

**Proposed Amendment No. 1:**

To amend the Charter for grammatical corrections, clarifications and simplifications throughout the Charter that do not affect the intent of the Charter including simplification of language, elimination of redundancy and establishing consistency of terminology (for example City Treasurer = Finance Director; City Council = governing body = governing authority = City Commission; City Clerk = City Secretary).

**Proposed Amendment No. 2:**

To amend the Charter to update statute references throughout the Charter as necessary.

**Proposed Amendment No. 3:**

To amend Article III, Sections 1 and 3 to require that the holding of elections, the canvassing of the returns and declaring the results shall be in accordance with applicable state law:

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|---|---|
| (Left Column)   | (Right Column)  |
| <u>Existing Article III, Sections 1 and 3:</u>  | <u>Proposed Article III, Sections 1 and 3:</u>  |
| Regular municipal elections of the City of Harlingen to elect a Mayor and/or Commission shall be held on the third Saturday in May.   | Regular municipal elections of the City of Harlingen to elect a Mayor and/or City Commissioners shall be held in May in accordance with applicable state law.   |
| The Commission shall at the next regular meeting day of said commission, after each regular and special election canvass the returns and declare the result of such election. | The City Commission shall at its next regular meeting, after a regular and special election, or within the time frame prescribed by state election law canvass the returns and declare the result of such election. |

**Proposed Amendment No. 4:**

To amend Article IV, Section 2 to require that a candidate for Mayor or City Commission must be a qualified/registered voter and that ad valorem taxes and other city indebtedness must be paid no later than the deadline for filing for office:

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| (Left Column)   | (Right Column)   |
| <u>Existing Article IV, Section 2:</u>  | <u>Proposed amended Article IV, Section 2:</u>   |
| . . . and have resided in the State of Texas for a continuous period of twelve (12) months and in the City of Harlingen for a continuous period of twelve (12) months, and have attained the age of (21) years at the time of filing as a candidate for such position; and have the other qualifications of an elector of the City and as provided for candidates in the State election code. | . . . and have resided in the State of Texas and in the City of Harlingen for a continuous period of twelve (12) months, and have attained the age of twenty-one (21) years at the time of filing as a candidate for such position; must be a qualified/registered voter; and have the other qualifications of an elector of the City and as provided for candidates in the State election code. |
| . . . but with such ad valorem taxes and other indebtedness to be timely paid . . .   | . . . with such ad valorem taxes and other indebtedness to be timely paid, but in no event later than the deadline for filing for office . . .   |

**Proposed Amendment No. 5:**

To amend Article IV, Section 6 to set Mayor Pro-Tempore election for the first meeting following the election date in May as set by Texas Election Code;

(Left Column)  
Existing Article IV, Section 6:

At the second regular meeting of the City Commission after each election of a Mayor and/or Commissioners, one of such Commissioners shall be elected Mayor Pro-tempore by a majority vote . . .

(Right Column)  
Proposed Article IV, Section 6:

At the first meeting following the election date as set by Texas Election Code in May (whether or not there is a City election) one of such Commissioners shall be elected Mayor Pro-tempore by a majority vote . . .

**Proposed Amendment No. 6:**

To amend Article IV, Section 8 to authorize City Commission use of the City’s Internal Auditor for investigations of City Government;

(Left Column)  
Existing Article IV, Section 8:

In conducting such investigation, the Commission may compel the attendance of witnesses, the production of books and papers, and other evidence, and for that purpose may issue subpoenas or attachments which shall be signed by the Mayor:

(Right Column)  
Proposed Article IV, Section 8:

In conducting such investigation, the Commission may use the City’s Internal Auditor, compel the attendance of witnesses, the production of books and papers, and other evidence, and for that purpose may issue subpoenas or attachments which shall be signed by the Mayor:

**Proposed Amendment No. 7:**

To amend Article IV, Section 10 with regard to recall petition requirements to require that each signer represent that he/she is a qualified and registered voter and that one signer represent that he/she personally circulated such petition and that each signature on the page was made in his/her presence and is genuine;

(Left Column)  
Existing Article IV, Section 10 regarding:

The people of the City reserve the power to recall any member of the Commission or Mayor and may exercise such power by filing with the City Secretary a petition, signed by qualified voters of the City equal in number to at least fifteen (15) per cent of the qualified voters of the City, demanding the removal of a Commissioner or Mayor. The petition shall be signed and verified in the manner required for an initiative petition, shall contain a general statement of the grounds for which the removal is sought, and one of the signers of each petition paper shall make an affidavit that the statements therein made are true.

