



Issue: **Council Bill 2021-087 Establishing a Charter Review Commission**

Date: November 17, 2021

Submitted By: Jimmy Liles, City Administrator

Background

On 08/23/2021, Council was presented with a first reading of Bill 2021-087, which was to establish a charter review commission to review the City's charter and recommend any proposed amendments. The ordinance named nine (9) potential members for the commission, which included no more than three (3) members from each district, as required by the home rule charter. These members included the prior charter review commission members that were able to continue to serve. The members that were no longer able to serve were replaced with potential new members. Prior to the second reading, we received the census data from the U.S. Census Bureau, which indicated the need to change our district boundaries, which could have potentially affected the member recommendations. After the second reading, Council elected to postpone the bill until November 2021.

Analysis

Since the postponement of Bill 2021-087, the council district boundaries have been redrawn and approved by City Council. During that time, there has been discussions on re-examining the process of selecting members to serve on the committee to ensure there is the opportunity for citizens to volunteer.

Recommendation

Staff would recommend not approving Bill 2021-087. This will allow time for a process to be developed and implemented. If the current bill is not approved, staff will bring a new ordinance in the future to establish the home rule charter review commission.

1 **AN ORDINANCE OF THE COUNCIL OF THE CITY OF NIXA ESTABLISHING A**
2 **CHARTER REVIEW COMMISSION TO REVIEW THE CITY’S CHARTER AND**
3 **RECOMMEND ANY PROPOSED AMENDMENTS THERETO.**
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5
6 **WHEREAS** Section 13.8 of the City Charter authorizes the City Council to, from
7 time to time, establish a Charter Review Commission; and
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9 **WHEREAS** said Charter Review Commission is charged with reviewing and
10 recommending amendments to the City’s Charter; and
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12 **WHEREAS** the City Council desires to establish a Charter Review Commission
13 at this time.
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15 **NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF**
16 **NIXA, AS FOLLOWS, THAT:**
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18 **SECTION 1:** City Council, pursuant to City Charter Section 13.8, hereby
19 establishes a Charter Review Commission. Said Commission is charged with reviewing
20 the City Charter and recommending any amendments the Commission may deem
21 advisable. The Commission is authorized and empowered to exercise any other powers
22 or duties deemed advisable by the Commission to carry out the charge set forth herein.
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24 **SECTION 2:** City Council hereby appoints the following individuals to the Charter
25 Review Commission established by this Ordinance:
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- 27 • Andrea Long – District 1
- 28 • Randall Bettis – District 1
- 29 • Matt Lander – District 1
- 30 • Sarah Bader – District 2
- 31 • David Larsen – District 2
- 32 • Kent Ward – District 2
- 33 • Athena Fitts – District 3
- 34 • Mark Hartsock – District 3
- 35 • Tony Manasserri – District 3
- 36

37 **SECTION 3:** The Commission shall, at its first meeting, elect a Chair and a Vice
38 Chair. The Chair of the Commission shall preside over all meetings of the Commission,
39 set the agenda of the Commission, and perform any other functions or duties that the
40 Commission may provide. The Commission shall meet upon the call of the Chair,
41 provided that notice is provided to the other members of the Commission and an
42 agenda for the meeting is provided. The Commission is authorized to establish rules of
43 order and decorum for the conduct of its meetings, which shall be enforced by the
44 Chair, and may, at the discretion of the Commission, take public testimony on any item
45 considered by the Commission. The Vice Chair is authorized and empowered to
46 perform the duties of the Chair in the absence of the Chair. The Commission is further

47 authorized and empowered to do all things which may be necessary or convenient to
48 carry out the terms and intent of this Ordinance.

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50 **SECTION 4:** This Ordinance shall be in full force and effect from and after its
51 final passage by the City Council and after its approval by the Mayor, subject to the
52 provisions of section 3.11(g) of the City Charter.

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55 **ADOPTED BY THE CITY COUNCIL THIS 22ND DAY OF NOVEMBER 2021.**

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58 ATTEST:

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61 _____
CITY CLERK

_____ PRESIDING OFFICER

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64 **APPROVED BY THE MAYOR THIS _____ DAY OF _____ 2021.**

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67 ATTEST:

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70 _____
CITY CLERK

_____ MAYOR

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73 APPROVED AS TO FORM:

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75

76 _____
CITY ATTORNEY