2-5-2002)

Sec. 2-132. Sunset provisions.

The economic development advisory board shall be subject to the sunset provisions as previously established by the council. This division shall be cumulative of all other resolutions and/or agreements entered into between the city and the economic development foundation. Once city funding under those prior agreements has been used, the provisions of this division shall control. (Ord. No. 2-5-02B, § 4, 2-5-2002)
Secs. 2-133--2-150. Reserved.



CITY OF ROWLETT

BOARDS AND COMMISSIONS HANDBOOK

Amended September 20, 2016
Resolution Number RES-100-16

CITY OF ROWLETT

BOARDS AND COMMISSIONS HANDBOOK

Amended September 20, 2016 by Resolution RES-100-16

(supersedes all previous versions)

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SECTION 1: TYPES OF BOARDS & COMMISSIONS

The City Council of the City of Rowlett may create committees, boards and commissions to assist in city government, by performing such duties as the City Council may specify, not inconsistent with the City Charter. The work done by citizens serving on boards and commissions is a vital part of the work of the City. Such individuals provide time, expertise, experience and unique perspectives that might otherwise be lacking should the City rely strictly on its appointed and elected officials or its consultants. Rowlett generally has four types of boards and commissions: (1) advisory, (2) decision-making, (3) separate entity and (4) ad-hoc.

- (1) Advisory boards and commissions advise the City Council on public policy. They play a very important role in city government by providing the City Council with creative ideas, feedback from the community and by serving as a sounding board for proposed public policy. The role of advisory boards and commissions is not to make policy, nor do they have any legal authority. Examples of citizen advisory boards and commissions include the Parks and Recreation Advisory Board, Library Advisory Board, Animal Shelter Advisory Board, Arts and Humanities Commission, Senior Advisory Board and Traffic and Safety Commission.
- (2) Decision-making boards and commissions also serve as advisory groups to the City Council, but in addition they have quasi-judicial authority, and often have a basis in state law. Decision-making boards and commissions set or enforce policy and make legally binding decisions. The ordinances creating decision-making boards often require members to have expertise in certain areas. Examples of decision-making boards and commissions include the Planning and Zoning Commission and the Board of Adjustment.
- (3) Separate entity boards and commissions are actually separate legal entities apart from the City of Rowlett. However, they may receive a significant portion of their funding from the City and/or the City appoints some or all of the members. The members of these boards usually oversee an operation or organization much as would a board of directors. Examples of separate entity boards are the Economic Development Advisory Board and the Tax-Increment Finance District (TIF) Board. Unlike advisory and decision-making boards, separate entity boards and commissions may, and frequently do, include City Councilmembers and may also go through a different appointment/selection process.
- (4) Ad-hoc committees, boards and commissions are created periodically to address specific needs or concerns for a limited period of time. They are almost always strictly advisory in nature. Examples include the 2009 Bond Advisory Committee and Charter Review Commission (appointed in compliance with the City Charter). The City Council shall have the authority to create ad-hoc committees and to appoint members thereto with a simple majority vote.

SECTION 2: BOARD & COMMISSION APPOINTMENT PROCESS

The Rowlett City Council generally makes all of the appointments to the City's boards and commissions. Therefore, it is incumbent on members of the City Council to seek out highly qualified individuals to serve as volunteer members of citizen boards and commissions.

2.1 Applications

- a. Persons wishing to serve on any standing citizen board, committee or commission shall submit a complete application to the City Secretary's office in accordance with the published deadline.

- b. Individuals wishing to apply for appointment should carefully review the requirements of each board and commission and specify those in which they have a special interest and for which they are fully qualified.
- c. Applicants may apply for more than one board by indicating 1st, 2nd, 3rd, etc., preferences. Individuals currently serving on a city board, commission or committee are not prevented from applying for a different board. However, since one person may not preside on more than one board, that person would be required to resign from the previous board if appointed to a new board.
- d. City Councilmembers need not apply for membership to a board or commission, but may instead be appointed directly by the City Council for membership only on separate entity boards and ad-hoc committees.
- e. Applications will be evaluated by the council based on the following criteria:
 - i. Experience and background in relevant fields. The council will consider professional or personal qualifications and backgrounds in relevant areas to provide a greater depth of knowledge and understanding to the board.
 - ii. Contributive Potential – The council will evaluate the potential contribution that each applicant may make if appointed to a board or commission. Factors the council may use in its evaluation include the ability to effectively communicate, to express ideas, concepts, or philosophies, and a desire to perform public service.
 - iii. Applicants for appointment to boards and commissions may be reviewed by City Council for any outstanding debt owed to the City including, but not limited to, tax delinquency and/or pending litigation with the City.

The foregoing criteria are not exclusive and the council need not assign ratings to or rank applications.
- f. If an applicant is not selected, the City Secretary will keep the application on file.
- g. Appointments by the council are made in open meetings by simple majority vote of those present, and should generally follow Robert's Rules of Order.

2.2 Eligibility Requirements

- a. No person may serve on any citizen board or commission unless that person is a legal resident of the City of Rowlett, unless otherwise provided by law. Failure to maintain this residency requirement at any time during a member's term of office will cause membership to be forfeited. This requirement shall not apply to the Rowlett Chamber of Commerce appointments to the Economic Development Advisory Board.
- b. No person may serve or remain on any citizen board or commission unless that individual is a registered voter of the City of Rowlett. This provision shall not apply to any Rowlett Chamber of Commerce appointments to the Economic Development Advisory Board that are not Rowlett residents (see above) or to Junior Alternate Members under 18 years old..

Certain boards and commissions have very specific requirements for membership in regard to profession, expertise, etc. All appointments to boards and commissions having such requirements must be made in strict compliance with those requirements and members must continue to comply with all membership qualifications throughout their terms of office to avoid forfeiting membership.

- c. City Councilmembers shall not be eligible for membership on a board or commission unless specifically required by the ordinance or resolution establishing the board or commission or by provision of this handbook.

