



**CITY OF PLANO  
COUNCIL AGENDA ITEM**

<b>CITY SECRETARY'S USE ONLY</b>				
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory				
Council Meeting Date:		6-25-12		
Department:		City Secretary		
Department Head		Di Zucco		
Agenda Coordinator (include phone #): <b>Di Zucco - x7515</b>				
<b>CAPTION</b>				
An Ordinance of the City of Plano, Texas amending Section 2-161 – Voting Privileges; conflict of interest of Article VII. Community Relations Commission of Chapter 2 Administration of the City of Plano Code of Ordinances to require abstention from discussion and voting for funding if a commission member serves on a nonprofit board seeking funding before the Community Relations Commission; and providing a repealer clause, a severability clause, and an effective date.				
<b>FINANCIAL SUMMARY</b>				
<input checked="" type="checkbox"/> NOT APPLICABLE <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP				
FISCAL YEAR: <b>2011-12</b>	<b>Prior Year (CIP Only)</b>	<b>Current Year</b>	<b>Future Years</b>	<b>TOTALS</b>
Budget	0	0	0	0
Encumbered/Expended Amount	0	0	0	0
This Item	0	0	0	0
<b>BALANCE</b>	0	0	0	0
<b>FUND(S):     N/A</b>				
<b>COMMENTS:</b> This item has no fiscal impact. <b>STRATEGIC PLAN GOAL:</b> This Ordinance which requires abstention from discussion and voting for funding if the commission member serves on a nonprofit board seeking funding relates to the City's Goal of a Financially Strong City with Service Excellence.				
<b>SUMMARY OF ITEM</b>				
List of Supporting Documents: Ordinance			Other Departments, Boards, Commissions or Agencies	

**An Ordinance of the City of Plano, Texas amending Section 2-161 – Voting Privileges; conflict of interest of Article VII. Community Relations Commission of Chapter 2 Administration of the City of Plano Code of Ordinances to require abstention from discussion and voting for funding if a commission member serves on a nonprofit board seeking funding before the Community Relations Commission; and providing a repealer clause, a severability clause, and an effective date.**

**WHEREAS**, on January 12, 1998, by Ordinance No. 98-1-3, the City Council established a new Community Relations Commission and adopted rules and guidelines governing such commission; and

**WHEREAS**, a portion of Ordinance No. 98-1-3 was codified as Section 2-161 – Voting Privileges; conflict of interest; and

**WHEREAS**, the City Council finds and determines that it is necessary to amend Section 2-161 – Voting Privileges; conflict of interest of Article VII. Community Relations Commission of Chapter 2 Administration of the City of Plano Code of Ordinances to reflect that members shall abstain from discussion and voting if the member serves on a nonprofit board that is seeking funding through the commission.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PLANO, TEXAS, THAT:**

**Section I.** Section 2-161 – Voting Privileges; conflict of interest of Article VII. Community Relations Commission of Chapter 2 Administration of the City of Plano Code of Ordinances is hereby amended to read in its entirety as follows:

“Sec.2-161 - Voting Privileges; conflict of interest. Each regular member of the commission, including the chairperson, shall have one (1) vote. No commissioner who is on the board of a nonprofit organization shall discuss, deliberate or vote on the nonprofit organization’s application request for funding and shall abstain on all matters relating thereto. “

**Section II.** All provisions of the ordinances of the City of Plano, codified or uncodified, in conflict with the provisions of this ordinance are hereby repealed, and all other provisions of the ordinances of the City of Plano, codified or uncodified, not in conflict with the provisions of this ordinance, shall remain in full force and effect.

**Section III.** It is the intention of the City Council that this ordinance, and every provision thereof, shall be considered severable, and the invalidity or unconstitutionality of any section, clause, provision or portion of this ordinance shall not affect the validity or constitutionality of any other portion of this ordinance.

**Section IV.** This ordinance shall become effective immediately upon its passage.

**DULY PASSED AND APPROVED** this the 25<sup>th</sup> day of June 2012.

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Phil Dyer, MAYOR

ATTEST:

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Diane Zucco, CITY SECRETARY

APPROVED AS TO FORM:

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Diane C. Wetherbee, CITY ATTORNEY