



**Issue:** Reappointing a Commissioner to the Home Rule Charter Commission

**Date:** August 11, 2022

**Submitted:** Rebekka Coffey, City Clerk

---

### **Background**

On March 8, 2022 the City Council appointed 9 Commissioners to the Home Rule Charter Review Commission. According to the Home Rule Charter there can only be 3 Commissioners from each district serving on the review commission. In July, staff and the Commission were made aware that a Commissioner Kendal Dingus had moved district and therefore no longer qualified to serve on the Commission as there would have been 4 Commissioners from the same district. Council Members from District 1 were made aware of the need for a new Commissioner from their District and have selected a potential replacement.

### **Analysis**

Kendal Dingus has submitted his formal resignation from the Home Rule Charter Commission effective July 28<sup>th</sup>, 2022. Kevin Auberry has shown interest in serving on the Home Rule Charter Review Commission for the empty seat in District 1.

### **Recommendation**

Staff recommends appointing Kevin Auberry to fill the empty Commission seat in District 1 left by Kendal Dingus.

**RESOLUTION NO. 2022-084**

**A RESOLUTION OF THE COUNCIL OF THE CITY OF NIXA CONSENTING TO THE  
MAYOR'S APPOINTMENT OF KEVIN AUBERRY TO THE CHARTER REVIEW  
COMMISSION.**

**WHEREAS** Charter Review Commission member Kendal Dingus recently moved  
out of District 1; and

**WHEREAS** because of this move, Commissioner Dingus resigned from their seat  
on the Commission; and

**WHEREAS** there is now a vacancy on the Commission; and

**WHEREAS** the Mayor has appointed Kevin Auberry to serve the remainder of the  
term for the vacant position and the City Council consents to the Mayor's appointment as  
provided for herein.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF  
NIXA, AS FOLLOWS, THAT:**

**SECTION 1:** The City Council hereby consents to the Mayor's appointment of  
Kevin Auberry to the City's Charter Review Commission.

**SECTION 2:** This Resolution shall be in full force and effect from and after its final  
passage by the City Council and after its approval by the Mayor, subject to the provisions  
of section 3.11(g) of the City Charter.

**ADOPTED BY THE CITY COUNCIL THIS 15<sup>th</sup> DAY OF AUGUST 2022.**

ATTEST:

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
PRESIDING OFFICER

**APPROVED BY THE MAYOR.**

ATTEST:

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR

APPROVED AS TO FORM:

\_\_\_\_\_  
DATE OF APPROVAL

\_\_\_\_\_  
CITY ATTORNEY