2.3 Multiple Memberships

A person may not serve on more than one advisory or decision-making board or commission at a time unless specifically authorized by the City Council. However, an individual may serve on the board of a separate entity or an ad-hoc board, committee or commission even though that person maintains membership on an advisory or decision-making board or commission, provided that law does not otherwise prohibit such duplicate membership(s).

2.4 Timing of Appointments/Terms of Office

- a. Current and prospective volunteers will be invited to apply to be members of the City's various Boards and Commissions via advertising through the City's website (www.Rowlett.com), RTN16, the monthly newsletter, announcements at City Council meetings and other community meetings, and postings at City facilities.
- b. The Council will review the applications and will make appointments at the second meeting in September, or as soon thereafter as is practical.
- c. Appointments to advisory and decision-making boards and commissions shall be effective on October 1 of each year. Appointments to ad-hoc committees shall vary in timing depending on the issue(s) and the amount of time anticipated for its resolution.
- d. Upon appointment by the City Council, the City Secretary will determine the eligibility of the appointee, as outlined in Section 2 above. If the appointee meets requirements, the City Secretary shall notify each appointee, in writing, of the appointment. Staff liaisons or board chairs will then contact the new appointees about specific meeting dates and responsibilities.
- e. All appointed and reappointed members of advisory and decision-making boards and commissions shall attend board and commission mandatory training to be conducted by appropriate City staff or appointed officials. This requirement for training applies to regular, alternate members and junior alternate members of standing boards and commissions. Members are appointed to, and continue their service on, boards or committees contingent upon attendance/completion of the required training provided by the City through the City Attorney, City staff and/or through the Internet training found on the Texas Attorney General's website (www.oag.state.tx.us/open/og_training.shtml). Completion of the Attorney General's program requires a certificate to be printed and submitted to the board liaisons or to the City Secretary's office for safekeeping. Any appointed or reappointed member of any standing board or commission who does not participate in the training will forfeit their membership. Each member has 45 days to complete the required training once they have been appointed or reappointed. The requirement does not apply to ex-officio members, although they are encouraged to attend. The City Manager will determine the participation of City staff members, whether they serve as ex-officio, staff liaison, board secretary or other positions.

2.5 Term Limits

Members shall be re-evaluated at the end of each term and may continue to serve without term limits.

2.6 Annual Appreciation Dinner

The City Council should host an annual appreciation dinner/banquet to express its appreciation to those citizens who have been appointed by the City Council as members of any boards and commissions (including ad-hoc and ex-officio members) and to distribute awards to outgoing members. All members, including those recently appointed, currently serving and outgoing shall be invited to attend. Attendance is not mandatory, but strongly encouraged

2.7 Sunset Provisions

Any board or commission created by the City Council shall cease to exist upon the accomplishment of the special purpose for which it was created or when abolished by a majority vote of the City Council, whichever is earlier. No board or commission so appointed shall have powers other than advisory to the City Council, except as otherwise specified by the City Charter or ordinance.

2.8 Ex-Officio Member

If the City Council deems it appropriate or beneficial, the City Council may, by a majority vote, create and appoint specific ex-officio, non-voting members to a board or commission, provided that such appointment is not inconsistent with applicable laws, rules or procedures. (An example of this provision might be the appointment of a representative of the school district or utility company as an ex-officio member of the Economic Development Advisory Board, due to the school district's and utility company's interest in economic development activities).

2.9 Alternate Members

If the City Council deems it appropriate or beneficial, the City Council may, by a majority vote, create and appoint one or more alternate members to any board or commission that does not currently have alternates, provided that such appointment is not inconsistent with applicable laws, rules or procedures. In addition, the council may, by simple majority vote, appoint additional alternates in excess of the number provided for in this Handbook as the council may deem advisable without formal amendment to these guidelines, and these additional alternates will have the same privileges and obligations as other alternates. Upon City Council appointment, alternate members are encouraged to attend every meeting. Alternates will be allowed to participate in discussion during the meeting with or without regular members being absent. Alternates will have voting privileges only if there are regular members absent. (One alternate can participate and vote per each regular member absent.) The chair of the board or commission will determine which alternate(s) present at the meeting will serve as a substitute for the absence. Alternate members should be appointed to serve in times of an absence on a rotating basis whenever possible, except as prohibited by state law. Youth members who wish to apply for advisory Boards and/or Commissions will be appointed as Junior Alternate Members and may participate as non-voting members. Youth applicants must be Rowlett citizens in the ninth, tenth, eleventh or twelfth grade.

SECTION 3: RESPONSIBILITIES OF BOARDS AND COMMISSIONS

3.1 Attendance

- a. In order to be fully aware of issues that may arise at a board, commission or committee meeting, and to ensure that the board, commission or committee can conduct business in an effective manner, it is imperative that appointed members be faithful in their attendance at all meetings. Members are appointed to the various boards, commissions and committees and continue their service contingent upon regular attendance at the meetings and completion of the required training provided. Any member who does not complete the annual training or misses more than twenty-five percent (25%) of the regular scheduled meetings will cause their membership to be forfeited.
- b. Prompt attendance is encouraged. The Chair or official in charge has the responsibility to notify the City Council of any attendance or tardiness concerns regarding a member(s). After proper notification concerning the member(s) attendance a letter will be generated and signed by the Mayor notifying the member of their removal from the board and/or commission.
- c. Regular meetings of any board, committee or commission shall take place during the workweek, Monday through Friday, with a starting time between 8:00 a.m. and 8:00 p.m. Regular meetings shall not take place on Saturday or Sunday. Only as an exception basis will special meetings be held other than during parameters of regular meeting days and times.

3.2 Conflict of Interest

No member of a board or commission may participate in a vote or decision on a matter involving a business or other legal entity in which the member has a substantial interest. In such instances where a board or commission addresses a matter presenting a conflict of interest to any member, that member should announce the conflict to the other members of the body and excuse himself/herself from the meeting until discussion of and vote on the issue is complete. Further, that member shall refrain from discussing the matter with other members of the board or commission at any time.

