

MINUTES
HOME RULE CHARTER COMMISSION (HRCC) MEETING
July 22, 2019

CALL TO ORDER – Roll Call and Determination of a Quorum

The Home Rule Charter Commission (HRCC) met on the above date. Chairperson Levine called the meeting to order at 7:00 p.m. and noted there was a quorum. Mr. Levine said HRCC Secretary Billy Barron was out tonight and City Secretary Patti Scott Grey would assist with the meeting minute preparation in his absence. Commissioner Fecht replaced HRCC Secretary Barron as a voting member for this meeting.

HOME RULE CHARTER COMMISSION MEMBERS AND ALTERNATES

HRCC Members

- ✓ 1. Scott Douglas Levine (Chair)
- ✓ 2. Z Marshall
- ✓ 3. James A. “Andy” Redmond
- X 4. Billy Barron (Secretary)
- ✓ 5. David Gilmore
- ✓ 6. Tom Macduff (Vice Chair)
- ✓ 7. Randy Kercho
- ✓ 8. Homer Adams II
- ✓ 9. Scott Livesay

HRCC Alternates

- ✓ 1. Todd Fecht
- ✓ 2. Terry M. Lynch

Staff/Others Present:

- ✓ City Attorney Brandon S. Shelby
- ✓ City Administrator Luke B. Olson

- ✓ ACA/CS Patti Scott Grey
- X Police Chief Richard D. Brooks

- ✓ Mayor Lee Pettie
- ✓ Councilmember Cindy Meyer
- ✓ Councilmember Edwin Smith

PLEDGE OF ALLEGIANCE

AMERICAN PLEDGE: City Attorney Brandon S. Shelby led the pledge.

TEXAS PLEDGE: Home Rule Charter Commissioner Terry Lynch led the pledge.

PUBLIC COMMENTS

No Comments

INDIVIDUAL CONSIDERATION ITEMS

1. CONSIDERATION AND APPROVAL OF MEETING MINUTES FOR JUNE 10, 2019. [BARRON] [TABLED – 06252019]

MOTION: Commissioner Marshall moved to approve the June 10, 2019 HRCC meeting minutes as presented. Commissioner Adams seconded with the Commissioners voting unanimously for the item.

2. CONSIDERATION AND APPROVAL OF MEETING MINUTES FOR JUNE 25, 2019. [BARRON]

Commissioner Redmond requested a correction to the minutes. Chairperson Levine asked for a motion to table the item, requested Commissioner Redmond work with HRCC Secretary Barron and City Secretary Scott Grey to red line the correction for clarity for the next meeting packet, and finally asked the HRCC members work with the secretaries in the future to get corrections prior to the meeting whenever possible.

The June 25, 2019 HRCC meeting minutes were tabled unanimously.

3. WORK SESSION [LEVINE/SHELBY]

- a) PRESENTATION – REVIEWING BOTH THE MAYOR – COUNCIL AND COUNCIL – MANAGER FORMS OF GOVERNMENT

- Links provided by City Attorney Shelby:

- <https://www.tml.org/DocumentCenter/View/66/2017-Handbook-Mayors-Council-Members-PDF> (Pages 14-15)
- <https://www.tml.org/DocumentCenter/View/64/A-Guide-to-Becoming-a-City-Official-2017-PDF> (Page 9)

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- Note: TML later changed the above link to: <https://www.tml.org/DocumentCenter/View/1249/FINAL-2019-A-Guide-to-Becoming-a-City-Official> with the material on Page 7
<http://www.austintexas.gov/edims/document.cfm?id=291786> (Pages 25-27)
- <https://www.nlc.org/forms-of-municipal-government>
- <http://www.austintexas.gov/edims/document.cfm?id=224455>

City Attorney Shelby discussed and reviewed various aspects of the Mayor – Council and Council – Manager forms of government, stating the Mayor – Council form was the oldest form and like the federal government, while the Council – Manager form was conducted more like a business. In the Council – Manager the manager reports to Council and is not elected. Mr. Shelby presented simplified organizational charts to help explain. [See Exhibit 1 – City Attorney Brandon S. Shelby handout, dated July 22, 2019.]

