

ORDINANCE NO. CO32-05-07-14-3A

AN ORDINANCE AMENDING CHAPTER TEN, TAXATION, OF THE CODE OF ORDINANCES OF THE CITY OF CEDAR PARK, TEXAS TO ADD ARTICLE 10.05: TOURISM BOARD; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR AN EFFECTIVE DATE; AND ORDAINING OTHER PROVISIONS RELATED TO THE SUBJECT MATTER HEREOF. THIS ORDINANCE WAS PASSED AND WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, THAT:

SECTION 1. That Chapter 10, Taxation, of the Code of Ordinances of the City of Cedar Park, Texas, is hereby amended by adding Article 10.05: Tourism Board, as follows:

ARTICLE 10.05 TOURISM BOARD

Sec. 10.05.001 Establishment, ratification, and confirmation

- a) There is hereby established the tourism board of the city which shall be composed of seven (7) members, all of whom shall be residents of Cedar Park, or extra territorial jurisdiction, or a representative of a business which contributes to the tourism industry in Cedar Park. The members shall serve staggered two-year terms with odd-numbered seats running from August 1 through July 31 of odd numbered years and even-numbered seats running from August 1 through July 31 of even-numbered years and until their successors have been appointed and qualified.
- b) A board position shall become vacant if the board member fails to attend three (3) consecutive board meetings without being excused by the board.
- c) It is the public policy of the city that the board reflects a make-up of our community and be balanced according to expertise, interest and geography. Board appointments shall be made without regard to race, sex, religion or national origin.
- d) The board shall adopt by-laws regulating its activities.

Sec. 10.05.002 Roles and responsibilities

The advisory board shall make recommendations to City staff related to the promotion of tourism in the City and expenditures of hotel and motel tax revenues in accordance with Section 351 if the State of Texas Tax Code. The proposed annual budget shall use the fiscal year adopted by the City. The City Council may adopt, reject, or modify the

proposed annual budget as it deems necessary and proper.

Sec. 10.05.003 Appointment

Places one (1), three (3), five (5), and seven (7) will have their term expire on July 31, 2007. Places two (2), four (4), and six (6) will have their initial term expire on July 31, 2006 in order to establish two year staggered terms.

Sec. 10.05.004 Appointments of board replacements

The city council shall appoint replacements for, or shall reappoint members of the tourism board whose terms expire, and annually thereafter so make appointments. Appointment hereunder shall be for two (2) years.

Sec. 10.05.005 Filling of vacancies

Vacancies on the board shall be filled by council appointment to complete the term vacated.

Sec. 10.05.006 Election of officers

The board shall elect officers annually from its members at its first meeting after August 1st of each year.

SECTION 2: If any provision, section, subsection, sentence, clause or phrase of this ordinance, or the application of same to any person or set of circumstances is for any reason held to be unconstitutional, void of invalid (or for any reason unenforceable), the validity of the remaining portions of this ordinance or the application to such other persons or sets of circumstances shall not be affected hereby, it being the intent of the City Council of the City of Cedar Park, in adopting this ordinance, that no portion hereof or provision contained herein shall become inoperative or fail be reason of any unconstitutionality or invalidity of any portion or provision.

SECTION 3: That all ordinances and parts of ordinances in conflict with this ordinance are hereby repealed to the extent of the conflict.

SECTION 4: This ordinance shall be published according to law and shall be and remain in full force and effect from and after the date of publication.

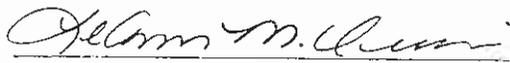
READ, CONSIDERED, PASSED AND APPROVED ON FIRST READING by the City Council of Cedar Park at a regular meeting on the 23rd day of June, 2005, at which a quorum was present, and for which due notice was given pursuant to Section 551.001, et.seq., of the Government Code.

READ, CONSIDERED, PASSED AND APPROVED ON SECOND READING by the City Council of Cedar Park at a regular meeting on the 14th day of July 2005, at which a quorum, was present, and for which due notice was given pursuant to Section 551.001, et.seq., of the Government Code.

APPROVED this the 14th day of July, 2005.


Robert S. Lemon, Mayor

ATTEST:


LeAnn M. Quinn, TRMC
City Secretary