3.3 Open Meetings

The Rowlett City Council affirms that the Texas Open Meetings Act is the proper basis for conducting City business and adopts a procedure governing each board and commission requiring those boards and commissions to conduct business in accordance with the provisions of that act. For purposes of this procedure, a "meeting" is defined as a deliberation between a quorum of a governmental body, or between a quorum of a body and another person, during which public business or public policy over which the body has some supervision or authority is discussed or considered, or during which the governmental body takes formal action. All boards and commissions are required to meet a minimum of six times per year with the exception of the Board of Adjustment which only meets on an "as needed" basis.

3.4 Open Records

The Texas Open Records Act provides that all information held by a governmental body, including boards and commissions, must be released to the public upon request, unless the information falls within one of the act's specific exceptions to disclosure.

3.5 Working with City Staff

Each board or commission member is encouraged to communicate openly with City staff members. Similarly, members of boards and commissions should understand that they are not responsible for supervision of any city operation, and therefore, they should not direct or instruct any City staff member or consultant, nor should they become involved in any personnel or operational issues, except as authorized and directed by state law.

3.6 Reporting to the City Council

The City Council will assign Councilmembers to serve as liaisons to each Board and/or Commission. Each liaison is to attend a meeting of that Board and/or Commission a minimum of one time during a six-month period, thus totaling two meetings per year. Each Board and/or Commission shall hold a joint Work Session with the City Council on an annual basis. This session will give the Board the opportunity to provide an update to Council on accomplishments the previous year, goals for the upcoming year, and any budget requests. Should other topics develop throughout the year, each Board may meet jointly with Council to address these issues when they arise.

3.7 Removal of Members

The City Council may remove any member of any board or commission that it has created, or that was created by the City Charter, by a vote of at least four members of the City Council. However, members of the Board of Adjustment may only be removed for cause as provided by state law.

3.8 Standards of Conduct

- a. A member of a board or commission shall not accept or solicit any benefit or economic gain or advantage, nor use one's position to secure special privileges or exemptions.
- b. A member of a board or commission shall not grant any special consideration, treatment or advantage to a person or organization beyond that which is available to every other person or organization.
- c. A member of a board or commission shall not personally represent, or appear on behalf of, the private interests of others.
- d. A member of a board or commission shall not knowingly perform or refuse to perform any act in order to deliberately thwart the execution of city ordinances, rules or regulations.
- e. A member of a board or commission shall not engage in any dishonest or criminal act or any other conduct prejudicial to the government of the City.
- f. No board or commission member, while associating with or acting in their official capacity as an appointed board or commission member, shall be permitted to make personal, impertinent or slanderous remarks, either to another member, the Mayor or City Council member acting in their official duties, a City staff member or any citizen. Any member who does so should be requested to leave the meeting and may be barred from attendance at the remainder of the meeting. Personal, impertinent or slanderous remarks made verbally or in print shall be considered cause for dismissal/removal from the board or commission following a majority vote decision by the City Council.
- g. A board or commission member shall not meet or confer (by phone, in person, email, etc) with any applicant or representative of an applicant including but not

limited to engineers, architects, attorneys or other outside the presence of City staff.

- h. No board or commission member shall apply for employment with the City while serving in the capacity as a board or commission member.

3.9 Ethics Requirements

The members of the Board of Adjustment and Planning and Zoning Commission are considered “officers of the City” and their actions must comply with the terms of that ordinance. CODE OF ORDINANCES, ARTICLE IV OFFICERS AND EMPLOYEES, DIVISION 2. CODE OF ETHICS FOR CERTAIN OFFICERS is provided in SECTION 6 for reference by these members.

SECTION 4: MEETINGS

4.1 Chairpersons

- a. Chairpersons for all standing boards, committees and commissions shall be determined by a majority vote of its members. The City Council shall appoint chairpersons for ad-hoc committees. Boards, committees and commissions may also elect or otherwise choose other officers from among their membership. Each member may serve in only one position (Chair, Vice-Chair, Secretary, etc.) on a board, commission or committee at a time.
- b. The function of the chairperson is to provide leadership to the group, including ensuring that the meeting is conducted in accordance with established rules of order and procedure, and to maintain order and bring the group to a conclusion on the matters before it.
- c. Chairpersons may serve in that capacity only three (3) consecutive years, without affecting service as a member of that board or commission. Full service for a three-year period shall not be a permanent bar to future service as chairperson, and a person who has served for three consecutive years may be re-appointed as chairperson if there has been a break in service of at least six (6) months.

4.2 Agendas

The order of business of each meeting of a board or commission shall be contained in a written agenda, which shall be a listing of the topics to be discussed. The agenda shall be prepared by the City’s staff liaison, in conjunction with the board or commission’s chairperson and the City Secretary, to be posted at least seventy-two (72) hours before any meeting. The agendas will also be posted to the City’s website. The staff liaison should provide the agenda to the board members at the time of agenda posting. Board members will be provided with agenda materials as much in advance of the meeting as possible.

4.3 Minutes

The actions and discussions of each board and commission should be compiled into written minutes, which shall be reviewed and approved by the board or commission at a subsequent meeting. Some boards and commissions have City staff members designated as recording secretaries, who shall be responsible for taking and transcribing the minutes.

These individuals shall be designated by the City Manager. Those boards and commissions that do not have a staff member so designated (see Section 5), may select a person to serve in the role of secretary from among their own membership.

4.4 Public Hearings

- a. Public hearings are open forums that allow members of the public an opportunity to express their opinions on issues before a board or commission. Although few boards and commissions will conduct formal public hearings or appeals, all are encouraged to provide for citizen participation. Boards and commissions shall not include "Citizens Input" (open forum with an opportunity to speak on any subject, not on a particular agenda item) as one of their agenda items. This opportunity is appropriately limited to City Council meetings only. Members of a board or commission may ask questions of any witness at any time; however, the swearing in of witnesses is not necessary, even in a formal public hearing, except as provided by law.
- b. If a public hearing or other item draws a large number of interested citizens wishing to speak, a reasonable time limit may be set for individual speakers by the chair unless overridden by a majority of board or commission members present.

4.5 Rules of Order

Robert's Rules of Order, Revised shall govern the proceedings of all boards and commissions, except that the boards and commissions may adopt specific revisions to these rules where they are not in conflict with state or local law or other rules contained in this guide.

