

RESOLUTION NO. R-2024-117

**RESOLUTION DECLARING THAT CHARTER AMENDMENTS
FROM THE CITY OF ROUND ROCK'S GENERAL AND
SPECIAL ELECTION OF MAY 4, 2024 ARE ADOPTED**

WHEREAS, the City Council of the City of Round Rock ordered a general and special election to be held May 4, 2024 for, among other purposes, submission to voters of certain proposed amendments to the Home Rule Charter of the City; and

WHEREAS, lawful canvass and declaration of results of said election was made on May 15, 2024 in accordance with Chapter 67 of the Texas Election Code;

WHEREAS, the Council now wishes to ratify such results in accordance with Texas Local Government Code, Section 9.005(b).

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF
THE CITY OF ROUND ROCK, TEXAS:**

1. That the City Council officially finds and determines that the following votes were cast by the resident, qualified electors of the City who voted at the election held for the purpose of submitting to voters certain proposed amendments to the Home Rule Charter of the City:

PROPOSITION A

**AMENDMENT TO THE HOME RULE CHARTER OF THE CITY OF ROUND
ROCK, TEXAS, TO CLARIFY THE TYPES OF MUNICIPAL COURT
PROCEEDINGS; THE DESIGNATION OF THE REQUIREMENTS OF
MUNICIPAL COURT JUDGES; AND THE USE OF COSTS AND FINES
IMPOSED BY MUNICIPAL COURT.**

Total Votes Received

Yes, the above described Charter amendment shall be adopted	<u>2544</u> votes
No, the above described Charter amendment shall not be adopted	<u>382</u> votes

PROPOSITION B

**AMENDMENT TO THE HOME RULE CHARTER OF THE CITY OF ROUND
ROCK, TEXAS, TO ALLOW CITY STAFF TO BE DELEGATED THE ABILITY
TO APPROVE, APPROVE WITH CONDITIONS, OR DISAPPROVE A PLAT AS**

NOW PERMITTED BY SECTION 212.0065(A) OF THE TEXAS LOCAL GOVERNMENT CODE.

Total Votes Received

Yes, the above described Charter amendment shall be adopted	<u>2044</u> votes
No, the above described Charter amendment shall not be adopted	<u>856</u> votes

2. That the City Council officially finds, determines and declares the result of the election to be that **all propositions passed**, and declares that all charter amendments are adopted in accordance with Texas Local Government Code, Section 9.005(b).

3. That the Charter shall be amended as set forth in the Amendments attached as Exhibit “A” and incorporated herein by reference for all purposes.

4. That the provisions of this Resolution are severable; and in case any one or more of the provisions hereof or the application thereof to any person or circumstance should be held to be invalid, unconstitutional, or ineffective as to any person or circumstance, then the remainder of this Resolution nevertheless shall be valid, and the application of any such invalid provision to persons or circumstances other than those as to which it is held invalid shall not be affected thereby.

5. That the City Council hereby finds and declares that written notice of the date, hour, place and subject of the meeting at which this Resolution was adopted was posted and that such meeting was open to the public as required by law at all times during which this Resolution and the subject matter hereof were discussed, considered and formally acted upon, all in accordance with and as required by the Open Meetings Act, Chapter 551, Texas Government Code, as amended, and the Act.

RESOLVED on this the 23rd day of May, 2024.

CRAIG MORGAN, Mayor
City of Round Rock, Texas

ATTEST:

MEAGAN SPINKS, City Clerk

EXHIBIT "A"

Amendment No. 1

Sec. 4.03. - Municipal Court.

- (a) There shall be established and maintained a court, designated as a "Municipal Court" for the trial of misdemeanor offenses and civil proceedings, with all such powers and duties as are now, or may hereafter be prescribed by laws of the state of Texas relative to municipal courts.
- (b) The presiding judge of said court shall be appointed by the City Council to serve at the discretion of the City Council. The judge shall be an attorney licensed and practicing in the state of Texas and shall receive such salary compensation as may be fixed by the City Council.
- (c) There shall be a clerk of said court appointed by the City Manager.
- (d) The clerk of said court and deputies shall have the power to administer oaths and affidavits, make certificates, affix the seal of said court thereto, and generally do and perform any and all acts usual, and necessary to be performed, by the clerks of courts, in issuing process of said courts, and conducting the business thereof.
- (e) The City Council shall have the power to create and appoint additional associate judges as provided by law. Such associate judges shall be an attorney licensed and practicing in the state of Texas and shall receive such compensation as may be fixed by the City Council.
- (f) All costs and fines imposed by the Municipal Court and not required to be paid to the state shall be paid into the City Treasury for the use and benefit of the City, subject to the state laws on the use thereof.

Amendment No. 2

Sec. 12.04. - Planning and Zoning Commission.

There shall be a City Planning and Zoning Commission which shall consist of nine (9) members serving two (2) year terms which the City Council shall establish by ordinance.

The Commission shall have the power and be required to:

- (1) be responsible to and act as an advisory body to the City Council;
- (2) recommend to the City Council for its action an official zoning map and recommend any changes to the map; and
- ~~(3) study plats and plans of proposed subdivisions and insure that all plats and plans conform to the City's subdivision and development ordinances; and~~
- ~~(4)~~ perform such other functions as may be duly delegated to them from time to time by the City Council or required by law.