(Right Column)  
Proposed Article IV, Section 10:

The people of the City may recall and remove from office any member of the City Commission or Mayor by filing with the City Secretary a petition, signed by qualified voters of the City equaling at least fifteen (15) per cent of the qualified voters of the City, demanding the removal of a City Commissioner or Mayor.

The signatures on the recall petition need not all be appended to one paper, but each signer shall sign his or her name in ink or indelible pencil and shall add to his or her signature his or her place of residence by street and number. Each page of the petition shall contain the words “each signer represents that he or she is a registered and qualified voter of the City of Harlingen”, and each signer shall place his/her voter registration number on the petition. One of the signers of each separate petition shall make an affidavit that he or she only, personally circulated such petition and that each signature on the page was made in his or her presence and is the genuine signature of the person whose name is on the page and each person represented to him or her that he or she was a registered and qualified voter of the City of Harlingen.

**Proposed Amendment No. 8:**

To amend Article IV, Section 11 to require that a City Manager be appointed by a minimum of three affirmative votes (which is a higher standard than the current simple majority requirement);

(Left Column)  
Existing Article IV, Section 11:

The City Commission of the City of Harlingen, Texas, shall appoint a City Manager on the basis of his executive and administrative qualifications and experience in municipal administration who shall be . . .

(Right Column)  
Proposed Article IV, Section 11:

The City Commission of the City of Harlingen, Texas, shall appoint a City Manager by a minimum of three affirmative votes, on the basis of his/her executive and administrative qualifications and experience in municipal administration who shall be . . .

**Proposed Amendment No. 9:**

To amend Article IV, Section 14 by adding language requiring that the City Attorney and Internal Auditor are to be recommended by the City Manager, but hired and fired by a minimum of three affirmative votes of the City Commission, and specifying that their duties shall be set out by separate ordinances;

(Left Column)  
Existing Article IV, Section 14:

Not Applicable

(Right Column)  
Proposed Article IV, Section 14:

The City Attorney and Internal Auditor are to be recommended by the City Manager, but hired and fired by a minimum of three affirmative votes of the City Commission. The duties of these officers shall be set out by separate ordinances.

**Proposed Amendment No. 10:**

To amend Article V, Section 1 to authorize the City Commission to establish by Ordinance how an item may be placed on a Commission meeting agenda and to establish that Robert’s Rules of Order will govern City Commission proceedings unless the City Commission adopts another set of administrative rules;

(Left Column)  
Existing Article V, Section 1:

The Commissioners shall meet at such time as may be prescribed by the ordinance or resolution, but they shall meet at least once a month. The Mayor, any two Commissioners or the City Manager (hereinafter provided for) may call special meetings of the Commission at any time deemed advisable. All meetings of the Commission shall be public except such executive sessions as may be provided for by law, and any such citizen shall have access to the minutes and records thereof at all reasonable times. The Commission shall determine its own rules and order of business and shall keep a journal of its proceeding.

(Right Column)  
Proposed Article V, Section 1:

The City Commissioner shall meet at such time as may be prescribed by the ordinance or resolution, but at least once a month. The Mayor, any two City Commissioners or the City Manager (hereinafter provided for) may call special meetings of the City Commission at any time deemed advisable. The Mayor and City Commission shall establish by ordinance how an item may be placed on the agenda. All meetings of the City Commission shall be public except such executive sessions as may be provided for by law, and any citizen shall have access to the minutes and records of meetings at all reasonable times in accordance with the Public Information Act and/or any other applicable laws, all as may be amended in the future. The City Commission shall determine its own rules and order of business and shall keep a journal of its proceedings. However, if the City Commission has not determined its own rules and order of business for any matter, then parliamentary procedures shall be followed in accordance with Robert’s Rules of Order.

**Proposed Amendment No. 11:**

To amend Article V, Section 9 to break out a section of the third paragraph, consisting of the entire paragraph except the first sentence, governing petition requirements and establishing that each page of a petition for initiative or referendum must have the words “each signer represents that he or she is a registered and qualified voter of the City of Harlingen”, and requiring that each signer shall place his or her voter registration number on the petition and requiring the signature gatherer to represent that the signatures were made in their presence and that each person represented that he or she was a registered and qualified voter of the City of Harlingen;

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| (Left Column)<br><u>Existing Article V, Section 9:</u> | (Right Column)<br><u>Proposed Article V, New Section 10:</u> |
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The signature to the initiative or referendum petition need not all be appended to one paper, but each signer shall sign his name in ink or indelible pencil and shall add to his signature his place of residence by street and number. One of the signers of each separate petition shall make an affidavit that he, and he only, personally circulated such petition and that each signature appended thereto was made in his presence and is the genuine signature of the person whose name it purports to be.

The signatures to the initiative or referendum petition need not all be appended to one paper, but each signer shall sign his or her name in ink or indelible pencil and shall add to his or her signature his or her place of residence by street and number. Each page of the petition shall contain the words “each signer represents that he or she is a registered and qualified voter of the City of Harlingen”, and each signer shall place his/her voter registration number on the petition. One of the signers of each separate petition shall make an affidavit that he or she only, personally circulated such petition and that each signature on the page was made in his or her presence and is the genuine signature of the person whose name is on the page and each person represented to him or her that that he or she was a registered and qualified voter of the City of Harlingen.

**Proposed Amendment No. 12:**

To amend Article V, Section 10 to require that the City Secretary, instead of the City Commission, compile and print all general ordinances of the City in code form;

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| (Left Column)<br><u>Existing Article V, Section 10:</u> | (Right Column)<br><u>Proposed Article V, Section 10:</u> |
|---|--|

The commission shall have all general ordinances of the city compiled and printed in code form;

The City Secretary shall have all general ordinances of the city compiled and printed in code form;

**Proposed Amendment No. 13:**

To amend Article VI, Section 2 to set the highest interest rate that can be charged on delinquent property taxes at the highest rate allowed annually by the Texas Property Tax Code;

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| (Left Column)<br><u>Existing Article VI, Section 2:</u> | (Right Column)<br><u>Proposed Article VI, Section 2:</u> |
|---|--|

. . . and provide for rendition, levy and assessment of taxes for previous years on property omitted from taxation, and to provide interest at the rate of six (6) per cent per annum upon such unrendered or omitted property, and to change and provide for correction and reassessment of property erroneously assessed.

. . . and provide for rendition, levy and assessment of taxes for previous years on property omitted from taxation, and to charge interest at the highest rate allowed by the Texas Property Tax Code annually upon such unrendered or omitted property, and to change and provide for correction and reassessment of property erroneously assessed.

**Proposed Amendment No. 14:**

To amend Article VI, Section 6 to authorize the Assistant Finance Director and the Assistant City Manager to sign checks, vouchers or warrants if necessary and to allow for facsimile signatures of authorized officials to be used.

(Left Column)

Existing Article VI, Section 6:

All checks, vouchers or warrants for the withdrawal of money from the city depositories shall be signed by the city treasurer or his deputy and countersigned by the city manager.

(Right Column)

Proposed Article VI, Section 6:

All checks, vouchers or warrants for the withdrawal of money from the City depositories shall be signed by the Finance Director or Assistant Finance Director and countersigned by the City Manager or Assistant City Manager or their facsimile signature.

**Proposed Amendment No. 15:**

To amend Article VII, Section 3 to exempt the City’s property from execution;

(Left Column)

Existing Article VII, Section 3:

Said City shall have the power to provide that no public property or any other character of property owned or held by said City shall be subject to any execution of any kind or nature.

(Right Column)

Proposed Article VII, Section 3:

No public property or any other character of property owned or held by the City shall be subject to any execution of any kind or nature.

**Proposed Amendment No. 16:**

To amend Article VII, Section 4 to provide that the City has the power of eminent domain for any purpose allowable under the law in place of the current list of specific purposes and deleting the references to the laws of condemnation of property by railroad corporations;

(Left Column)

Existing Article VII, Section 4:

Said City shall have the right of eminent domain and the power to appropriate private property for public purposes whenever the governing authority shall deem it necessary; and to take any private property, within or without the City limits, for any of the following purposes to-wit: city halls, police stations, jails, calabooes, fire stations and fire alarm systems, libraries, hospitals, sanitariums, auditoriums, market houses, slaughter houses, reformatories, abattoirs, streets, alleys, parks, highways, playgrounds, sewer systems, storm sewers, sewage disposal plants, filtering beds and emptying grounds for sewer systems, drainages, drainage water, water supply sources, wells, water and electric light and power systems, street car systems, telephone and telegraph systems, gas plants or gas systems, cemeteries, crematories, prison farms, pest houses, and to acquire lands, within or without the City, for any other municipal purpose that may be deemed advisable. That the power herein granted for the purpose of acquiring private property shall include the power of improvements and enlargements of waterworks, including water supply, riparian rights, standpipes, filtration plants, watersheds, and the construction of supply reservoirs. That in all cases wherein the City exercises the power of eminent domain, it shall be controlled, as nearly as practicable, by the laws governing the condemnation of property by railroad corporations in this State; the City taking the position of the railroad corporation in any such case.

(Right Column)

Proposed Article VII, Section 4:

The City shall have the right of eminent domain and the power to appropriate private property for public purposes whenever the governing authority shall deem it necessary; and to take any private property, within or without the City limits, for any purposes allowable under current laws and as may be amended in the future.

**Proposed Amendment No. 17**

To amend Article IX, Section 1 (a) regarding the Harlingen Municipal Airport Board membership number and/residency requirements to authorize nine (9) members and that no less than five (5) must be residents of Harlingen and all must be residents of Texas;

(Left Column)

Existing Article IX, Section 1(a):

... the “Harlingen Airport Board” which shall be composed of five (5) resident citizens of the City of Harlingen, Texas

(Right Column)

Proposed Article IX, Section 1(a):

... the “Harlingen Airport Board” which shall be composed of nine (9) members with not less than five (5) being resident citizens of the City of Harlingen, and all being residents of Texas

**Proposed Amendment No. 18:**

To add a new Article IX, Section 1(b) requiring the Harlingen Municipal Airport employees to be governed by the City Personnel Policy, but allowing the Harlingen Municipal Airport Board to amend the policy with prior approval of the City Commission by at least three affirmative votes;

(Left Column)

Existing Article IX, Section 1(b):

Not Applicable

(Right Column)

Proposed Article, Section 1(b):

Personnel Policy. The personnel policy of the City of Harlingen shall apply to all airport employees, except that any policy changes or amendments must be approved by a minimum of three affirmative votes of the City Commission before implementation.

**Proposed Amendment No. 19:**

To add a new Article IX, Section 1(c) to require that any acquisition or conveyance of real property by the Harlingen Municipal Airport Board require prior approval by the City Commission and specifying how the Harlingen Municipal Airport Board shall acquire title to real property;

(Left Column)

Existing Article IX, Section 1(c):

Not Applicable

(Right Column)

Proposed Article IX, Section 1(c):

Real Property. Any acquisition or conveyance of real property by the Harlingen Airport Board shall be presented to the City Commission for its approval which must be obtained for the proposed acquisition or conveyance. The Harlingen Airport Board shall take title to any real property it acquires as follows: Valley International Airport, a Department of the City of Harlingen, a municipal corporation.

**Proposed Amendment No. 20:**

To amend Article X, Section 7(A) regarding Harlingen Waterworks System and Sanitary Sewer System Utility Trustee Board composition to require successor trustees to be appointed by City Commissioners starting with Place One and appointing in order through Place Five as reappointments become necessary, and establishing that in the event of a vacancy succeeding Board Member appointments would be made by the Commissioner of the Place which made the original appointment. Trustees would also be voted in by a simple majority of the City Commission. Term limits will be two consecutive full four-year terms not to exceed ten consecutive years;

(Left Column)

Existing Article X, Section 7(A):

The appointment of the initial utility trustees shall be by each elective commissioner of the City of Harlingen nominating one member for the said utility trustees, with each trustee to be approved by three affirmative votes of the commission of the city. Subsequent voting members shall be appointed by the city commissioners drawing lots to determine the nominating commissioner, who shall then nominate a succeeding trustee, with such succeeding trustee to be approved by three affirmative votes of the elective commission of the city. Each elective commissioner shall be limited to the appointment of one trustee per two year commissioner's term. One each of the original five (5) appointed voting members shall serve for terms of one (1), two (2), three (3), four (4) and five (5) years, respectively, as determined by an initial drawing of lots by the original trustees. All successor appointees shall serve four-year terms, save and except for vacancies resulting from death, resignation, failure to remain a resident of the City of Harlingen, or other causes, to also be filled by appointment by a majority of the elective commission and to serve for the remainder of such vacant term. The nomination for a trustee to fill an unexpired term shall be submitted to the commission by the mayor.