4.6 Quorum

A quorum is the minimum number of members needed to officially conduct business. A quorum is generally established by ordinance, resolution or other document that creates the board or commission. When no statement on the quorum number exists, the quorum is a majority of voting members.

4.7 Formal Direction

All formal direction given to all City Council appointed Boards and Commissions shall be communicated through the assigned Board Liaison.

SECTION 5: DESCRIPTIONS OF BOARDS AND COMMISSIONS

5.1 Animal Shelter Advisory Board

The Animal Shelter Advisory Board is appointed to advise and assist the City in complying with state statutes regarding operation and maintenance of its animal shelter. The board consists of seven (7) members (who must by state statute include at least one licensed veterinarian, one City staff member, one person whose duties include the daily operation of an animal shelter and one representative from an animal welfare agency) appointed to two-year, staggered terms and two (2) alternates appointed annually. The City's staff liaison is designated by the City Manager. The Animal Shelter Advisory Board (ASAB) is appointed to advise and assist the City in complying with state statutes regarding operation and maintenance of its animal shelter.

5.2 Arts & Humanities Commission

- a. The Arts & Humanities Commission is charged with encouraging the development of, appreciation for and participation in the arts and humanities in the City of Rowlett. This includes promoting the performing arts, visual arts, literature and local culture and heritage, and the nurturing of local artists, performers, historians, writers, artisans, etc. The commission also advises and makes recommendations to the City Council on the award of City grants related to the arts.
- b. The commission consists of seven (7) members appointed to two-year, staggered terms and two alternates appointed annually. The staff liaison and secretary to this commission shall be as designated by the City Manager. The commission is advisory in nature, though one unique aspect of this commission is that it may from time to time apply for grants on behalf of the City, and also has a budget set each year by the City Council.

5.3 Board of Adjustment

- a. The Board of Adjustment hears, among other things, requests for variances and special exceptions to the City's zoning ordinance. As authorized by local ordinance and state law, the board has the power to decide special exceptions pursuant to the terms and intent of the ordinance and to grant such variances that are not contrary to the public interest, and where a literal enforcement of the provisions of the ordinance would result in an unnecessary hardship.
- b. The board consists of five (5) regular members appointed to two-year staggered terms and five (5) alternate members appointed annually. The City's staff liaison is the Chief Building Official, with assistance from the Planning Director or other staff as needed, and the board's secretary shall be a City employee designated by the City Manager. The Board of Adjustment is a decision-making board, whose decisions may not be appealed to the City Council, but must instead be appealed in district court.
- c. The members of the Board of Adjustment are subject to the City's Ethics Ordinance, as discussed in Section 3. CODE OF ORDINANCES, ARTICLE IV OFFICERS AND EMPLOYEES, DIVISION 2. CODE OF ETHICS FOR CERTAIN OFFICERS is provided in SECTION 6 for reference by these members.
- d. The Board of Adjustment shall serve as the Building Code Board of Review and Appeals.
- e. In the Board of Adjustment's role as the Building Code Board of Review and Appeals, this board makes recommendations on appeals under the City's building codes, hears appeals of decisions of the Chief Building Official, and act in an advisory capacity to the Building Official and the Fire Chief. This board also serves as the City's Sign Board of Appeals, in which capacity it hears requests for exceptions and/or variances concerning the City's sign ordinance. The board also serves as the City's Housing Advisory and Appeals Board, hearing and acting on appeals of the Building Official's actions relating to substandard housing and the abatement of dangerous buildings under the various building code ordinances.
- f. Members shall consist of members who are qualified by experience and training to pass on the matters within its various jurisdictions. In its role as the Building Code Board of Review and Appeals, the Board of Adjustment is a quasi-judicial decision-making body.

5.4 Economic Development Advisory Board

- a. The Board advises the City Council on economic development strategies that promote and foster private investment and job creation to ensure a sustainable business environment for Rowlett.
- b. The board consists of seven (7) members, four (4) of whom are chosen by the City Council. These four (4) include the Mayor or Mayor's designee, a City Councilmember and two (2) citizens. The City Councilmember and Mayor shall be selected for one-year terms. The citizen members shall be selected for rotating two-year terms. The other three (3) members are selected by the Rowlett Chamber of Commerce, also to two-year alternating terms, one of which shall be the current Chamber of Commerce Chair (or the Chair's designee if the Chair is unable to attend), and the other two (2) shall be appointed by the Chamber of Commerce on an annual basis. The City Manager, Chamber of Commerce Executive Director, Garland Independent School District staff member and Garland Independent School District board member shall serve as the four ex-officio members. The City's Economic Development Director is the staff liaison.

5.5 Golf Advisory Board

This board is to act in an advisory capacity to provide observations and make recommendations to the City Council regarding operations and maintenance of the municipal golf course. Members represent the interest of the citizens in identifying areas of improvement, listening to citizen concerns and providing a hands-on approach. The board consists of five (5) members appointed to two-year, staggered terms and four (4) alternates appointed annually, who shall be appointed based on their various experience, training or ability. The board may make recommendations to City Council and City Manager concerning municipal golf course and clubhouse operations. The staff liaison and secretary are designated by the City Manager.

5.6 Library Advisory Board

- a. This board serves to advise the City Council and staff liaison on issues pertaining to the Rowlett Public Library. The board consists of five (5) members, appointed to two-year, staggered terms and three (3) alternates appointed annually. The City's staff liaison is the Director of Library Services and the board's secretary is designated by the City Manager. The Library Advisory Board is purely advisory in nature.
- b. The Library Advisory Board consists of a group of dedicated volunteers representing diverse areas of expertise and concerns, serves to provide the City Council, the Director of Library Services, and the community with advice, insights and recommendations for the operation and continuing development of the Library, both as a stand-alone entity and as part of the community. The Board will also serve as a channel by which the community can render suggestions for advancing those interests.

