

BYLAWS
THE CHARTER COMMISSION
OF THE
CITY OF NIXA

SECTION 1. ORGANIZATION:

The Charter Commission of the City of Nixa (hereinafter "Commission"), Missouri is a public body organized pursuant to the affirmative vote of the people of the City of Nixa at an election held Tuesday, April 7, 2009, to frame a Charter for the City of Nixa, according to the constitution and laws of the State of Missouri, and subject to the constitution and laws of the United States of America.

SECTION 2. TERM & FUNCTION:

The term of the Commission shall expire and terminate no later than April 6, 2010. The Commission shall forthwith prepare and submit a final Charter containing the full text and exhibits to the qualified electors as an entirety in a single proposition substantially as follows: "Shall the Home Rule Charter of the City of Nixa, Missouri, be approved?" The Commission shall fix the time for the submission of the Charter to the electors, according to law.

SECTION 3. MEMBERS:

The number of Commissioners on the Commission is established by law; to wit: Pursuant to the vote of the people of the City of Nixa at an election held Tuesday, April 7, 1009, the thirteen (13) candidates for charter commissioner having the greatest number of votes were declared duly elected charter commissioners. The elected members are attached hereto as schedule A.

Each member shall serve for the entire term of the Charter Commission, unless they shall vacate their office by resignation or by legal disqualification. Any disqualification shall be waived if cured by the member within 30 days of a written resolution establishing said disqualification, and no vacancy shall occur until such 30 day period expires. The commission may fill a vacancy in its membership, and upon resolution to fill a vacancy shall do so by appointing as a member the charter commission the willing candidate not elected.

No city officer or employee, whether elected or appointed, shall be eligible to a place on the commission. Otherwise, the charter commission shall be the sole judge of the qualifications, elections and returns of its members, shall choose its officers, shall determine the rules of its proceedings and shall keep a journal.

SECTION 4. OFFICERS & COMMITTEES:

The officers of the Commission shall consist of a Chairperson, Vice-Chairperson and a Secretary. The members shall elect a chairperson to preside over meetings for the term of the commission, unless removed by 2/3 vote of the members of the commission. The chairperson shall have the authority to establish such boards, committees and advisory task forces, as deemed necessary by the majority of the commission, and shall be authorized to appoint persons to preside over or serve on such boards, committees, and advisory task forces as deemed necessary by the chairperson, unless rescinded by 2/3 vote of the members of the commission. The chairperson is authorized to engage contractors to perform

consulting work, and commit commission funds and to delegate authority, as deemed necessary by the commission, unless rescinded by 2/3 vote of the members of the commission.

The members shall elect a vice-chairperson for the term of the commission, who shall reside over meetings only in the absence of the chairperson, and to replace the chairperson in all respects only after the chairperson resigns or is removed from the office, at which time the members shall elect a replacement vice-chairperson . The chairperson shall ask for names from the members to be considered on the various committees.

The members shall elect a secretary for the term of the commission, who shall keep the minutes and records, prepare agendas and carry out other duties assigned by the Charter Commission.

SECTION 5. QUORUM AND VOTING

A majority of the members shall constitute a quorum, and the sessions of the commission shall be public. The vote of a majority of the charter commissioners present at a meeting at which a quorum is present and voting will constitute the action of the commission, unless the vote of a larger number is required by the procedural rules Robert's Rules of Order Newly Revised (10th Edition) or other provision of these bylaws. Any action or resolution to submit a proposed Charter to the public for voter approval shall require a majority vote of all members serving on the commission.

SECTION 6. CONDUCT/SCHEDULE OF MEETINGS

Meetings shall be conducted according to Robert's Rules of Order Newly Revised (10th Edition), subject to any procedures to the contrary contained in these bylaws or the laws of the State of Missouri. The monthly meeting of the Commission will be held at 6:45 o'clock p.m. at the Nixa City Hall on the 2nd and 4th Tuesday of each month, or at any other place and date as designated by the Chairperson, for the transaction of business properly brought before the meeting. Special meetings of the Commission may be called by not less than six (6) Members, or as may otherwise be provided by law. Special meetings will be held at the Board of Aldermen Chambers of Nixa City Hall unless otherwise directed by the Chairperson or Secretary and stated in the notice of the meeting. Any request for a special meeting by Members must state the purpose or purposes of the proposed meeting. Written notice containing the time and place of all meetings of the Commission will be given either personally or by mail to each member according to law. Notice of a regular meeting need not state the purpose or purposes of the meeting nor the business to be transacted at the meeting. Notice of a special meeting must state the purpose or purposes of the meeting, location and be posted twenty-four (24) hours (excluding weekends or holidays) prior to the prescribed date and time.

SECTION 7. PUBLIC RIGHT TO ADDRESS COMMISSION:

A person who wishes to address the Commission at a meeting thereof shall do so according to the same rules, procedures, and limitations as established for addressing the Nixa Board of Aldermen, and such address shall take place after the close of normal business and before the adjournment thereof. Any person who wishes to make their comments to the Commission par of the record shall put those remarks in written form that truly identifies the author.

SECTION 8. AMENDMENT OF BYLAWS:

These bylaws may be amended by a 2/3 vote of the members serving on the commission, but any such amendment shall only be voted upon after a motion made and duly seconded has been laid on the table for a period of 30 days.

I, the undersigned Secretary of the City of Nixa Charter Commission, hereby certify that these bylaws have been adopted by the Charter Commission for the City of Nixa to take immediate effect upon a vote of a majority of the members of said commission to adopt these bylaws, as follows:

Voted Yes:

Voted No:

Charter Secretary

Date: _____