

HOME RULE

CHARTER

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HOME RULE CHARTER*

CHAPTER 1

INCORPORATION, BOUNDARIES, AND LIMITS

1.01 INCORPORATION

All inhabitants of the City of University Park, Dallas County, Texas, as the boundaries and limits of said city have heretofore been established and now exist or may hereafter be established shall constitute a municipal body politic incorporated under and known by the name “The City of University Park,” with such powers, rights, duties, privileges, and immunities as are herein provided.

1.02 BOUNDARIES AND LIMITS

The boundaries and limits of the City of University Park shall be those as established and described in ordinances duly passed by the city council of the City of University Park in accordance with state law. The city secretary shall at all times keep a correct and complete description and official map on file, with recent annexations or disannexations.

1.03 ANNEXATION AND DISANNEXATION

The city may from time to time alter its boundaries by annexing any territory adjoining its present or future boundaries in any size or shape desired in any manner provided by state law, with or without the consent of the owners of such territory or the inhabitants thereof. The city may from time to time alter its boundaries by disannexing any territory adjoining its present or future boundaries by passage of an appropriate ordinance describing the territory being disannexed. Any additional territory annexed to the city shall be a part of the city for all purposes, and the property situated therein shall bear its pro rata part of the taxes levied by the city as provided by state law. The inhabitants thereof shall be entitled to all the rights and privileges of all the citizens and shall be bound by the acts, ordinances, and resolutions of the city.

State law references—Municipal boundaries and annexation, V.T.C.A., Local Government Code, ch. 41 et seq.; municipal annexation, V.T.C.A., Local Government Code, ch. 43; authority of home-rule municipality to annex area, V.T.C.A., Local Government Code, sec. 43.021.

CHAPTER 2

FORM OF GOVERNMENT AND POWERS

2.01 FORM OF GOVERNMENT

* **Editor’s note**—Printed herein is the charter of the City of University Park, Texas. Apart from minor nonsubstantive changes in style and formatting, the charter is reproduced as it appeared in the 1996 Code of Ordinances. Capitalization, punctuation and grammar have been retained. Obviously misspelled words have been corrected without notation. Material enclosed in brackets has been added for clarification. Amendments to the charter are indicated by a history note following the amended provision. The absence of a history note indicates the material is unchanged from the original charter.

State constitution reference—Charter to be consistent with constitution and general laws, art. XI, sec. 5.

Municipal government for the City of University Park shall be a “council-manager government.” Except as otherwise provided by this Charter and the Constitution and laws of the State of Texas, all powers conferred on the city shall be exercised by a city council to be composed of four (4) councilmembers and a mayor, elected by the qualified voters of the entire city for a term of two (2) years[.]

State law reference—Form of government, V.T.C.A., Local Government Code, sec. 26.021.

2.02 POWERS OF THE CITY

The City of University Park shall be a Home Rule City under the Constitution and laws of the State of Texas and shall have all powers, functions, rights, privileges and immunities of every kind and nature granted to a home rule city under Article XI, Section 5, of the Constitution of the State of Texas, known as the home rule amendment, and all other laws passed by the Legislature of the State of Texas relating thereto, or which may hereafter be passed by said Legislature in relation to such matters including, but not limited to the following powers:

- (1) To sue and be sued, to contract and be contracted with, to buy, sell, lease, mortgage, hold, manage, and control such property as its interests require.
- (2) To institute and prosecute suits without giving security therefor, and appeal from judgments of the courts without giving supersedeas or cost bonds, other bonds or security whatever.
- (3) To acquire property within or without its boundaries or within the boundaries of other municipalities for any public purpose, in fee simple or lesser interest or estate, by purchase, gift, devise, lease or condemnation when necessary or desirable to carry out any of the powers conferred upon it by this Charter or by the Constitution and laws of the State of Texas.
- (4) To assess, levy, and collect taxes for general and special purposes on all lawful subjects of taxation.
- (5) To borrow money on the faith and credit of the city by the issue or sale of bonds, warrants, certificates of obligation, notes or other securities authorized by the laws of the State of Texas
- (6) To create offices, determine the method for selection of officers, and prescribe the qualifications, duties, and tenure of office for officers.
- (7) To appropriate the money of the city for all lawful purposes to create, provide for, construct, regulate and maintain public works and public improvements of any nature and to furnish municipal services as may be provided by resolution or ordinance of the city council, or as required by law.
- (8) To make and enforce all police, health, sanitary and other regulations, and pass such ordinances as may be expedient for maintaining and promoting the peace, good government and welfare of the city, for the performance of the functions thereof, for the order and security of its inhabitants, and to protect the peace, lives, health, and

property of such inhabitants, and to provide suitable penalties for the violation of any ordinance enacted by the city.

- (9) To lay out, open, close, establish, alter, widen, lower, extend, grade, supervise, maintain, and improve streets, alleys, and parks and to regulate the use thereof and require removal of all obstructions or encroachments of every nature and character upon said public streets, sidewalks or other public property.
- (10) To have the exclusive right to erect, own, maintain and operate a waterworks and sanitary sewer system for the use of said city and its inhabitants and to regulate the same, including the right to prescribe rates for water and sanitary sewer services, and to make such rules and regulations as the council may deem expedient, including the power to extend water and sanitary sewer lines and assess a portion or all of the cost therefor and affix a lien against the property and the owner thereof, and do anything whatsoever necessary to operate and maintain said waterworks and to compel the owners of all property and the agents of such owners to pay all charges for water and sanitary sewer services furnished.
- (11) To fix and regulate the rates of gas, water, electricity, and other utilities, and to regulate and fix the fares, tolls, and charges of local telephones and exchanges, public carriers and motor vehicles where they are transporting passengers, freight or baggage, and generally to fix and regulate the rates, tolls or charges and the kind of service of all public utilities of every kind, unless otherwise required by state law.
- (12) To acquire, by purchase, gift or devise, or by the exercise of the right of condemnation, and own, in fee simple or otherwise, either public or private property located inside or outside of the corporate limits of the city, for the extension, improvement and enlargement of its waterworks system, including riparian rights, water supply reservoirs, stand pipes, watersheds, dams, the laying, building, maintenance and construction of water mains, rights-of-way in connection therewith, and the laying, erection, establishment or maintenance of any necessary appurtenance or facilities which will furnish to the inhabitants of the city an abundant supply of wholesome water; for sewerage plants and systems; rights-of-way for water and sewer lines; parks, playgrounds, fire stations, police stations, incinerators or other garbage disposal plants; streets, boulevards, and alleys or other public ways; municipal buildings, garages and parking facilities, or any rights-of-way needed in connection with any property used for any purpose hereinabove named; for the straightening or improving of the channel of any stream, branch or drain or for any other municipal purpose.

