

**ORDINANCE NO. 2016-32**

**AN ORDINANCE OF THE CITY OF COPPERAS COVE, TEXAS AMENDING THE CURRENT CITY COUNCIL RULES OF MEETINGS AND ORDER OF BUSINESS; REPEALING ALL ORDINANCES IN CONFLICT WITH THIS AMENDMENT; PROVIDING A SAVINGS CLAUSE; AND DECLARING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Copperas Cove is a home rule municipality incorporated under the authority of Article XI, Section 5 of the Texas Constitution; and

**WHEREAS**, the City of Copperas Cove Charter under Section 2.10, Rules of procedure, requires the council, by ordinance, determine its own rules and order of business.

**WHEREAS**, an ordinance of the City of Copperas Cove was passed on April 3, 2012, May 7, 2013, March 18, 2014 and May 5, 2015 approving the City Council Rules of Meetings and Order of Business; and

**WHEREAS**, § 2-61 of Ordinance 2009-15 requires the City Council to review and revise the City Council Rules of Meetings and Order of Business, as needed, and at a minimum, every two years; and

**WHEREAS**, the City of Copperas Cove Code of Ordinances Chapter 2, Article III, Division 2 was reviewed for the purposes of determining its effects or the need for revision on March 8, 2016; and

**WHEREAS**, the City Council of the City of Copperas Cove has determined that an ordinance expressing the Rules of Meetings and Order of Business requires revision.

**NOW THEREFORE: BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS:**

**SECTION 1.**

That Section 2-56.2 (b) (c) and (d) is hereby deleted.

That the City of Copperas Cove Code of Ordinances Chapter 2, Article III, Division 2, Subdivision II, Section 2-57.3 is hereby amended by adding the language as follows :

Section 2-57.3 – Citizen’s Forum/Public Comment.

- (a) All individuals wishing to be heard, may do so on all matters except the following:
  - a. Personnel Matters
  - b. Matters Listed on the Agenda as a Public Hearing
  - c. Matters Under Litigation
- (b) Individuals wishing to be heard shall comply with the following:
  - a. Each person addressing the Council must provide to the City’s Public Information Officer, his/her legal name and current address for City records and meeting minute preparation.
  - b. Each person will only be allowed to speak on matters on the workshop or regular agenda during Citizen’s Forum/Public Comment. No rebuttals will be permitted.
  - c. Each person addressing the governing body shall not exceed five (5) minutes.
  - d. The Citizen’s Forum/Public Comment portion of the agenda shall not exceed thirty (30) minutes total.
  - e. Individuals wishing to speak on a matter posted on the agenda as a public hearing, must do so once the public hearing has been opened.
  - f. Section 551.042 of the Texas Government Code (ie. Texas Open Meetings Act) permits a member of the public or a member of the governmental body to raise a subject that has not been include in the notice for the meeting, but any discussion of the subject must be limited to a proposal to place the subject on the agenda for a future meeting.

**SECTION 2.**

Should any section, clause or provision of this ordinance be declared by court of competent jurisdiction to be invalid, the same shall not affect the validity of this ordinance or any other ordinance of the city as a whole or any part thereof, other than the part so declared to be invalid.

**SECTION 3.**

This Ordinance shall take effect immediately upon passage.

**SECTION 4.**

This Ordinance shall not affect any other section of the City of Copperas Cove Code of Ordinances Chapter 2 currently in existence.

**PASSED, APPROVED AND ADOPTED** this 19th day of April 2016 at a regular meeting of the City Council of the City of Copperas Cove, Texas, such meeting having been held in compliance with the Open Meetings Act, *Tex. Gov't Code* §551.001, et. seq., at which a quorum was present and voting.

  
Frank Seffrood, Mayor

**ATTEST:**

  
Mariela Altott, City Secretary



**APPROVED AS TO FORM:**

  
Denton, Navarro, Rocha & Bernal, Hyde & Zech P.C.

**Sec. 2-57.1. - Placement of an item on an agenda.**

- (a) All items for placement on an agenda shall be coordinated through the city manager. The city manager shall be responsible for coordinating items and supporting documentation for the agenda for timely submission to the city secretary.
- (b) Members of city council wishing to place any item on an agenda may do so, with consent of two (2) other council members, at the end of a council meeting during the section provided for "items for future agendas."
- (c) Should a city council member need an item placed on the agenda before council convenes in a council meeting, the council member shall obtain a signed statement from two (2) additional city council members explaining the item they wish to appear on the next agenda, prepare an agenda item report and submit the completed agenda item report prior to the deadline for agenda items. The city secretary will provide the necessary statement form. This form may be submitted to the city manager or the city secretary.

(Ord. No. 2000-26, § 1, 9-5-00; Ord. No. 2009-15, § 1(Exh. 1), 6-16-09)