5.7 Parks and Recreation Advisory Board

- a. This board advises the City Council and staff in all matters pertaining to parks and recreation. This includes encouraging maintenance of facilities and grounds; encouraging recreational programs; making recommendations regarding expansion of parks facilities and programs; and recommending rules, regulations, and guidelines governing the use of parks, including the establishment of sport

seasons, scheduling of activities, available services and other park and recreation related issues as directed by the City Council.

- b. This board is also charged with making recommendations to the City to help protect and preserve the City's environmental resources, through education and recommending environmental programs and services, in coordination with appropriate state and federal agencies. In addition, the board hears appeals of the decisions of the Planning Director in regard to enforcement of the City's noise ordinance as well as actions by Neighborhood Services staff enforcing the City's graffiti ordinance. The board also serves as the City's Tree Board, whose roles and responsibilities are described in the City's tree preservation ordinance.
- c. The board consists of nine (9) members, appointed to two-year, staggered terms and three (3) alternates appointed annually. At least one member should have extensive knowledge of and experience in the environmental field. The City's staff liaison is the Director of Parks and Recreation; the secretary is designated by the City Manager. The board shall also elect a Chair and Vice-Chair. The Parks & Recreation Board is a purely advisory body, except in its role as an appeals board for the noise and graffiti ordinances.

5.8 Planning & Zoning Commission

- a. The Planning & Zoning Commission is responsible for the following: (1) processing and initiating zoning cases at the request of property owners and/or their representatives with respect to individual zoning cases; (2) initiation of zoning cases at the request or approval of the City Council; (3) hearing, recommending, and/or determining any matter relating to planning or subdivision control as may be specified by the subdivision ordinance or other applicable law; and (4) performing other such duties as may from time to time be assigned by the City Council.
- b. The Commission consists of seven (7) members appointed to two-year, staggered terms and three (3) alternates appointed annually. The City's staff liaison is the Director of Planning; the secretary to the board is the Planning Department Administrative Assistant. Planning & Zoning is a decision-making Commission, which conducts public hearings and grants final approval on some issues.
- c. Planning & Zoning Commission members are required to attend at least one seminar per year for training related specifically to planning and land use regulations and trends. Such training will be funded by the City.
- g. The members of the Planning & Zoning Commission are subject to the City's Ethics Ordinance, as discussed in Section 3. CODE OF ORDINANCES, ARTICLE IV OFFICERS AND EMPLOYEES, DIVISION 2. CODE OF ETHICS FOR CERTAIN OFFICERS is provided in SECTION 6 for reference by these members.

5.9 Senior Advisory Board

- a. The mission of the Senior Advisory Board is to generate public awareness of and support for senior citizens' concerns and to provide those citizens with information of interest to them as well as other interested parties. The Board shall represent the interests of senior citizens and shall sponsor, cosponsor and recommend appropriate forums, programs, and services for senior citizens that are desired in the City. The Senior Advisory Board shall propose and make recommendations to the City Council concerning matters of importance to the senior citizens of the City of Rowlett, Texas. After evaluating relevant issues, recommendations will be submitted to the City Council for their action. This role is advisory in nature. The

board shall include a Chairperson and Vice-Chairperson, both elected annually from among its members. An advisor and staff liaison to the Senior Advisory Board shall be appointed by the City Manager.

- b. The board shall consist of seven (7) voting members, each of whom shall be at least sixty (60) years of age or older and a resident of the City, who shall be appointed by the City Council to serve two year staggered terms or until their successors are duly appointed. The City Council shall also appoint three (3) alternates annually who may serve in the place of a voting member due to the absence or disqualification of a voting member. Alternates shall meet the same qualifications as regular members. An alternate member, when serving in the place of a voting member, shall enjoy the same rights, privileges and responsibilities in their role as a voting member.

5.10 Community Investment Advisory Board

- a. To address the concerns of the Community, Council and staff with regard to Capital planning and projects, the purpose of the Board would include, but not be limited to: providing recommendations to City Council on project priorities; providing recommendations to City Council on project selection; providing guidance on strategic recommendations to City Council with regard to capital projects; providing recommendations to City Council on guiding values for planning of capital projects; providing recommendations to City Council on the setting of bond elections; and represent the City at public meetings and public outreach campaigns on the subject of capital projects.
- b. The Board is comprised of seven (7) Regular members appointed to two-year staggered terms and five (5) Alternate members appointed to one-year terms. The initial appointments will be as follows: four members to two-year terms and three members to one-year terms to establish the staggered pattern. Thereafter, all Regular members shall be appointed to two-year terms.

SECTION 6: CODE OF ETHICS FOR CERTAIN OFFICERS

CODE OF ORDINANCES ARTICLE IV OFFICERS AND EMPLOYEES DIVISION 2. CODE OF ETHICS FOR CERTAIN OFFICERS

Sec. 2-461. Definitions.

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Censure means a formal written resolution of the City Council reprimanding one of its members for violation of the code of ethics.

Duties in office mean the duties of an officer relative to their service under the laws and the constitution of the state the Charter and ordinances of the City.

Officer means any member of the City Council and any appointive board, committee, authority or commission set up by ordinance, resolution, the Charter or state law on a permanent basis, except any members of a board, commission, authority or committee that function in an advisory or study capacity.

Reprimand means a formal or informal public admonition concerning a violation of the code of ethics.

Sanction means a formal written resolution of the City Council imposing an incentive for securing enforcement which may include, but not be limited to, disqualification of consideration of a matter, forfeiture of City Council appointments or duties.

(Ord. No. 3-18-03D, §1(1-10-1), 3-18-2003)

Cross references: Definitions generally, §1-2.

Sec. 2-462. Policy.

It is hereby declared to be the policy of the City that the proper operation of democratic government requires that officers be independent, impartial and responsible only to the people of the City; that the efficient function of city government requires diligent attendance to the business of the City by its officers; that the governmental decisions and policy be made in the proper channels of the governmental structure; that no officer should have any interest financial or otherwise, direct or indirect, or engage in any business, transaction or professional activity or incur any obligation of any nature which is in conflict with proper discharge of such office in the public interest; that public office not be used for personal gain; and that the City Council or board or commission at all times shall be maintained as a nonpartisan body. To implement such a policy, the City Council deems it advisable to enact this code of ethics for all officers, whether elected or appointed, paid or unpaid, to serve not only as a guide for official conduct of the City's public servants, but also as a basis for discipline for those who refuse to abide by its terms.