State law references—Powers of home-rule municipality, V.T.C.S. art. 1175; general powers of home-rule municipality, V.T.C.A., Local Government Code, sec. 51.071 et seq.; authority of local self-government, V.T.C.A., Local Government Code, sec. 51.072.

2.03 POWERS - GENERAL

The enumeration of particular powers in the Charter shall not be held or deemed to be exclusive, but in addition to the powers enumerated herein, implied thereby or appropriate to the exercise thereof, the city shall have and may exercise all other powers which under the Constitution and laws of the State of Texas it would be competent for the Charter specifically to enumerate.

CHAPTER 3

CITY COUNCIL

3.01 MAYOR

The person elected as mayor shall be the presiding officer at all meetings of the city council. He shall have a vote on all matters coming before the council unless otherwise disqualified, but no power to veto. He shall be the official head of the city government.

3.02 QUALIFICATIONS

Each candidate for election to the city council or office of mayor shall be a qualified voter of the city, shall be not less than twenty-one (21) years of age, shall have resided in the city not less than twelve (12) months immediately preceding election day, shall meet the requirements of the Texas Election Code, and shall not, after notice of any delinquency, be in arrears in the payment of any taxes or other liabilities due the city. Each councilmember and the mayor must continually reside within the city during his term of office, and any removal of his residence from the city during his term of office shall constitute a vacation of his office, and such vacancy shall be filled as provided in Section 3.05. Candidates may be residents of any portion of the city.

3.03 LIMITATION ON SUCCESSIVE TERMS

No person shall serve as mayor for more than three (3) successive terms, and no person shall serve as councilmember for more than three (3) successive terms. A term of office shall be for a period of two (2) years or any portion thereof.

3.04 COMPENSATION

Members of the city council shall serve without compensation, except that councilmembers shall be entitled to reimbursement of all necessary and reasonable expenses incurred in the performance of their official city council duties, upon approval of such expenses by the city council.

State law reference—Compensation of officers in home-rule municipality, V.T.C.A., Local Government Code, sec. 141.004.

3.05 VACANCIES IN THE CITY COUNCIL; FILLING OF VACANCIES

A. The office of a councilmember or office of the mayor shall become vacant upon his death, resignation, removal from office in any manner authorized by law, removal of his residence from the City of University Park or forfeiture of his office.

B. A councilmember or the mayor shall forfeit his office if he lacks at any time during his term of office any qualification for the office prescribed by this Charter or by state law, or if he violates any express prohibition of this section or any other provision of this Charter, or if he fails to attend three (3) consecutive regular city council meetings without being excused by the city council. The city council shall be the final judge in matters involving forfeiture of office by a councilmember or the mayor.

C. If for any reason a single vacancy exists on the city council, a majority of the remaining members may fill the vacancy by appointment within thirty (30) days of the occurrence of the vacancy by selection of a person qualified for the position as described in this Charter, unless an election to fill the vacancy is required by Article XI, Section 11, of the Texas Constitution. The appointee to fill the vacancy serves until the next regular city election. In lieu of appointing a person to fill a vacancy on the city council, a special election may be ordered to elect a person to fill the vacancy. If two (2) or more vacancies on the city council exist at the same time, a special election shall be ordered to fill the vacancies. Any special election called to fill a vacancy or vacancies on the city council shall be called for a date prescribed by the Texas Election Code as a uniform election date, provided that if any vacancy or vacancies occur within one hundred twenty (120) days of a regular city election, then no special election shall be called, and the remaining city councilmembers shall fill the vacancy or vacancies until the regular city election.

State law reference—Special election to fill vacancy generally, V.T.C.A., Election Code, sec. 201.051 et seq.

3.06 MEETINGS; QUORUM

Regular meetings of the city council shall be held at the city hall at such times as may be prescribed from time to time by resolution of the city council. Special meetings shall be called by the city secretary upon the written request of the mayor, the city manager or three (3) members of the city council. Notice of any regular or special meeting of the city council shall state the subject to be considered at the meeting. All official meetings of the council and of all committees thereof shall be open to the public as provided by state law. Those meetings involving an attorney and client relationship need not be open to the public. A quorum shall consist of three (3) members. The council shall determine its own rules of procedure, may punish its members for misconduct and may compel the attendance of absent members.

State law reference—Open meetings, V.T.C.A., Government Code, ch. 551.

3.07 MAYOR PRO TEM

The city council shall elect one of its members as mayor pro tem, who shall perform the duties of mayor in the case of the absence or inability of the mayor to perform the duties of his office, and who shall, during that time, be vested with all the powers belonging to the mayor.

CHAPTER 4

CITY MANAGER

4.01 CITY MANAGER - QUALIFICATIONS, APPOINTMENT AND REMOVAL; DUTIES; COMPENSATION

The city manager shall be the chief administrative and executive officer of the city. The city manager is appointed by and serves at the will of the city council. The city manager shall be appointed solely on the basis of his administrative ability, experience, and training. The city manager shall administer the business of the city, and the city council shall ensure that such administration is efficient. The city council may by ordinance delegate to the city manager any additional powers or duties it considers proper for the efficient administration of city affairs. The city manager shall execute a bond conditioned that he will faithfully perform the duties of city

manager. The amount of such bond shall be as prescribed by ordinance adopted by the city council. The city council shall be authorized to enter into a Contract of Employment with the city manager and to prescribe such compensation therein as it may fix. The action of the city council in suspending or removing the city manager shall be final, it being the intention of this Charter to vest all authority and fix all responsibility for such suspension or removal in the city council.

4.02 CITY MANAGER - DIRECTION AND SUPERVISION OF EMPLOYEES, NON-INTERFERENCE BY COUNCIL; APPOINTMENTS AND REMOVALS OF DEPARTMENT HEADS

Except for the purpose of inquiries and investigations as provided by this Charter or otherwise by law, the city council or its members shall deal with city officers and employees who are subject to the direction and supervision of the city manager solely through the city manager, and no member of the council shall give orders to any subordinate of the city manager, either publicly or privately. Neither the council nor any of its members shall direct or request the appointment of any person to or his removal from office by the city manager or by any of his subordinates. The city manager shall be responsible for and have the power to appoint, suspend, and/or remove all or any one of the directors of the departments of the city with the concurrence of the city council.

4.03 CITY MANAGER - SPECIFIC POWERS AND DUTIES

The city manager shall be responsible to the city council for the proper administration of the affairs of the city and shall have the power and duty to:

- (1) Be responsible for the proper administration of all city affairs placed in his hands.
- (2) Appoint, suspend, and/or remove employees not otherwise provided for in this Charter. Appointments made by him shall be on the basis of executive and administrative experience and ability and of training[,] fitness and efficiency of such appointees in the work which they are to administer.
- (3) See that all laws and ordinances are enforced.
- (4) Exercise control over all departments and subdivisions thereof created by this Charter or by ordinance.
- (5) Attend all city council meetings and take part in the discussion of city business.
- (6) Prepare and recommend items for inclusion in the official agenda of all city council meetings and meetings of the Boards and Commissions as established by this Charter or ordinance.
- (7) Prepare and submit to the city council the annual budget and capital program, and administer the budget as adopted by the city council.
- (8) See that all terms and conditions imposed in favor of the city or its inhabitants in any public utility franchise are faithfully kept and performed.
- (9) Keep the city council at all times fully advised as to the financial condition and needs of the city, and prepare and submit to the city council an annual report on the

finances and administrative activities of the city, including the report of annual audit required by state law.

- (10) Recommend to the city council for adoption such measures as he may deem necessary or expedient; to execute deeds, deeds of trust, easements, releases, contracts, and all other legal instruments on behalf of the city when authorized by ordinance or resolution of the city council, and approved as to form by the city attorney.
- (11) Perform such other duties as are specified in this Charter or as may be required by the city council by ordinance or resolution, not inconsistent with this Charter.

CHAPTER 5

CITY SECRETARY

5.01 APPOINTMENT; REMOVAL; COMPENSATION

The city manager shall appoint, suspend, and/or remove the city secretary with the concurrence of the city council. The city secretary shall receive such compensation as shall be fixed by the city council.

5.02 DUTIES OF THE CITY SECRETARY

The city secretary shall:

- (1) Attend all meetings of the city council and keep accurate records of all actions taken by the council.
- (2) Maintain the official records and files of the city.
- (3) Administer oaths required by law.
- (4) Attest contracts, assessment certificates, ordinances, resolutions, and other legal instruments when executed by the authorized officers of the city.
- (5) Serve as the election official for all city elections.
- (6) Hold and maintain the city seal and affix it to all appropriate documents as required.
- (7) Perform such other duties as may be required by the city manager, this Charter, or the laws of the State of Texas.

CHAPTER 6

MUNICIPAL COURT*

* **State law reference**—Municipal courts generally, V.T.C.A., Government Code, sec. 29.001 et seq.

6.01 CREATION

The city council shall, by ordinance, create and provide for a municipal court to be known as the Municipal Court of the City of University Park, Texas, and may appoint one or more municipal judges to serve in such court. The court shall have all the powers and duties as are now or as may hereafter be prescribed by the laws of the State of Texas in connection with the trial of misdemeanor offenses within its jurisdiction.

6.02 MUNICIPAL COURT JUDGE

The judge of the municipal court, and all alternates, shall be competent, duly qualified, and licensed attorneys in the State of Texas. The judge of the municipal court shall be appointed to a term of two (2) years concurrent with the mayor and city council, and may be appointed to additional and consecutive terms at the will and pleasure of the city council. The judge shall receive such compensation as may be determined by the city council. This compensation shall be fixed, and commensurate with the duties performed by the judge.

State law references—Municipal court judges, V.T.C.A., Government Code, sec. 29.004; term of municipal court judge, V.T.C.A., Government Code, sec. 29.005.

6.03 CLERK OF THE COURT

There shall be a clerk of the municipal court appointed by the city manager. The clerk of the court and any deputies appointed by the city manager shall have the power to administer oaths and affidavits, make certificates, affix the seal of said court as necessary and as required by law, and generally do and perform any and all acts usual and necessary to be performed by clerks and deputy clerks of municipal courts of the State of Texas.

State law reference—Municipal court clerk generally, V.T.C.A., Government Code, sec. 29.010.

6.04 JURISDICTION, POWER, AND FINES

The municipal court shall have jurisdiction:

- (1) Over all criminal cases arising under the ordinances of the city within the city limits and outside the limits to the extent authorized by state law.
- (2) Concurrent with the appropriate state court of all criminal cases arising under the criminal laws of the state, where the offense is committed within the city limits and the penalty does not exceed that which is established for municipal courts by state law.
- (3) Over the forfeiture and collection of bonds given in proceedings therein, and to order the forfeiture of cash acceptance bonds upon the failure of the defendant to appear, and to accept the same in lieu of a fine.
- (4) Enforce all process of the courts in accordance with state law and city ordinances, punish witnesses for failing to obey subpoenas, and compel their attendance by process of attachment.

- (5) Punish for contempt, admit to bail, and forfeit bonds under such circumstances and as provided by law.

State law reference—Jurisdiction of municipal courts, V.T.C.A., Government Code, sec. 29.003.

6.05 COSTS, FINES, AND PENALTIES

All costs, fines, and penalties imposed by the municipal court shall be paid into the city treasury for the use and benefit of the city, as may be consistent with present and future state laws.

State law reference—Municipal court fines, costs and special expenses, Tex. Code Crim. Proc. art. 45.203.

CHAPTER 7

CITY ATTORNEY

7.01 APPOINTMENT

The city council shall appoint a competent licensed attorney of recognized ability and he shall be known as the city attorney.

7.02 COMPENSATION

The city attorney shall receive for his services such compensation as may be fixed by the city council at the time of his appointment, and from time to time by appropriate resolution.

7.03 DUTIES OF CITY ATTORNEY

The city attorney shall be the legal adviser of, and attorney for, all of the offices and departments of the city, and shall represent the city in all litigation and legal proceedings, provided however, that the council may retain special counsel at any time it deems appropriate and necessary. He shall review and approve as to form all documents, contracts, resolutions, ordinances, and legal instruments in which the city may have an interest. The city attorney shall perform other duties prescribed by the Charter, by ordinance or resolution of the city council.

CHAPTER 8

CITY DEPARTMENTS

8.01 ADMINISTRATIVE DEPARTMENTS

There shall be such administrative departments as are established by this Charter and as may be established by ordinance and, except as otherwise provided in this Charter, such administrative departments shall be under the direction and supervision of the city manager. The council may discontinue, redesignate, or combine any of the department[s] and/or administrative offices of the city. The head of each department shall be a director who shall be appointed by the city manager with the concurrence of the council, and such director shall have supervision and control over his department. Two (2) or more departments may be headed by the same individual, and the city manager may head one (1) or more departments.

8.02 POLICE AND FIRE DEPARTMENTS

There is hereby created a Police Department of the City of University Park at the head of which shall be the chief of police. There is hereby created a Fire Department of the City of University Park at the head of which shall be a fire chief. The head of each department shall be a director who shall be appointed by the city manager with the concurrence of the council, and such director shall have supervision and control over his department. The city council may determine that efficiency of operation requires that the police and fire departments be combined and headed by one (1) director. If so, such director shall be known as the chief of police/fire. Each department shall be composed of the chief, whose office is hereby created and established, and such other positions as the city council may provide by ordinance. The duties of the chief of the police and fire departments or the chief of the police/fire department and the other officers and personnel of such department or departments shall be as provided by ordinance.

State law references—Police force in home-rule municipality, V.T.C.A., Local Government Code, sec. 341.003; fire department in home-rule municipality, V.T.C.A., Local Government Code, sec. 342.011.

8.03 TAX ADMINISTRATION

A. There shall be a department of taxation to assess and collect taxes, the director of which shall be the city tax assessor and collector who shall be appointed by the city manager with concurrence of the city council. The tax assessor and collector shall provide a bond with such sureties and in such amount as the council may require, and the premiums on such bond shall be paid by the city.

B. The city council shall have the power, and is hereby authorized, to levy, assess, and collect annual taxes not to exceed the maximum limit set by the Constitution and laws of the State of Texas, as they now exist or as they may be amended, on each one hundred dollars (\$100.00) assessed valuation of all property having a situs within the corporate limits of the city and not exempt from taxation by the Constitution and laws of the State of Texas.

C. All taxes due the city shall be payable at the office of the city tax assessor and collector and may be paid at any time after the tax rolls for the year have been completed and approved, which completion and approval shall be not later than October 1. Taxes shall be paid before February 1 of each year succeeding the year for which the taxes are levied, and all such taxes not paid prior to such date shall be deemed delinquent and shall be subject to such penalty and interest as may be provided by law. Failure to levy and assess taxes through omission in preparation of the approved tax rolls shall not relieve the person, firm or corporation so omitted from the obligation to pay such current or past due taxes shown to be payable by recheck of the rolls and receipts for the years in question, unless otherwise provided by law.

D. All property having its situs in the city on the first day of January of each year shall stand charged with a lien in favor of the city from said date for the taxes due thereon. The lien provided hereby shall be superior to all other liens except other tax liens, regardless of when such other liens were created. All persons purchasing any of said property on or after the first day of January in any year shall take the same subject to the lien herein provided. In addition to the lien herein provided on the first day of January of any year, the owner of property subject to taxation by the city shall be personally liable for the taxes due thereon for such year. The city shall have power to sue for and recover personal judgment for taxes without foreclosure, or to foreclose its lien or liens, or to recover both personal judgment and foreclosure. In such suit where it appears that the

description of any property in the city assessment rolls is insufficient to identify such property, the city shall have the right to plead a good description of the property to be assessed, to prove the same, and to have its judgment foreclosing the tax lien and/or for personal judgment against the owners for such taxes as such ownership and property appears on the approved tax rolls furnished by the Dallas Central Appraisal District.

State law reference—Local taxation, V.T.C.A., Tax Code, ch. 301 et seq.

8.04 FINANCE DEPARTMENT

There shall be a department of finance, the director of which shall be appointed by the city manager with concurrence of the city council. The head of the department of finance shall be known as the finance director who shall also be the city treasurer. The finance director shall provide a bond with such surety and in such amount as the council may require and the premiums on such bond shall be paid by the city. The finance director shall have knowledge of municipal accounting and taxation and shall have experience in budgeting and financial control. The finance director shall have the custody of all public monies, funds, notes and bonds, and other securities belonging to the city. He shall make payments out of city funds upon order of the city council or other authorized city officer as provided herein. He shall render a full and accurate statement to the city manager and the city council of his receipts and payments at such times as the city manager or city council may require. The finance director shall perform such other acts and duties as the council may prescribe.

8.05 FISCAL YEAR

The fiscal year of the city shall begin on the first day of October and end on the following September 30th, but the fiscal year may be changed by the council by ordinance.

State law references—General fiscal power to establish fiscal year, V.T.C.A., Local Government Code, sec. 101.022; city fiscal year, V.T.C.A., Tax Code, sec. 1.05.

8.06 ANNUAL BUDGET

It shall be the duty of the city manager to submit an annual budget not later than thirty (30) days prior to the end of the current fiscal year to the council for its review, consideration and revision. The council shall call a public hearing or hearings on the budget. The council may adopt a budget with or without amendments. The council may increase or decrease amounts or programs and may delete any programs or amounts except expenditures required by law or for a debt service, provided that no amendment shall increase the authorized expenditures to an amount greater than the total of the estimated income for the current fiscal year plus funds available from prior years. At the close of each fiscal year, the unencumbered balance of each appropriation shall revert to the fund from which it was appropriated and shall be subject to future appropriations, but appropriations may be made in furtherance of improvements or other objects of work of the city which will not be completed within the current year.

State law reference—Municipal budget, V.T.C.A., Local Government Code, ch. 102.

8.07 FAILURE TO ADOPT ANNUAL BUDGET

If the council fails to adopt the budget by the 15th of September, the amounts appropriated for the current fiscal year shall be deemed adopted for the ensuing fiscal year on a month to month basis

with all items in it prorated accordingly until such time as the council adopts a budget for the ensuing fiscal year. The levy of property tax will be set to equal the total current fiscal year tax receipts, unless the ensuing fiscal year budget is approved by September 15th of the current fiscal year.

8.08 BONDS AND OTHER EVIDENCES OF INDEBTEDNESS

The city shall have the power to borrow money on the credit of the city and to issue general obligation bonds and other evidences of indebtedness for permanent public improvements or for any other public purpose not prohibited by the Constitution and laws of the State of Texas and to issue refunding bonds to refund outstanding bonds and other evidences of indebtedness of the city previously issued. All such bonds shall be issued in conformity with the laws of the State of Texas. The city shall further have the power to borrow money for the purpose of constructing, acquiring, improving, extending or repairing of public utilities, recreational facilities or any other self-liquidating municipal function not prohibited by the Constitution and laws of the State of Texas, and to issue revenue bonds to evidence the obligations created thereby. Such bonds shall be a charge upon and payable from the properties, or interest therein pledged, or the income therefrom, or both. The holders of the revenue bonds of the city shall never have the right to demand payment thereof out of monies raised or to be raised by taxation. All such bonds shall be issued in conformity with the laws of the State of Texas. The city shall have the power to borrow money for public improvements in any other manner provided by law, including certificates of obligation as authorized by Chapter 271 of the Texas Local Government Code. All bonds and evidences of indebtedness of the city having been approved by the Attorney General and registered by the Comptroller of Public Accounts shall thereafter be incontestable in any court or other forum for any reason, and shall be valid and binding obligations of the city in accordance with their terms for all purposes.

State law references—Public Security Procedures Act, V.T.C.A., Government Code, ch. 1201; municipal bonds, V.T.C.A., Government Code, ch. 1331.

CHAPTER 9

BOARDS AND COMMISSIONS

9.01 PLANNING AND ZONING COMMISSION

The city council shall create a planning and zoning commission of the City of University Park and shall appoint five (5) members and three (3) alternate members, each of whom shall be a citizen and taxpayer of the City of University Park. Members and alternates shall be appointed for a term of two (2) years concurrent with the term of the mayor. Such appointees shall serve without compensation and may not hold any elective office of the State of Texas or any other political subdivision thereof during their terms. A vacancy in an unexpired term shall be filled by the city council for the remainder of the term. A majority of the appointed members shall constitute a quorum, and decisions may only be made with the affirmative vote of a majority or more of the members of the entire commission. The city council shall name one (1) of the members to be the chairman and one (1) to be the vice chairman.

State law reference—Authority of municipality to establish planning and zoning commission, V.T.C.A., Local Government Code, sec. 211.007.

9.02 BOARD OF ADJUSTMENT

The city council shall appoint a board of adjustment consisting of five (5) regular members and four (4) alternate members, all of whom shall be qualified voters of the City of University Park. The board of adjustment shall have the powers and authority set forth in Chapter 211 of the Texas Local Government Code, and as hereafter amended, and such additional powers and authority as may be duly assigned to it by ordinances of the city or other applicable state law. The city council may remove a board member for cause on a written charge after a public hearing. A vacancy on the board shall be filled by the city council for the unexpired term only.

State law reference—Establishment and authority of zoning board of adjustment, V.T.C.A., Local Government Code, sec. 211.008 et seq.

9.03 OTHER BOARDS AND COMMISSIONS

The city council shall have the power and is hereby authorized to create, abolish, establish, and appoint such other boards, commissions and committees as it deems necessary to carry out the functions of the city, and to prescribe the purpose, composition, functions, and tenure of each such board, commission, or committee.

CHAPTER 10

ORDINANCES*

10.01 PROCEDURE FOR PASSING ORDINANCES AND RESOLUTIONS

The city council shall evidence its official actions by written ordinances, resolutions, or oral motion. The style of all ordinances shall be: “Be it ordained by the City Council of the City of University Park, Texas,” and the style of all resolutions shall be: “Be it resolved by the City Council of the City of University Park, Texas.” Each proposed ordinance shall be introduced in the written or printed form required for adoption. An ordinance shall not be amended or repealed except by the adoption of another ordinance. All ordinances and resolutions passed by the city council shall become effective immediately from and after passage except where publication of a caption is required or where the ordinance, state law, or other provisions of this Charter provide otherwise, in which case the effective date shall be as prescribed in the ordinance.

10.02 PUBLICATION OF ORDINANCES

The descriptive caption or title of each ordinance containing a penalty shall be published at least once in the official newspaper of the city, unless otherwise provided by state law or this Charter.

State law reference—Publication of ordinances, V.T.C.A., Local Government Code, sec. 52.013.

10.03 CODE OF ORDINANCES

* **State law references**—Ordinance, rule or regulation necessary to carry out other powers, V.T.C.A., Local Government Code, sec. 51.001; enforcement of municipal ordinances, V.T.C.A., Local Government Code, ch. 54.

The city council shall have power to cause the ordinances of the city to be printed, in code form, and shall have the same arranged and digested as often as the Council may deem advisable, provided that failure to print the ordinances as herein provided shall not affect the validity of the same.

State law reference—Code of ordinances, V.T.C.A., Local Government Code, ch. 53.

10.04 ORDINANCES AND RESOLUTIONS NOW IN EFFECT

All ordinances, portions thereof, resolutions, contracts, bonds, obligations, rules, and regulations now in force under the city government of the City of University Park, and not in conflict with the provisions of this Charter, shall remain in force under this Charter until altered, amended, or repealed by the city council in the manner required by law.

10.05 [ORDINANCE OR RESOLUTION CHANGING SURFACE USE OF AREA USED AS PARK]

The City Council shall submit to popular vote any ordinance or resolution approved by the City Council which, if implemented, would have the effect of permanently changing the surface use of more than 5,000 square feet of (i) any green belt, field, wood, creek, pond, lagoon, or other water course that is one acre or larger in area, that is owned by the city, and that is being used as a park, or (ii) Elena's Children's Park. (Section 10.05 added by election of 5/13/06; Ordinance 06/11 adopted 5/23/06)

CHAPTER 11

ELECTIONS*

11.01 CITY ELECTIONS

The regular election of the city council will be held on the first Saturday in May in even numbered years, commencing in May, 1990, or on such day as may be required by the Texas Election Code for municipal elections. The city council shall be responsible to specify places for holding such election. In such election, each qualified voter shall vote for not more than four (4) candidates for councilmember, and for not more than one (1) candidate for mayor. Such election shall be ordered by the city council as required by the Texas Election Code. Notice of such election shall be given as provided by law. In the event a runoff election is necessary, the procedure set forth in Section 11.07 shall be followed. All qualified electors of the state who reside within the city shall have the right to vote in all City elections.

State law references—Date for election of officers, V.T.C.A., Local Government Code, sec. 26.042; election dates, V.T.C.A., Election Code, ch. 41; notice of elections, V.T.C.A., Election Code, ch. 4.

11.02 SPECIAL ELECTIONS

The city council, by ordinance or resolution, may call such special elections as are authorized by the state law or this Charter, fix the time and place of holding the same, and provide all means for

* **State law references**—Applicability of Election Code, V.T.C.A., Election Code, sec. 1.002; authority to order election by political subdivision, V.T.C.A., Election Code, sec. 3.004.

holding such special elections, provided that every special election shall be called and held as nearly as practicable, according to the provisions governing regular elections.

11.03 REGULATION OF ELECTIONS

All city elections shall be governed by the Constitution of the State of Texas, general laws of the state, this Charter, and by ordinance of the city regulating the holding of municipal elections. The city council shall appoint the election judges and other election officials and shall provide for the compensation of all election officials in city elections and for all other expenses in holding said elections.

State law reference—Appointment of election judges, V.T.C.A., Election Code, sec. 32.005.

11.04 CANDIDATES: FILING FOR OFFICE

Any qualified person as prescribed by Section 3.02 may make application to have his name placed on the official ballot for the position of councilmember or mayor. The application shall be made in accordance with all applicable laws and shall state that the candidate agrees to serve if qualified and elected. Each candidate shall execute such oath and other official form or affidavit as may be required by the city secretary pursuant to the Texas Election Code. The city secretary shall review the application and notify the candidate whether or not the application satisfies the requirements of this Charter and the Texas Election Code. If an application is insufficient, the city secretary shall return it immediately to the candidate with a statement of such insufficiency. The candidate may file a new application within the regular time for filing applications. The city secretary shall keep on file all applications found sufficient at least until the expiration of the term of office for which such candidates filed.

State law references—Candidates for city office, V.T.C.A., Election Code, ch. 143; candidate’s application for home-rule city office, V.T.C.A., Election Code, sec. 143.005.

11.05 OFFICIAL BALLOT

The order on the ballot of the names of the candidates shall be determined by the city secretary in accordance with the procedures set out in the Texas Election Code. The name of each candidate seeking an elective office, except those who have withdrawn, died or become ineligible prior to the time permitted for withdrawal, shall be printed on the official ballot in the name designated by the candidate in accordance with the Texas Election Code. Provision for absentee voting shall be made as provided by the Texas Election Code.

State law reference—Ballot form, content and preparation, V.T.C.A., Election Code, ch. 52.

11.06 CANVASSING AND ELECTION RESULTS

Returns of every municipal election shall be delivered forthwith by the election judges to the city secretary, with a copy of the returns being sent to the mayor. The city council shall canvass the returns, investigate the qualifications of the candidates and declare the official results of the election not less than two (2) days nor more six (6) days after the date of the election, or as may be otherwise provided by the Texas Election Code.

State law reference—Canvassing elections, V.T.C.A., Election Code, ch. 67.

11.07 RUNOFF ELECTION

A. The four (4) candidates receiving the greatest number of votes cast shall be declared elected to the city council. The candidate for mayor receiving a majority of all votes cast for all the candidates for mayor shall be declared elected mayor.

B. In the event of a tie for one (1) or more of the councilmember positions, a runoff election for that office is required. In the event a candidate for the office of mayor fails to receive a majority of all votes cast for all the candidates for mayor at such election or two (2) of such candidates for the office of mayor tie for the highest number of votes, a runoff election for that office is required. If more than two (2) candidates tie for the highest number of votes for the office of mayor or if two (2) or more candidates tie for one (1) or more of the councilmember positions, the tied candidates shall cast lots to determine which two (2) are to be the runoff candidates. The Mayor, as presiding officer of the canvassing authority, shall supervise the casting of lots under this section.

C. Not later than the fifth (5th) day after the date of canvass of the returns, the city council shall order the runoff election to be held in the city on the last Saturday in May.

State law reference—Runoff election, V.T.C.A., Election Code, sec. 2.021 et seq.

CHAPTER 12

FRANCHISES*

12.01 POWER TO GRANT FRANCHISE

The city council shall have the power, subject to the provisions hereof, by ordinance to confer upon any person, firm, corporation, or other legal entity the franchise or right to use the public property of the city for the purpose of furnishing to the public any general public service or benefit, including, but not limited to, heat, light, power, telephone service and transportation, for compensation or hire, provided that no franchise shall be granted by the city to any person, firm, corporation, or other legal entity to own, control or operate a waterworks therein. The city council shall have the power by ordinance to grant, renew, and extend all franchises of all public utilities of every character operating within the city. No such franchise shall be granted until after a public meeting shall have been called and held and until such ordinance shall have been passed and accepted by the franchisee. No such ordinance shall become effective until thirty (30) days after its passage.

12.02 TRANSFER OF FRANCHISE

No public utility or other franchise shall be transferable except with the approval of the city council expressed by ordinance. This restriction shall not be construed to prevent the franchise holder from pledging the franchise as security for a valid debt.

* **State law references**—Franchise to use streets in municipality, V.T.C.A., Transportation Code, sec. 311.071 et seq.; authority to grant franchise to use or occupy public grounds, V.T.C.A., Local Government Code, sec. 282.003; municipal home-rule powers to regulate public utilities and franchises using streets, etc., V.A.C.S., art. 1175.

12.03 OWNERSHIP, USE AND CONTROL OF STREETS

No franchise or easement involving the right to use the same either along, over, across, under or upon the streets, alleys, highways, parks and public ways shall be valid unless granted in compliance with the terms of this chapter. No granting of a franchise by ordinance pursuant to this chapter shall convey any ownership or interest in any property of the city other than the right to use the public property for purposes of such franchisee's operations as expressed in the ordinance granting such franchise.

12.04 RIGHT OF REGULATION

In granting, amending, renewing and extending public service and utility franchises, the city shall retain the right to:

- (1) Repeal such franchise by ordinance for failure to comply with the terms thereof, such power to be exercised only after due notice and hearing.
- (2) Require an adequate extension of plant and service as is necessary to provide adequate service to the public, and maintenance of the plant and fixtures at the highest reasonable standard of efficiency.
- (3) Establish reasonable standards of service and quality of products and prevent unjust discrimination in service or rates.
- (4) Impose regulations to ensure safe, efficient and continuous service to the public. The franchise holder in opening and refilling all earth openings shall relay the pavement and do all other work necessary to complete restoration of streets, sidewalks or grounds to a condition equally as good as or better than when disturbed.
- (5) To regulate, locate or prohibit the erection of any and all poles, wires or other utility equipment, conveyance or structure, on the streets, alleys and public places of said city, and to cause the same to be changed, removed, altered, increased, diminished, placed underground, or be supported by poles of such material, kind, quality and class as may be determined by the city council whether the same be telegraph, telephone, electric, cable television or otherwise, and to enforce the provisions hereof by appropriate action in any court of competent jurisdiction.

12.05 COMPENSATION FOR FRANCHISE

All persons, corporations, or association of persons, to whom a franchise or privilege may hereafter be granted shall pay to the city for such privilege such compensation as may be fixed by the city council in the grant of such franchise or privilege. Such compensation as fixed by contract or provided by any Texas statute or statutes and any amendments thereto shall become due and payable at such time as the city council shall fix in the grant of such franchise or privilege, and upon the failure of any franchisee to pay said compensation when due shall result in forfeiture of the franchise or privilege.

12.06 COUNCIL TO FIX AND REGULATE CHARGES, FARES OR RATES

The city council shall determine, fix and regulate the charges, fares or rates of any person, firm or corporation enjoying a franchise or privilege granted under the provisions of this chapter, and

shall prescribe the kind of service to be furnished the public by such person, firm or corporation, and the manner in which it shall be rendered and may from time to time alter or change such rules, regulations, and compensation after reasonable notice and public hearing, provided that the rates, charges and fares so fixed shall at all times be reasonable and permit a reasonable net return on the actual value of the physical properties and equipment of such utilities. In this connection, the city council may require any utility or franchise holder to furnish such financial reports and information as the city council may request, including reports of actual operating costs and the financial condition of its operations within the city, and the city council may employ, at the expense of such franchisee, necessary outside experts to examine and audit the accounts and records of the franchisee to determine the reasonableness of such charges, fares, or rates.

CHAPTER 13

GENERAL AND TRANSITIONAL PROVISIONS

13.01 EFFECT OF CHARTER ON EXISTING LAW

All ordinances, resolutions, rules and regulations in force in the city on the effective date of this Charter and not in conflict with this Charter shall remain in full force and effect until altered, amended or repealed. All taxes, assessments, liens, encumbrances, obligations and demands of or against the city, fixed or established before such date, shall be valid if properly fixed or established either under the law in force at the time of such proceedings or under the law after the adoption of this Charter.

13.02 CONTINUATION OF PRESENT OFFICES

All persons holding administrative office at the time this Charter takes effect shall continue in office and in the performance of their duties in the capacities to which they have been appointed until provision shall have been made in accordance with the terms of this Charter for the performance of such duties or the discontinuance of such office, if any. The powers conferred and the duties imposed upon any office, department or agency of the city by the laws of the state shall, if such office, department or agency be abolished by this Charter or under its authority, be thereafter exercised and discharged by the office, department or agency designated by the council, unless otherwise provided herein.

13.03 NEPOTISM

No officer of the City of University Park shall appoint, vote for, or confirm the appointment to any office, position, clerkship, employment or duty, of any person related within the second degree by affinity or within the third degree by consanguinity to any member of the city council or the mayor, when the salary, fees, or compensation of such appointee is to be paid for, directly or indirectly, out of or from public funds or fees of office of any kind or character whatsoever. However, this provision shall not prevent the appointment, voting for, or confirmation of any person who shall have been continuously employed in any such office, position, clerkship, employment or duty for at least thirty (30) days, if the officer is appointed, or at least six (6) months, if the officer is elected. When a person is allowed to continue in any such position, the officer related shall not participate in the deliberation or voting upon the appointment, reappointment, employment, confirmation, reemployment, change in status, compensation, or dismissal of such person, unless such action is taken with respect to a bona fide class or category of employees.

State law reference—Nepotism, V.T.C.A., Government Code, ch. 573.

13.04 OFFICIAL NEWSPAPER

The city council shall have the power to designate by resolution a newspaper of general circulation in the city as the city’s official newspaper. All ordinances, captions of ordinances, notices and other matters required to be published by this Charter, by ordinance, or by state law, shall be published in the official newspaper.

13.05 JUDICIAL NOTICE

This Charter shall be recorded in the city secretary’s office in a book kept for that purpose. As soon as practicable after its adoption, an authenticated copy of the Charter shall be certified to the Secretary of State under the City Seal. Once recorded by the city secretary and the Secretary of State of Texas, the Charter becomes a public act. Such Charter provisions may be read in evidence without pleading or proof of their provisions, and judicial notice shall be taken thereof in all courts and places.

13.06 CLAIMS FOR DAMAGE OR INJURY

The city shall never be liable for any personal injury or death or for claims for damages or injury to real or personal property alleged to have been caused by the negligent act or omission of any officer, agent or employee of the city unless the person who has been injured, the person who may have a cause of action under the law by reason of such death or injury, the person whose property has been injured or damaged, or someone on his behalf, shall file a claim in writing with the city secretary within six (6) months after said injury, death or damage has occurred, stating specifically when, where and how the injury, death or damage occurred, the full extent thereof, the amount of damages claimed or asserted, and the basis claimed for liability on the part of the city. The person giving notice under this section shall give the address of every place that he has resided at during the last six (6) months prior to the injury, death or damage and shall subscribe his name thereto. Neither the mayor, city councilmember, city manager, city secretary, city attorney, or any other officer or employee of the city shall have authority to waive any of the provisions of this section, but the same may be waived only by resolution of the city council made and passed before the expiration of said six (6) months’ period.

State law reference—Texas Tort Claims Act, V.T.C.A., Civil Practice and Remedies Code, ch. 101.

13.07 PROPERTY NOT SUBJECT TO GARNISHMENT AND EXECUTION

No property owned or held by the city shall be subject to any garnishment or execution of any kind or nature except as specifically provided by state law.

State law reference—Authority to provide that municipal funds not subject to garnishment, V.T.C.A., Local Government Code, sec. 101.023.

13.08 CONFLICT OF INTEREST

No member of the city council, the mayor, or any other officer, whether elected, appointed, paid or unpaid, who exercises responsibilities beyond those that are advisory in nature, shall participate in a vote or decision on a matter involving a business entity in which such officer has a

substantial interest if it is reasonably foreseeable that an action on the matter would confer an economic benefit on the business entity. If the officer or a person related to the officer within the second degree of affinity or consanguinity has a substantial interest in the business entity that would be pecuniarily affected by an official action of the city council, the officer, if a member of the city council, shall file an affidavit stating the nature and extent of the interest and abstain from further participation in the matter.

State law references—Conflicts of interest of officers, V.T.C.A., Local Government Code, ch. 171; public disclosure, V.T.C.A., Government Code, ch. 553.

13.09 PUBLIC MEETINGS AND RECORDS

All meetings of the city council and all boards appointed by the city council shall be governed by the provisions of Article 6252-17 of the Revised Civil Statutes of Texas and any amendments thereto with regard to the posting of agenda and the holding of public meetings. All public records of every office, department or agency of the city shall be open to inspection by any citizen at all reasonable business hours, provided that records excepted from public disclosure by Article 6252-17a of the Revised Civil Statutes of Texas and any amendment thereto shall be closed to the public and not considered public records for the purpose of this section.

