

RESOLUTION NO. 2024-05-___ (R)

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY,
TEXAS, AUTHORIZING THE APPOINTMENT OF A CHARTER REVIEW
COMMISSION; AND PROVIDING AN EFFECTIVE DATE**

WHEREAS, the City of McKinney, Texas, (“City”) is a home rule municipality organized pursuant to Article 11, Section 5 of the Texas Constitution, certain provisions of the Texas Local Government Code, and its Home Rule Charter (“Charter”), and possesses the full power of local self-government; and

WHEREAS, Section 179 of the Charter allows the Charter to be amended no more than once every two (2) years as provided by the laws of the State of Texas; and

WHEREAS, the City Council of the City of McKinney, Texas, (“City Council”) has determined a need exists to establish a Charter Review Commission for the purpose of reviewing the City’s Charter.

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

Section 1. The foregoing recitals are hereby found to be true and correct legislative and factual findings of the City of McKinney, Texas, and are fully incorporated into the body of this Resolution.

Section 2. There is hereby established a Charter Review Commission (“Commission”) to review the Charter for the purpose of making recommendations to the City Council for appropriate amendments to the Charter to be approved by the voters at an election called for such purpose.

Section 3. The Commission shall be composed of the twenty-one (21) members listed on Exhibit A attached hereto and incorporated herein by reference for all purposes allowed by law, with each City Council Member having appointed three (3) members and the mayor having appointed three (3) members to the Commission.

Section 4. The Commission shall elect its chairperson and vice chairperson from among its members and shall conduct its meetings within the City.

Section 5. The meetings of the Commission shall be conducted in compliance with the Texas Open Meetings Act and shall be open to the public except to the extent the Commission may need to consult with legal counsel as permitted by the Texas Open Meetings Act.

Section 6. The City Council hereby requests that the Commission consider the requests and areas of the Charter identified in Exhibit B attached hereto and incorporated herein by reference together with any other requests submitted to the Commission by the City Council or as may be identified by the Commission.

Section 7. The City Council directs that City Staff support and provide assistance to the Commission as with any other board or commission of the City.

Section 8. The City Council requests that the Commission maintain and submit minutes of its meetings including a record of attendance and any Commission recommended Charter amendment to the City Council.

Section 9. The City Council requests that the Commission shall complete its review and make a final written report regarding any recommended revisions to the Charter to the City Council no later than July 31st, 2024.

Section 10. Upon receipt of the Commission's final report, the City Council may take any action or no action regarding the same. The City Council may, on its own motion and in its sole discretion, choose to submit to the City's qualified voters for their consideration of approval at an election, none, some, or all of the recommended changes to the Charter submitted by the Commission. The City Council may, on its own motion and in its sole discretion, choose to modify any of such recommended changes or choose to propose other changes to the Charter and to submit the same to the City's qualified voters for their consideration of approval at an election.

Section 11. Members of the Commission serve at the will and pleasure of the City Council and may be removed from the Commission by the City Council at any time for any reason. The termination, discontinuance, or extension of the Commission by the City Council, and the appointment or removal of a member of the Commission by the City Council, may be by motion or other action duly adopted by the City Council. In any event, unless extended by the City Council, the Commission shall be terminated and discontinued upon the submission of the Commission's final written report to the City Council.

Section 12. This Resolution shall take effect immediately from and after the date of passage, and it is so resolved.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS ON THE 21ST DAY OF MAY 2024.

CITY OF MCKINNEY, TEXAS

GEORGE C. FULLER
Mayor
CHARLIE PHILIPS
Mayor Pro Tem

ATTEST:

EMPRESS DRANE
City Secretary
TENITRUS BETHEL
Deputy City Secretary

APPROVED AS TO FORM:

MARK S. HOUSER
City Attorney

Exhibit A

Appointed Charter Review Commission Members

AJ Micheletto
Betty Petkovsek
Bill Cox
Brian Hazelwood
Brian Loughmiller
Charles Mckissick
Geraldyn Kever
Jon Dell Antonia
Katie Scott
Keith Gall
Ken Sipiora
Kim Black
Lauren Smith
Maegan Escamilla
Marianne Radley
Maurice Malvern
Rainey Rogers
Rick McDaniel
Robb Temple
Tammy Warren
Thad Helsley

EXHIBIT B

Requests and Areas of the Charter Identified for Review

- The Commission is charged with evaluating current Council terms, adjustment to Council terms, and clarifying any Council service pause period(s).
- The Commission is charged with evaluating the current Council composition as it relates to the number of Council members and the distinctions between district members and at-large members.
- The Commission is charged with evaluating current Council member/meeting compensation.
- The Commission is charged with evaluating miscellaneous administrative items, and a possible automatic 10-year charter review process.
- The Commission is expected to be open to considering and evaluating other items as the charter review process takes place.