(Ord. No. 3-18-03D, §1(1-10-2), 3-18-2003)

Sec. 2-463. Unethical activity.

No officer of the City shall:

- 1) Accept any gift or favor from any person that might reasonably tend to influence such person in the discharge of official duties, or grant in the discharge of official duties any improper favor, service or thing of value.
- 2) Use such person's official position to secure special privileges or exemptions for such person or others.
- 3) Grant any special consideration, treatment or advantage to any citizen, individual, business, organization or group beyond that which is available to every other citizen, individual, business, organization or group.
- 4) Disclose information that could adversely affect the property, government or affairs of the City, or directly or indirectly use any information gained by reason of such person's official position for such person's own personal gain or benefit or for the private interest of others.
- 5) Transact any business on behalf of the City in such person's official capacity with any business entity with which such person is an officer, agent or member or in which such person owns a substantial interest. In the event that such a circumstance should arise, then such person shall make known such interest, and in the case of an officer, abstain from voting on the matter, state the reasons for doing so and have nothing further to do with the matter involved.
- 6) Engage in any outside activities which will conflict with, or will be incompatible with, the duties assigned to such person's service to the City or reflect discredit upon the City, or in which such service in the city will give to such person an advantage over others engaged in a similar business, vocation or activity.

- 7) Accept or engage in outside activities incompatible with the full and proper discharge of duties and responsibilities of such person with the City, or which might impair independent judgment in the performance by such person of public duty.
- 8) Receive any fee or compensation for services as an officer of the City from any source other than the City, except as may be otherwise provided by law. This shall not prohibit such person performing the same or other services for a private organization that such person performs for the City if there is no conflict with City duties and responsibilities of such person.
- 9) Represent while an officer, directly or indirectly, or appear in behalf of private interests of others before:
 - a) Any agency of the city or any board, commission, authority or committee, or represent any private interest of others in any action or proceeding involving the City, or participate on behalf of others in any litigation to which the City might be a part, or even accept any retainer or compensation that is contingent upon a specific action taken by the city or any of its agencies, except as may be authorized by law.
 - b) The board, commission, authority or committee of which such person is a member, or before the City Council or board which has appellate jurisdiction over the board, commission, authority or committee of which such person is a member with regard to matters that may be the subject of specific action by any such body.
- 10) Use the prestige of such person's position or office in behalf of any single political party in such a way that it gives the impression of being endorsed by the government of the City, but such person shall at all times maintain the nonpartisan policy of the City; provided, that all officials are encouraged to register, participate, and vote as they may choose in all elections.
- 11) Knowingly perform or refuse to perform any act in order to deliberately thwart the execution of the city ordinances, rules or regulations or the achievement of official City programs.
- 12) Use City supplies, equipment or facilities for any purpose other than the conduct of official City business unless these supplies, equipment or facilities are authorized through an appropriate contract or license or membership available to the general public or otherwise made available for public use.
- 13) Engage willfully and knowingly in any dishonest act or be convicted of any crime involving moral turpitude, in connection with their duties in office which is prejudicial to the government of the City or impairs the operation of the city. Nothing contained in this section shall be construed to mean that conviction of solely a class C misdemeanor shall be construed as grounds for unethical conduct.

(Ord. No. 3-18-03D, §1(1-10-3), 3-18-2003)

Sec. 2-464. Personal or private interest of officer.

Any officer who has either a personal or private interest in any matter pending before such person's office shall disclose such interest to the other members thereof, and shall refrain from discussing the same publicly with any other member thereof and shall not vote thereon.

(Ord. No. 3-18-03D, §1(1-10-4), 3-18-2003)

Sec. 2-465. Attendance of all meetings.

Attendance of all officers at meetings of their respective office shall be mandatory unless excused. In order for an absence to be considered excused, an officer shall be responsible for notifying the Mayor or Chairperson in the event of an absence prior to any meeting. If the officer notifies the Mayor, Mayor Pro Tem, Deputy Mayor Pro Tem or Chairperson in any other manner or after the absence, the validity of the excuse shall be decided by the membership of the City Council or board. A partial absence and a complete absence shall be considered the same. The officers may compel attendance of their members at all of their respective meetings.

(Ord. No. 3-18-03D, §1(1-10-5), 3-18-2003)

Sec. 2-466. Violation of code of ethics; appeal.

The failure of any officer to comply with or the violation of one or more of the code of ethics set forth in this division, which apply to such person, shall constitute grounds for reprimand, censure, or subject the member to any sanctions or actions under the Home Rule Charter. In the case of a City Councilmember, the matter shall be decided by a majority of the remainder of the Councilmembers. In the case of members of boards, commissions, committees and authorities, the matters shall be referred by the Chairperson to the City Council. The decision of the City Council shall be final in the absence of bias, prejudice or fraud.

(Ord. No. 3-18-03D, §1(1-10-6), 3-18-2003)

Secs. 2-467--2-470. Reserved.

City of Rowlett
BOARDS AND COMMISSIONS APPLICATION

(Please Print)

Today's Date:			
BOARDS AND COMMISSIONS			
Please choose from the following boards and commissions:			
•Animal Shelter Advisory Board		•Arts and Humanities Commission	
•Board of Adjustment		•Economic Development Advisory Board	
•Golf Advisory Board		•Library Advisory Board	
•Parks and Recreation Advisory Board		•Planning and Zoning Commission	
•Senior Advisory Board		•Tax-Increment Financing District Board	
•Traffic and Safety Advisory Commission			
Board or Commission First Choice:		Board of Commission Second Choice:	
PERSONAL INFORMATION			
Last name:		First Name:	
Street address:		ZIP Code:	Email Address:
Home phone no.:	Business phone no.:		Cell phone no.:
RESIDENCY INFORMATION			
Length of Residency in Rowlett:			
Are you a registered voter:	<input type="checkbox"/> Yes	<input type="checkbox"/> No	Voter's Registration No.:
All members of citizen boards and commissions must be registered voters, residing in the City of Rowlett.		Birthday (mm/dd/yyyy):	
		(Birthday information is needed only if you do not know your Voter's Registration Number)	
EMPLOYMENT			
Briefly describe your past two places of employment:			
Company name:		Job title:	
Dates of employment:		Location of job:	
Typical duties:			
Company name:		Job title:	
Dates of employment:		Location of job:	
Typical duties:			

