

ORDINANCE NO. 1370-2023

AN ORDINANCE AMENDING ARTICLE 1.04 "BOARDS AND COMMISSIONS" DIVISION 3 "PARK BOARD" OF THE RIVER OAKS CODE OF ORDINANCES SPECIFICALLY, IN SECTION 1.04.063 "COMPENSATION; APPOINTMENT; QUALIFICATIONS; TERMS; VACANCY; REMOVAL BY REVISING SECTION 1.04.063 (f) PROVIDING AN EXCEPTION TO MEMBERSHIP QUALIFICATIONS.

WHEREAS, the City of River Oaks, Texas is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, Section 1.04.063(f) requires that the members of the park board be residents of the city; and

WHEREAS, the parks are of community interest especially to the school district of which approximately 35 percent of the children are located adjacent to River Oaks in the City of Fort Worth, but use the River Oaks city parks; and

WHEREAS, since the Park Board is a recommending board, City Staff recommends that there be an exception to the appointments on the board that will allow members to be considered on the Park Board with approval of the Mayor and City Council that are located within the Castleberry Independent School District ; and

WHEREAS, the City Council after careful consideration supports the recommendation of City Staff to amend Section 1.04.063(f) that will permit members to be qualified that are outside of the City but are located within the Castleberry Independent School District as established.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVER OAKS, TEXAS:

SECTION 1.

That Section 1.04.063 "Compensation; Appointment; Qualifications; Terms; Vacancy; Removal specifically in subsection (f) of Article 1.04 "Boards and Commissions", **Division 3 "Park Board"** of the Code of Ordinances of the City of River Oaks, Texas as adopted and as amended is hereby revised to now read as follows:

Section 1.04.063 ""Compensation; Appointment; Qualifications; Terms; Vacancy; Removal"

"(f) The members of the board shall be residents of the city except that a member may be appointed by special consent of the Mayor with advise and consent from the City Council that is a resident located within the district boundaries of the Castleberry Independent School District. In addition to the qualifications for service on a board required by the city charter, ordinances or state law, a person appointed to a board if applicable, must not be delinquent in the payment of taxes, water service charges, or other obligation to the city."

SECTION 2.

This ordinance shall be cumulative of all provisions of ordinances of the City of River Oaks, Texas, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

SECTION 3.

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or

decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

SECTION 4.

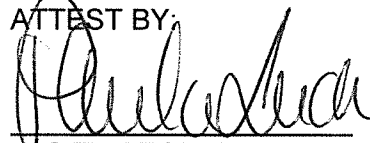
This ordinance shall be in full force and effect from and after its passage and it is so ordained.

PASSED AND APPROVED ON THIS THE 14TH DAY OF FEBRUARY 2023.



JOE ASHTON
MAYOR
CITY OF RIVER OAKS

ATTEST BY:



CITY SECRETARY