

## ORDINANCE NO. 2015-

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS AMENDING SECTIONS 2.131 THROUGH 2.132 OF THE SAN MARCOS CITY CODE TO CHANGE THE SENIOR CITIZENS ADVISORY BOARD TO A CITY COUNCIL APPOINTED BOARD AND TO MODIFY THE QUALIFICATIONS FOR MEMBERSHIP ON THE BOARD; PROVIDING FOR THE REPEAL OF ANY CONFLICTING PROVISIONS; AND PROVIDING AN EFFECTIVE DATE.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS:**

**SECTION 1.** Sections 2.131 through 2.132 of the San Marcos City Code are hereby amended to read as follows (Added text is indicated by underlining. Deleted text is indicated by ~~strikethroughs~~.):

### **Sec. 2.131. Established; appointment; terms.**

(a) There is established the senior citizen advisory board. The board is composed of seven members appointed by the city council. ~~residents of the city interested in the welfare of senior citizens.~~ All members of the board must be residents of the city. ~~Two members may be either residents or nonresidents of the city.~~ Members will serve staggered terms of two years, with four members being appointed in even-numbered years, and three members being appointed in odd-numbered years.

(b) The executive director of Community Action, Inc. of Central Texas ~~Hays, Caldwell and Blanco Counties~~, or the executive director's designee, is an ex officio nonvoting member of the board.

(c) ~~Members of the board are appointed by the director of parks and recreation for terms of two years and until their successors are appointed and qualified.~~ The board shall elect a chair and vice-chair from among its members at its first meeting each year after the appointment of members.

### **Sec. 2.132. Composition; qualifications and appointment of members.**

(a) The senior citizen advisory board may adopt rules and regulations to govern its actions, subject to the general laws of the state and of city ordinances and resolutions.

(b) The board acts in an advisory capacity to the ~~parks and recreation director~~ city council, the city manager and other boards and commissions ~~and the city manager~~ on matters involving senior citizens in the San Marcos community. In this respect, the ~~parks and recreation director~~ city council, the city manager and other city boards and commissions ~~and the city manager~~ are encouraged to consult with the board, and the board will make recommendations, regarding the following:

- (1) The availability of city programs and services to senior citizens in the city;
- (2) The provision of existing and future facilities for senior citizens;

- (3) Possible new programs and services to enable senior citizens to reach their full potential in housing, jobs, and community life and activities; and
  - (4) Methods by which senior citizens can take responsibility for strengthening existing programs and services, and for providing new programs and services, to aid senior citizens.
- (c) The board will also:
- (1) Coordinate with other governmental entities, ~~and with~~ private citizens, institutions, community senior centers and agencies regarding programs and services to aid senior citizens in the city; and
  - (2) Develop programs to recognize achievement and contribution to the San Marcos community by senior citizens. ~~;~~ and
  - ~~(3) Collect information on instances of discrimination against senior citizens in the San Marcos community and refer the information to appropriate agencies.~~

**SECTION 2.** In codifying the changes authorized by this ordinance, paragraphs, sections and subsections may be renumbered and reformatted as appropriate consistent with the numbering and formatting of the San Marcos City Code.

**SECTION 3.** If any word, phrase, clause, sentence, or paragraph of this ordinance is held to be unconstitutional or invalid by a court of competent jurisdiction, the other provisions of this ordinance will continue in force if they can be given effect without the invalid portion.

**SECTION 4.** All ordinances and resolutions or parts of ordinances or resolutions in conflict with this ordinance are repealed.

**SECTION 5.** This Ordinance will take effect after its adoption on second reading. The change in the composition of the senior citizen advisory board set forth in Section 1 of this ordinance shall apply to appointment of board members for terms beginning on March 1, 2016.

**PASSED AND APPROVED** on first reading on October 5, 2015.

**PASSED, APPROVED AND ADOPTED** on second reading on October 20, 2015.

Daniel Guerrero  
Mayor

Attest:

Approved:

Jamie Lee Pettijohn  
City Clerk

Michael J. Cosentino  
City Attorney