After the presentation, a question and answer session ensued and some of the things that came out of the discussion were a charter may be reviewed and changed every two (2) years; Charter revisions must be approved by the voters; the Charter can spell out various things, such as the form of government; terms of elected officials; duties of officials; duties of a city manager; chain of command; zoning regulations, etc.

Although it was first suggested to create a subcommittee, consisting of Commissioners Macduff, Kercho, Redmond, and Fecht, to assemble talking points and locate cities of both Mayor – Council and Council – Manager forms of government, similar size and demographics, who possibly had recently gone through the Home Rule process and might be able to give us good feedback. The Commission decided that all commissioners should submit questions/talking point, locate cities and submit the information to Chairperson Levine who would confer with City Attorney Shelby. The information would then be assembled for distribution.

b) CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON SELECTION OF A FORM OF GOVERNMENT.

Chairperson Levine asked the HRCC Members if they were ready to select a form of government. The Commissioners unanimously said no. No action was taken on this item.

ROUTINE ITEMS

4. FUTURE AGENDA ITEMS

Chairperson Levine asked if there were any items to be added to the future agenda. The Commissioners decided they needed to read and digest the material provided. Also, they hoped to have officials from a couple of cities (e.g., Lucas, Fairview, Sunnyvale, etc.), who have recently undergone the Home Rule process, to share their experiences, problems, concerns, reasons, choices, etc. with the process to hopefully help them avoid some of the pitfalls.

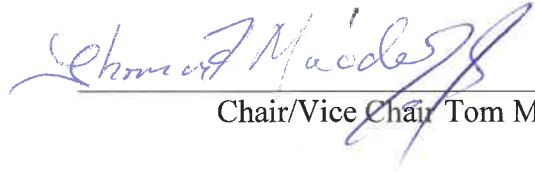
Mr. Levine also announced the next HRCC meeting would be Monday, August 26, 2019, at 7:00 p.m.

5. ADJOURN

Chairperson Levine adjourned the meeting at 8:43 p.m.



Minutes Approved on 26th day of August, 2019.


Chair/Vice Chair Tom Macduff


Commission Secretary Billy Barron

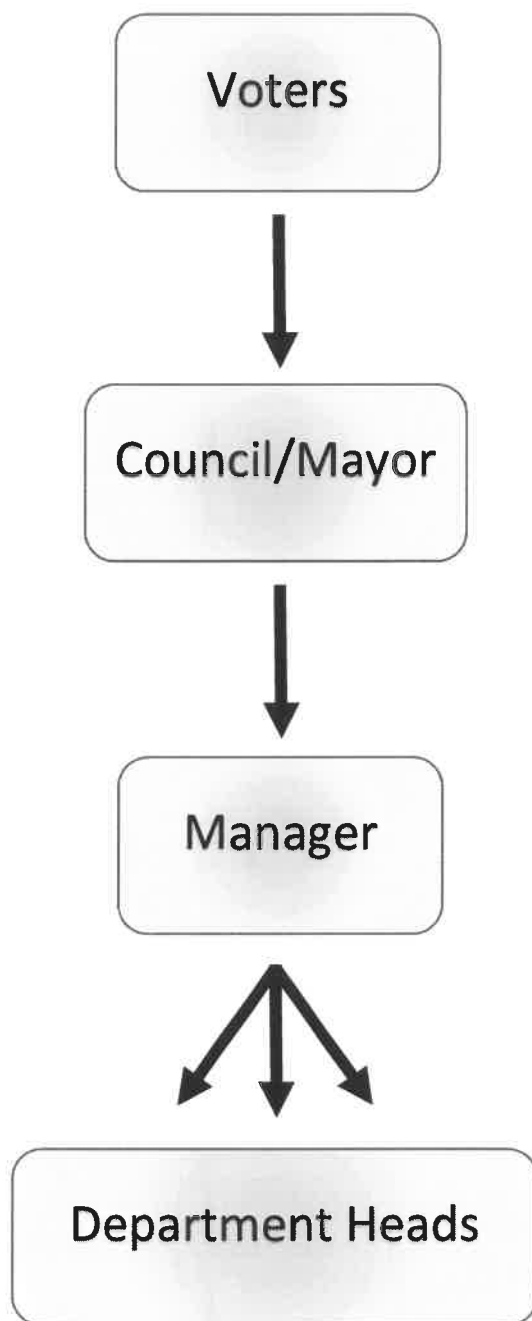
Attest:


City Secretary Patti Scott Grey

Exhibit(s):

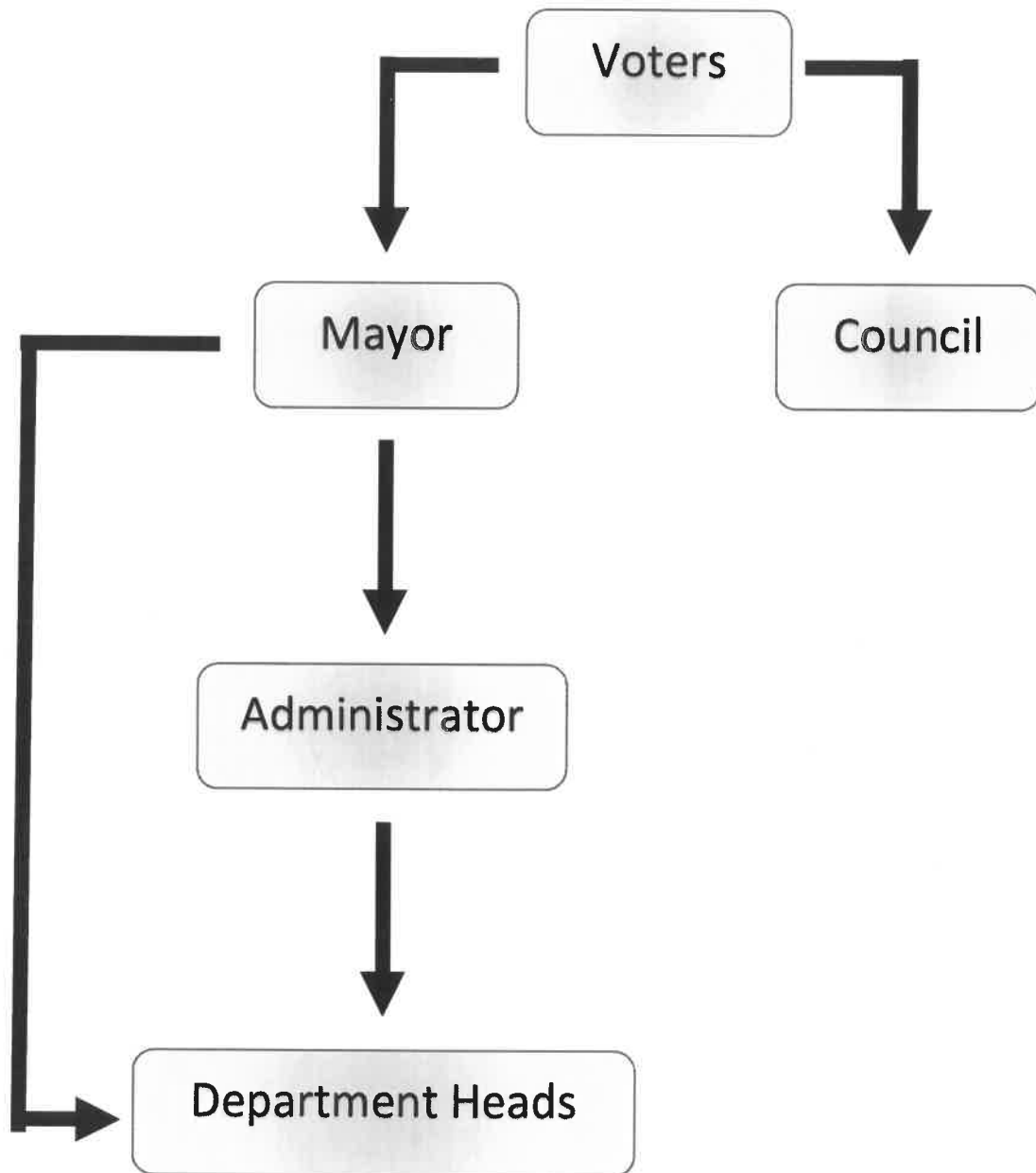
- 1 - City Attorney Brandon S. Shelby handout, dated July 22, 2019

Council-Manager Organizational Structure



Mayor-Council Organizational Structure:

Strong Mayor:



Mayor-Council Organizational Structure:

Weak Mayor:

