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Date: 09/09/2021
To: Mayor Steele, City Council
From: Jimmy Liles, C.A.
Subject: Home Rule Charter Review Commission

During the last City Council meeting, I introduced an ordinance that would bring the Home Rule Charter Review Commission together to review possible changes to the charter.

Since the last meeting, we have received census data that will require us to change the boundaries of our current council districts. Garrett will be providing Council with an overview on how the census data will affect the districts at the next City Council meeting.

Depending on how the boundaries change, and how long the commission takes to review the charter, it could potentially create a scenario where the Home Rule Charter Review Commission has members that change districts during the review of the charter. As a reminder, the Charter states that the Charter Review Commission must be made up of nine (9) qualified voters for the City, none of whom shall be an elected official of the City. No more than three (3) of the Commission members shall reside in any one Council District. Until the new districts are set, we do not know if the current commission members that were presented at the last meeting will still be in their current district.

Council could elect to either proceed with the approval of the current ordinance or postpone the ordinance until the districts are redrawn which would allow us to re-evaluate the location of the members to ensure they are still within their districts.

Thanks,
Jimmy

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
8

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:
26

- 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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54

55 **ADOPTED BY THE CITY COUNCIL THIS 13TH DAY OF SEPTEMBER 2021.**

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58 ATTEST:

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60

61 _____
CITY CLERK

_____ PRESIDING OFFICER

62
63

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

65
66

67 ATTEST:

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70 _____
CITY CLERK

_____ MAYOR

71
72

73 APPROVED AS TO FORM:

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75

76 _____
CITY ATTORNEY