**Proposed Amendment No. 21:**

To amend Article X, Section 7(D) to require that the final adoption of retail rates and wholesale contracts be approved by City Commission;

(Left Column)

Existing Article X, Section 7(D):

The utility trustees shall have the managing control and operation of the city waterworks system and city sewer system owned and operated by the city as above provided for; save and except for (1) the final adoption of rates for such city-owned utility systems (to be adopted by the elective commission); (2) any bond issue request shall be submitted to the elective commission for approval as hereinbelow provided.

(Right Column)

Proposed Article X, Section 7 (A):

Each existing trustee at the time of this change shall continue to serve out his/her appointment term and each successor trustee shall be appointed by each City Commissioner of the City of Harlingen starting with Place 1 nominating one member for utility trustee, with each trustee to be approved by majority of the City Commission of the City. In the event of a vacancy, a succeeding trustee shall be appointed by the City Commissioner who replaced the Commissioner who made the appointment to the position which has become vacant. All successor appointees shall serve four-year terms, save and except for vacancies resulting from death, resignation, failure to remain a resident of the City of Harlingen, or other causes, to also be filled by the Commissioner in the place making the original appointment and approved by a majority of the City Commission and to serve for the remainder of such vacant term. All trustees may serve no more than two consecutive full four-year terms, provided that no one trustee may serve more than ten consecutive years.

(Right Column)

Proposed Article X, Section 7(D):

The utility trustees shall have the managing control and operation of the City waterworks system and City sewer system owned and operated by the City as above provided for, except for (1) the final adoption of retail rates and wholesale contracts for such city-owned utility systems (to be adopted by the City Commission); (2) any bond issue request shall be submitted to the City Commission for approval as provided below.

**Proposed Amendment No. 22:**

To amend Article X, Section 7(D) requiring Harlingen Waterworks System and Sanitary Sewer System employees to be governed by the City Personnel Policy, but allowing the Utility Board of Trustees to amend the Policy with the prior approval of the City Commission by at least three affirmative votes;

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| (Left Column)<br><u>Existing Article X, Section 7(D):</u>  | (Right Column)<br><u>Proposed Article X, Section 7(D):</u>   |
| The utility trustees shall otherwise determine the administrative personnel and organization of the department. The personnel policy of the City of Harlingen shall apply to all water and sewer department employees. | The utility trustees shall otherwise determine the administrative personnel and organization of the department. The personnel policy of the City of Harlingen shall apply to all water and sewer department employees, except that any policy changes or amendments must be approved by a minimum of three affirmative votes of the City Commission before implementation. |

**Proposed Amendment No. 23:**

To amend Article X, Section 7(G) to require the Harlingen Waterworks System and Sanitary Sewer System to collaborate, cooperate and coordinate with the City regarding expansion, operation and maintenance of the water and sewer systems;

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| (Left Column)<br><u>Existing Article X, Section 7(G):</u>  | (Right Column)<br><u>Proposed Article X, Section 7(G):</u>  |
| Coordination. The water and sewer utilities manager shall attend elective commission meetings at the direction of said commissioners for the purpose of furnishing information and reports as requested by the elective commission with reference to the operations of the utility trustees from time to time. | Coordination. Harlingen Waterworks System shall collaborate, cooperate and coordinate with the City as to expansion, operation and maintenance of the water and sewer systems. The water and sewer utilities manager shall attend City Commission meetings at the direction of the City Commissioners for the purpose of furnishing information and reports as requested by the City Commission with reference to the operations of the utility trustees from time to time. |

**Proposed Amendment No. 24:**

To add a new Article X, Section 7(K) titled “Real Property” to require that any acquisition or conveyance of real property by the Harlingen Waterworks System and Sanitary Sewer System must be approved in advance by the City Commission and specifying how the System shall acquire title to real property;

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| (Left Column)<br><u>Existing Article X, Section 7 (K):</u> | (Right Column)<br><u>Proposed Article X, Section 7(K):</u>  |
| Not Applicable   | Real Property. Any acquisition or conveyance of real property by the City of Harlingen Waterworks System and Sanitary Sewer System shall be presented to the City Commission for its approval, which must be obtained for the proposed acquisition or conveyance. The City of Harlingen Waterworks and Sanitary Sewer System shall take title to any real property it acquires as follows: City of Harlingen Waterworks System, a Department of the City of Harlingen, a municipal corporation. |



**Proposed Amendment No. 25:**

To amend Article XI, Section 4 to add residential structures to types of structures over which the City has the power to enforce ordinances regarding safety;

(Left Column)

Existing Article XI, Section 4:

To enact and enforce all ordinances and resolutions necessary to regulate the safety of all office buildings, hotels, apartment houses, rooming houses, hospitals, theaters, store buildings and all public buildings.