State law references—Open meetings, V.T.C.A., Government Code, ch. 551; public access to records, V.T.C.A., Local Government Code, sec. 201.009; public information, V.T.C.A., Government Code, ch. 552.

13.10 INDEMNIFICATION OF OFFICERS

The city council shall, by appropriate ordinance, provide for the indemnification and defense of the officers and employees of the city, including members of the city council, or any board, commission, or committee, including volunteers, against any loss, cost, or expense, including court costs and attorneys' fees, to the extent allowed by law, arising out of any claim, suit, or judgment, or settlement thereof, resulting from any alleged negligent act or omission of such officer, employee, member, or volunteer during the discharge of his duties and within the scope of his office, employment, membership, or assigned voluntary position with the City, or in any other case where the city is directed or authorized by law to do so, provided however, that such indemnification will not be provided for any act arising out of the intentional or knowing violation of any penal statute or ordinance or arising out of any conduct determined by final judgment to be an act of fraud or to have been taken with the intent to deceive or defraud, or for any personal or private business of such officer, employee, member, or volunteer, or for the gross negligence or official misconduct, or willful or wrongful act or omission of such officer, employee, member, or volunteer.

13.11 AMENDMENT OF CHARTER

Amendments to this Charter may be submitted by the city council to the qualified voters of the city for their approval at an election on the motion of the city council or upon petition signed by a number of qualified voters of the city equal to five (5) percent of the number of qualified voters.

State constitution reference—Adoption or amendment of charter, Texas Constitution, art. 11, sec. 5.

State law reference—Adoption or amendment of charter, V.T.C.A., Local Government Code, sec. 9.001 et seq.

13.12 BOND OR SECURITY NOT REQUIRED

It shall not be necessary in any action, suit or proceeding in which the city is a party, for any bond, undertaking or security to be executed on behalf of said city, that [and] all such actions, suits, appeals or proceedings shall be conducted in the same manner as if such bond, undertaking or security had been given, and said city shall be liable as if such obligation had been duly given and executed.

State law reference—Cities exempt from security for court costs, V.T.C.A., Civil Practice and Remedies Code, sec. 6.002.

13.13 SEVERABILITY CLAUSE

If any chapter, section, paragraph, sentence, clause or phrase of this Charter shall be held unconstitutional or invalid for any reason by a court of competent jurisdiction, such holding shall not affect the remainder of this Charter nor the context in which such provision so held invalid may appear, except to the extent that an entire chapter, section, paragraph or sentence may be inseparably connected in meaning and effect with the provision to which such holding shall apply directly.

13.14 MEANING OF WORDS

The provisions of this Charter shall be liberally construed for the purpose of effecting the objects and ends thereof. Unless some other meaning is manifest, the word “city” shall be construed to mean the “City of University Park,” and the word “and” may be read “or,” or the word “or” may be read “and” if the sense requires. Words in the present tense include future tense and, except when a more restrictive meaning is manifest, singular may mean plural. Throughout this Charter, words used in expressing masculine gender shall be construed to include the feminine. The word “council” shall be construed to mean the City Council of the City of University Park. All references in the University Park City Code or any other ordinance of the city to “board of commissioners” shall read and be interpreted to mean “city council.”

13.15 TRANSITION PROVISIONS

A. This Charter shall take effect immediately following adoption by the voters and entry of the official order by the city council declaring the same adopted as soon as practicable. After adoption the mayor shall certify to the Secretary of State an authenticated copy of the Charter under the city’s seal showing the approval by the voters. The city secretary shall record the Charter in a book kept for that purpose and keep and maintain the same as the official record of the city.

B. Upon adoption of this Charter, the present members of the city council filling elective offices will continue to fill those offices for the terms to which they were elected. If the Charter is adopted, the city council shall call an election for the regular municipal election date in May, 1990, to select a mayor and four (4) councilmembers for a two (2) year term as provided in Chapter 3 hereof.

13.16 [NOTICE OF PROPOSED REDUCTION OF LAND BEING USED AS PARK OR GREEN SPACE]

If the area of any land owned by the city and being used as a park or of any city-owned green space located within or adjacent to any public street will be permanently reduced by a proposed, city-initiated public works project, the city shall give written notice of the proposed project (i) to the record owner of each lot any portion of which is located within 500 feet of the area where the reduction will occur, (ii) prior to or concurrently with the advertisement by the city soliciting public bids for the proposed project. (Section 13.16 added by election of 5/13/06; Ordinance 06/11 adopted 5/23/06)

CHAPTER 14

ADOPTION OF CHARTER

14.01 SUBMISSION AND ELECTION

A. This Charter shall be submitted to the qualified voters of the City of University Park for adoption or rejection on the 7th day of November, 1989, at which election, if a majority of the qualified voters voting in such election shall vote in favor of the adoption of this Charter, it shall then immediately become the governing law of the City of University Park, Texas, until amended or repealed.

B. It being impracticable to submit this Charter so that each subject may be voted on separately, it is hereby prescribed that the form of ballot to be used in such election shall be as follows, to wit:

FOR ADOPTION OF THE CHARTER.

AGAINST ADOPTION OF THE CHARTER.

This Home Rule Charter for the City of University Park, Texas, is respectfully submitted to the Board of Commissioners of the City of University Park for the purpose of calling an election on the question of adoption of the Home Rule Charter this 6th day of July, 1989. This proposed Charter represents the recommendation of the majority of the members of the Home Rule Charter Commission, whose membership and signatures are evidenced below.

/s/ Morris Harrell
Morris Harrell, Chairman

/s/ Mrs. E. Wilson "Sis" Germany
Mrs. E. Wilson "Sis" Germany

/s/ Roy C. Coffee, Jr.
Roy C. Coffee, Jr.

/s/ Don M. Houseman
Don M. Houseman

/s/ George T. Connell
George T. Connell

/s/ Forrest E. Keene
Forrest E. Keene

/s/ J. Carlisle DeHay, Jr.
J. Carlisle DeHay, Jr.

/s/ John H. Massey
John H. Massey

/s/ Edward J. Drake
Edward J. Drake

/s/ Harold F. Peek
Harold F. Peek

/s/ Felix B. "Pete" Goldman
Felix B. "Pete" Goldman

/s/ Gage A. Prichard
Gage A. Prichard

/s/ Trevor Wm. Rees-Jones
Trevor Wm. Rees-Jones

/s/ Ms. Deborah McCarthy Rhodus
Ms. Deborah McCarthy Rhodus

/s/ Ms. Joan L. Stansbury
Ms. Joan L. Stansbury