

MEASURE A

Shall Section 1.01, Subsection 3.06(a), Subsection 3.07(m), Subsection 7.01A and Subsection 7.01C of the City Charter, regarding the council-manager form of government, be amended to read:

“Sec. 1.01. - Form of government.

The municipal government provided by this Charter shall be known as the "council-manager government." Pursuant to its provisions, and subject only to the limitations imposed by applicable law and by this Charter, all powers of the city shall be vested in an elective council, hereinafter referred to as the "city council," which shall enact local legislation, adopt budgets, determine policies, and appoint the city manager, who in turn, shall be held responsible to the city council for the execution of the laws and the administration of the government of the city. All powers of the city shall be exercised in the manner prescribed by this Charter, or, if the manner be not prescribed, then in such manner as may be prescribed by ordinance or applicable law.

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Sec. 3.06. - Mayor and mayor pro tem.

- (a) The mayor shall be recognized as the ceremonial and governmental head of the city. The mayor shall preside at all meetings of the city council, shall rule on questions of procedure at city council meetings, shall vote only in case of a tie vote of the city council, and shall have veto power as provided in section 3.13 of this Charter. The mayor shall sign all ordinances, resolutions, proclamations, bonds and other documents as required by applicable law. The mayor shall have no regular administrative duties.

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Sec. 3.07. - Specific powers of the city council.

All powers and authority granted to the city by the Constitution of the State of Texas shall be vested in the city council, except as otherwise provided by law or this Charter. The city council shall provide for the exercise thereof and for the performance of all duties and obligations imposed upon the city by law and this Charter and shall be specifically granted the powers set forth below:

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- (m) Fix the salaries and compensation of the city officers and employees. Establish qualifications, rules and standards of and for all employees of the city.

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Sec. 7.01. - City manager.

- A. Appointment and qualifications. The mayor shall recommend the appointment of a city manager, subject to approval by the city council by vote in accordance with the procedure

set forth in section 3.09(c) of this Charter, who shall be the chief administrative and executive officer of the city and shall be responsible to the city council for the administration of all the affairs of the city. The city manager shall be chosen by the city council solely on the basis of executive and administrative training, education, experience, ability and character. No member of the city council shall during the time for which he or she is elected and for two (2) years thereafter be appointed city manager.

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- C. Powers and duties. The powers herein conferred upon the city manager shall include but shall not be limited to the following:
1. Appoint and remove any employee of the city except those employees whose appointment or election is otherwise provided by applicable law or this Charter.
 2. Prepare and submit the annual budget and a five year capital improvement program to the city council as prescribed in article IX of this Charter.
 3. Submit to the city council a report for each month on the finances and administrative activities of the city and a complete report as of the end of each fiscal year.
 4. Provide each department head with a monthly financial report of his or her department.
 5. Attend all meetings of the city council except when excused by the city council.
 6. Make a written report to the city council each month on all department expenditures.
 7. Execute all contracts and related instruments as provided in the procurement policy.
 8. Execute on behalf of the city, standard form documents, including but not limited to deeds, releases of liens, rental agreements, easements, right-of-way agreements, joint use agreements, and other similar documents, under the following conditions:
 - a. The execution of the document is necessary to carry out a public works project; to utilize, maintain or improve a city facility, street, right-of-way, easement, park or other city property; or to implement other city policies, provided that such project, program or policy has been approved by the city council;
 - b. That all blanks are filled in on any document correctly and that such document is consistent with the objectives approved by the city council; and
 - c. That the form of such document shall be approved by the city attorney.
 9. Perform such other duties as may be prescribed by this Charter or required by the mayor, as directed by the city council, not inconsistent with provisions of this Charter.

10. Appoint, by letter filed with the city secretary, a qualified administrative officer of the city to perform his or her duties during his or her temporary absence. The appointment shall be made from a list of qualified individuals previously approved by the city council. In the event of failure of the city manager to make such appointment, or in the case of disability of the city manager, the city council may, by resolution, appoint an officer or employee of the city, other than an elected official, to perform the duties of the city manager until he or she shall return or his or her disability shall cease."