EDUCATION

Please describe your educational background, including the highest level attained and all college degrees, technical training, certifications, etc. that are relevant:

SKILLS AND QUALIFICATIONS

List any specific skills, abilities, and qualifications that are relevant to the position(s) applied for:

MEMBERSHIP INFORMATION

Are you currently serving on other Boards or Commission?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	If yes, which one:
Have you served on a Board or Commission before?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	If yes, which one:

REASON FOR APPLYING

Please describe your reason for applying on a citizen board or commission. Please include any particular goals you have for the board or commission, and any unique talents, experiences, or interests that would help make you an excellent member:

REFERENCES

Please provide names and phone numbers of three references, other than relatives.

- 1.
- 2.
- 3.

City of Rowlett
JUNIOR ALTERNATE MEMBER
BOARDS AND COMMISSIONS APPLICATION

(Please Print)

Today's Date:

BOARDS AND COMMISSIONS

Please choose from the following boards and commissions:

- | | |
|---|---------------------------------|
| •Animal Shelter Advisory Board | •Arts and Humanities Commission |
| •Golf Advisory Board | •Library Advisory Board |
| •Parks and Recreation Advisory Board | •Senior Advisory Board |
| •Traffic and Safety Advisory Commission | |

Board or Commission First Choice:

Board of Commission Second Choice:

PERSONAL INFORMATION

Last name:

First Name:

Street address:

ZIP Code:

Email Address:

Home phone no.:

Cell phone no.:

Emergency phone no.:

Length of Residency in Rowlett:

Emergency contact name and relationship to you:

SCHOOL INFORMATION

High School Grade Level:

☐ 9th

☐ 10th

☐ 11th

☐ 12th

Name of High School:

List all clubs and activities you are involved in:

REASON FOR APPLYING

Please describe your reason for applying on a citizen board or commission. Please include any particular goals you have for the board or commission, and any unique talents, experiences, or interests that would help make you an excellent member:

WAIVER OF LIABILITY

I, _____, hereby attest that I am the parent or legal guardian of the above mentioned minor child, and that I have the legal right to enter into this Agreement of Waiver of Liability. I have read and understand the duties and responsibilities that my child will have as a junior alternate member of the Advisory Board and/or Commission. As such, I hereby give my permission for my child, _____, who is under eighteen (18) years of age, to participate and serve on a City of Rowlett Board and/or Commission. As legal guardian, in consideration of accepting a position for my child on a Board and/or Commission, I do covenant with the City that I will never at any time, present or future, sue the City for or on account of any claim for damages arising out of my child's participation.

Signature of Parent/Legal Guardian

STATE OF TEXAS
COUNTY OF DALLAS

SUBSCRIBED AND SWORN TO BEFORE ME, this ____ day of _____, 20__ to certified which witnessed my hand and official seal.

Notary Public, State of Texas

My Commission Expires:

(seal)



City of Rowlett
Official Copy

4000 Main Street
Rowlett, TX 75088
www.rowlett.com

Resolution: RES-029-18

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROWLETT, TEXAS, APPROVING A FIVE-YEAR AGREEMENT WITH THE ROWLETT CHAMBER OF COMMERCE PROVIDING FOR ANNUAL GRANTS OF \$50,000 AND PROVIDING CONDITIONS AND REQUIREMENTS; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT ON THE CITY'S BEHALF; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Rowlett, Texas, has previously approved certain agreements with the Rowlett Chamber of Commerce (the "Chamber"), in connection with a lease of the building housing the Chamber's offices and grant funding that identifies a series of performance criteria and services to be provided by the Chamber as well as the City; and,

WHEREAS, the City Council finds and determines that funding assistance to the Chamber will promote and further significant public purposes that include the support of local businesses and entrepreneurs, the stimulation of private investment, the promotion of economic development, and assistance in job creation, and is in the best interest of the public and the citizens of the City.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ROWLETT, TEXAS:

SECTION 1: That the City Council of the City of Rowlett, Texas, hereby approves the Agreement for Grant Funding by and between the City of Rowlett, Texas and the Rowlett Chamber of Commerce, a true and correct copy of which is attached hereto and incorporated herein as Exhibit "A."

SECTION 2: That the City Council hereby authorizes the City Manager to execute the Agreement on the City's behalf to give effect to this Resolution and to execute such related documents as may be necessary or appropriate.

SECTION 3: That this resolution shall become effective immediately upon its passage.

At a meeting of the City Council on March 20, 2018 this Resolution be adopted. The motion carried by the following vote:

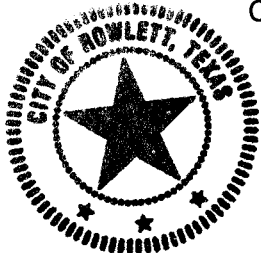
Ayes: 7 Mayor Dana-Bashian, Mayor Pro Tem Brown, Deputy Mayor Pro Tem Bobbitt, Councilmember Margolis, Councilmember Sherrill, Councilmember Grubisich and Councilmember Bell.

The remainder of this page was intentionally left blank.

Approved by Tammy Lane Basham Date March 20, 2018
Mayor

Approved to form by [Signature] Date March 20, 2018
City Attorney

Certified by Laura Hallmark Date March 20, 2018
City Secretary



STATE OF TEXAS

COUNTY OF DALLAS

§
§
§

AGREEMENT FOR GRANT FUNDING

This Agreement for Grant Funding ("Agreement") is made and entered into as of the 20th day of March, 2018 by and between the City of Rowlett, Texas (the "City") and Rowlett Chamber of Commerce (the "Chamber").