(Right Column)

Proposed Article XI, Section 4:

To enact and enforce all ordinances and resolutions necessary to regulate the safety of all residential structures, office buildings, hotels, apartment houses, rooming houses, hospitals, theaters, store buildings and all public buildings.

**Proposed Amendment No. 26:**

To amend Article XI, Section 9 to exempt City funds and property from garnishment;

(Left Column)

Existing Article XI, Section 9:

Said city shall have the power to provide that no funds of the city shall be subject to garnishment, and that the city shall never be required to answer in any garnishment proceedings.

(Right Column)

Proposed Article XI, Section 9:

No funds of the City shall be subject to garnishment, and the City shall never be required to answer in any garnishment proceedings.

**Proposed Amendment No. 27:**

To amend Article XI, Section 16 to add skateboards and other non-motorized and unlicensed motorized methods of conveyance and loudspeakers to items that the City may regulate;

(Left Column)

Existing Article XI, Section 16:

Said city shall have the power to prohibit and restrain the flying of kites, firing of firearms, fire-crackers, rolling of hoops and the use of velocipedes, bicycles and skates or the use and practice of any amusement on the streets or sidewalks to the annoyance of pedestrians or persons using such streets or sidewalks, and to restrain, regulate and prohibit the ringing of bells or blowing of horns, bugles and whistling, crying of goods and other noises, practices and performances tending to the collection of persons in the streets or tending, unnecessarily, to interfere with the peace and quietude of the inhabitants of said city; and to suppress and regulate all unnecessary noises.

(Right Column)

Proposed Article XI, Section 16:

The City shall have the power to prohibit and restrain the flying of kites, firing of firearms, fire-crackers, rolling of hoops and the use of velocipedes, bicycles, skates, skateboards and other non-motorized and unlicensed motorized methods of conveyance or the use and practice of any amusement on the streets or sidewalks to the annoyance of pedestrians or persons using the streets or sidewalks, and to restrain, regulate and prohibit the ringing of bells, or blowing of horns, bugles and whistling, crying of goods, loudspeakers and other noises, practices and performances tending to collect persons in the streets or tending, unnecessarily, to interfere with the peace and quietude of the citizens of the City; and to suppress and regulate all unnecessary noises.

**Proposed Amendment No. 28:**

To amend Article XI, Section 19 to allow the City to regulate and tax solicitors and beggars;

(Left Column)

Existing Article XI, Section 18:

Said city shall have the power to license, tax and regulate or suppress and prevent hawkers, peddlers, and pawnbrokers.

(Right Column)

Proposed Article XI, Section 18:

The City shall have the power to license, tax and regulate or suppress and prevent hawkers, peddlers, pawnbrokers, solicitors and beggars.

**Proposed Amendment No. 29:**

To amend Article XI, Section 20 to allow the City to adopt local subdivision platting regulations as provided by Texas Local Government Code;

(Left Column)

Existing Article XI, Section 20:

The provisions of the Chapter 231, Page 342, Acts of 1927, Fortieth Legislature providing for platting and recording subdivisions or additions; acknowledgment of plats; approval of plats or plans by planning commission or governing body and recording same; endorsement of approval of plats by planning commission or governing body; vacation of plats or plans and procedure of same; improvement to effect dedication; approval prior to connection of public utilities and disapproval of plats or plans, said statutes being also designated as TEX. REV. CIV. STAT., Art. 974A, together with all amendments thereof and hereby adopted.

(Right Column)

Proposed Article XI, Section 20:

The City shall have the power to adopt by ordinance local subdivision regulations, to promote the public health of the city's residents, provide for orderly safe and healthful development within and surrounding the City. These regulations may be amended by the City Commission from time to time. Local subdivision regulations shall not conflict with provisions of Chapter 212 of the Texas Local Government Code, as amended.

**Proposed Amendment No. 30:**

To amend existing Article XI, Section 30 to break out the last sentence of Section 30 to create a new Article XI, Section 31, to make the severability language separate from the general powers of the Charter in order to protect one part of the Charter which may be declared invalid from rendering the entire Charter invalid;

(Left Column)

Existing Article XI, Section 31:

Not Applicable

(Right Column)

Proposed Article XI, Section 31:

If any part of this Charter shall, for any reason, be declared invalid by a court of competent jurisdiction, such judgment shall not affect nor impair the validity of the remaining provisions of the Charter, and those shall continue in full force and effect.