WITNESSETH:

WHEREAS, the City Council has investigated and determined that it is in the best interest of the City to provide a grant of public funds to various organizations that promote public purposes and benefit the public within the City; and

WHEREAS, the City and Chamber desire to enter into this Agreement to set forth the terms and conditions regarding the Chamber's use of the public funds.

NOW, THEREFORE, for and in consideration of the mutual covenants and agreements hereinafter set forth, the benefits flowing to each of the parties hereto, and other good and valuable consideration, the City of Rowlett, Texas and the Chamber do hereby agree as follows:

I. TERM

The term of this Agreement shall be for a period of five years from the 1st day of October, 2018, through the 30th day of September, 2023.

The Program, hereinafter defined, must be completed annually to the satisfaction of the City, evidenced by compliance with the reporting section contained herein, and an affirmative consensus from the City Council.

II. PROGRAM

The Chamber shall complete the following program(s) with the assistance of grant funding received by the City (collectively, the "Program") annually:

1. *Economic Development* – The Chamber will provide to the City the following economic development services:

- (a) Provide a minimum of two (2) roundtable luncheons inviting top tier Chamber members and other guests as requested by the City Economic Development Department;
- (b) Establish and maintain an Economic Development Committee of the Chamber Board of Directors;
- (c) Sponsor an Economic Development Partnership luncheon and invite all top tier Chamber members to attend. The City agrees to provide a suitable speaker for the event.
- (d) Provide a link to the City Economic Development website from the Chamber

website.

(e) Continue to work together to discuss and develop strategic opportunities for both parties and shall use best efforts to participate in or sponsor each other's and joint events.

(f) Participate in City Business Retention and Expansion visits as mutually agreed.

2. *Visitor Information* – The Chamber will provide to the City the following visitor services:

(a) Establish and maintain a Visitor's Center within the Chamber's main office which includes information on events, businesses, and other directory type information readily available for visitors during normal business hours.

3. *Legislative Activities* – The Chamber will provide to the City the following legislative activities:

(a) Host a non-partisan, legislative candidate forum prior to each City election;

(b) Coordinate a joint Chamber/City visit to the state capitol during each biennial session of the Texas State Legislature to present separate and joint legislative agendas.

III. REPORTING

The Chamber shall present an annual report to the City Council listing the accomplishments, expenditures, benefits and a Return on Investment (ROI) and Value on Investment (VOI) analysis made by the Chamber pursuant to this Agreement no later than September 30th before the City fiscal year close, unless otherwise waived by City Council.

IV. FUNDING

In consideration for completion of the annual Program and Additional Provisions as described herein, the City shall pay to the Chamber the sum of Fifty Thousand and No/100 Dollars (\$50,000.00) ("Funding") annually, subject to budget appropriations, as follows: Quarterly payments of twenty-five percent of the annual allotment as invoiced by the Chamber and payable upon receipt by the City. Payment is made contingent upon the Chamber not then being in default of this Agreement. Funding is subject to and contingent on future budgetary appropriations, and may be terminated by the City in the event of a non-appropriation.

V. TERMINATION

This Agreement may be canceled and terminated by either party at any time and for any reason or no reason upon giving at least ninety (90) days' written notice of such cancellation and termination to the other party hereto. Such notice shall be sent certified mail, return receipt requested, and to the most recent address shown on the records of the party terminating the Agreement.

VI. ADDITIONAL PROVISIONS

The Chamber agrees to the following:

- (a) Provide the City with a *LEAD Investment* (highest level) Chamber Membership with fee waived for the duration of this agreement;
- (b) The Chamber welcomes the City Council and City Staff as fee waived guests (maximum of 15 per event) to Chamber events such as luncheons, lunch and learns, roundtables, and other events where the participant fee is less than fifty (\$50) dollars in value;
- (c) Provide one ex-officio Board of Directors seat for the City Director of Economic Development or their designee;
- (d) Host the Mayor's annual "State of the City" presentation at a monthly Chamber luncheon of mutual agreement;
- (e) Share feedback from the business community with the City at least semi-annually in a meeting with key City staff resulting from business climate surveys and other information sources;
- (f) Provide the City with one (1) fee-waived registration in the Leadership Rowlett program annually; and
- (g) The Chamber shall provide an annual contribution to the City's animal shelter, or another organization or entity approved by the City, through the Chamber's Annual Golf Tournament or other fund-raising events and efforts, in an amount of at least \$1,500.00.

The City agrees to the following:

- (a) Provide use of the Community Centre and Coyle House at no cost for Chamber sponsored events;
- (b) Provide three voting member seats on the Economic Development Advisory Board, as well as ex-officio seats each for the Chamber CEO/President and the Rowlett Chamber Foundation Chair;
- (c) Recognize the Chamber as a community partner in newsletters, online, Economic Development promotional materials and other media communications where the Chamber is mentioned or referenced;
- (d) Waive permit fees for events, parades, runs, etc. that are sponsored by the Chamber; and
- (e) Provide access to Waterview Golf Club's facility, waiver of fees including player fees, and other applicable support, for the Chamber's Annual Golf Tournament also known as the "City of Rowlett Day".

VII. LEASE AGREEMENT ADDENDA

On or about January 23, 2014, the parties hereto entered into a Cooperation Agreement and Second Addendum to Lease Agreement ("Cooperation Agreement"), providing for, *inter alia*, an amendment to the

lease of City-owned property and performance criteria of the Chamber in exchange for funding by the City. It is expressly agreed that this Agreement does not amend or revise the Lease Agreement of January 5, 1998, as amended by the addenda thereto, copies of which are attached hereto as Exhibit "A," including the lease provisions of the January 23, 2014 Cooperation Agreement. However, this Agreement supplants, repeals and revises sections 4, 5 and 6 of the January 23, 2014 Cooperation Agreement. All other provisions of the Cooperation Agreement remain in full force and effect.

CITY OF ROWLETT, TEXAS

ROWLETT CHAMBER OF COMMERCE

By: Brian Funderburk
Brian Funderburk, City Manager

By: Michael Gallops
Michael Gallops, President

Date: 3-21-18

Date: 3/20/18