



**RESOLUTIONS SUBMITTED
TO THE
MEMBERSHIP OF THE
TEXAS MUNICIPAL LEAGUE**

October 5, 2023

Dallas, Texas

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The Texas Municipal League Grassroots Policy Development Process

Member City Input:

Annual Business Meeting Resolutions and/or Interim Municipal Policy Summit

The primary function of the Texas Municipal League is advocating on behalf of its member cities. That's the way it has been since the League's formation in 1913 because many significant decisions affecting Texas cities are made by the Texas Legislature, not by municipal officials. Now, just as they did over a century ago, newly elected mayors and councilmembers quickly realize the legislature can address virtually any aspect of city government.

This fact is vividly demonstrated during each legislative session. For example, during the 2023 session, more than 8,000 bills or significant resolutions were introduced; more than 1,800 of them would have affected Texas cities in some substantial way. In the end, over 1,200 bills or resolutions passed and were signed into law; 230 of them impacted cities in some way.

The number of city related bills as a percentage of total bills filed rises every year. Twenty years ago, around 17 percent of bills filed affected cities in some way. In 2023, that percentage has increased to 23 percent. In other words, almost a quarter of the legislature's work is directed at cities, and much of that work aims to limit municipal authority.

Based on a legislative program that is developed by member city officials, the League, through its grassroots, advocates for or against those efforts. To develop the program, city officials provide input in primarily two ways.

First, member city officials can participate in the League's Municipal Policy Summit during each interim. The report of the summit takes the form of a resolution that is submitted to the annual conference. The goal of the committee process is two-fold: (1) it allows input on the legislative program from a broad cross section of cities and city officials; and (2) it educates new city officials to the legislative issues faced by cities. The summit participants are appointed by the TML President based on volunteers and others chosen to balance the demographics of the TML membership at large.

The Summit is an intensive, two-day workshop during which League staff briefs the participants on the myriad legislative issues faced by cities. Most are issues that arise each session, but several consist of solicited or unsolicited issues brought by city officials. Even if no changes are recommended to the fixed program, which is an unlikely prospect, staff will fulfill its educational goal through continued briefing on the issues. After each subject-matter briefing, the participants make concise recommendations on the issues. Those recommendations are placed into resolution form and submitted to the League's annual business meeting, discussed next.

Second, a member city, TML region, or TML affiliate may submit a resolution for consideration at the League's annual conference. Each city is asked to provide one delegate to serve as its liaison at the meeting. The delegates are briefed on the content of the resolutions and given a chance to discuss and vote on whether they merit inclusion in the legislative program. The resolutions form the basis of a fixed legislative program, under which – each session – modifications to the program will be

considered at a future Summit, business meeting, or TML Board meeting. Detailed information relating to resolution submittal is provided to each member city, TML affiliate organization, and TML region well in advance of the due date.

The detailed policy development process is necessary to ensure that the League advocates as directed by its members. The League is nothing without the involvement and expertise of its members, and participation in the process is an invaluable part of protecting municipal authority.

The TML Legislative Philosophy

The TML approach to the 2025 session will undoubtedly be guided by principles that spring from a deeply rooted TML legislative philosophy:

- The League will vigorously oppose any legislation that would erode the authority of Texas cities to govern their own local affairs.
- Cities represent the level of government closest to the people. They bear primary responsibility for the provision of capital infrastructure and for ensuring our citizens' health and safety. Thus, cities must be assured of a predictable and sufficient level of revenue and must resist efforts to diminish that revenue.
- The League will oppose the imposition of any state mandates that do not provide for a commensurate level of compensation.

TML Legislative Policy Process Schedule

The League's 2025-2026 legislative policy development schedule is roughly as follows:

October 2023 – the TML membership will consider resolutions at the 2023 Annual Conference at the annual business meeting.

May 2024 – the chair, vice-chairs, board representative, and participants of the League's Municipal Policy Summit as well as any special policy committees will be appointed by the TML President.

July 2024 – Municipal Policy Summit materials will be distributed to the membership.

August 2024 – the Municipal Policy Summit, a two-day policy briefing at which the members will make recommendations for the League's 2025-2026 legislative program.

October 2024 – the report of the Municipal Policy Summit, along with any other resolutions, or reports of any special policy committees will go forward to the annual business meeting at the 2024 Annual Conference.

December 2024 – the TML Board will finalize the League's 2025-2026 legislative program based on resolutions passed in both 2023 and 2024.

Suggestions for City Officials

City officials can significantly impact the outcome of the 2025 legislative session. When making recommendations for the League's Legislative Program, they should keep in mind the following:

1. **There is a practical limit to what the League – or any group, for that matter – can accomplish in any legislative session.** It is obvious that all resources – human, financial, and political – are limited, and no group can hope to achieve all its legislative objectives. The most powerful interest groups in the state sometimes come away from a legislative session bruised and battered. On occasion, the best that can be expected is that damage be mitigated.
2. **TML will expend the vast majority of its resources killing bad bills.** This has always been so and will probably always be the case. At one point during the 2023 regular session, the League was monitoring more than 2,000 bills or resolutions, many of which were bad for cities. The League's legislative philosophy has traditionally been, first and foremost, to defeat bad legislation and, secondarily, to seek passage of beneficial legislation as time, resources, and political realities permit.
3. **It is unlikely that any other interest group in the state monitors and opposes as many bills as does the Texas Municipal League.** During recent legislative sessions, the League took steps to oppose bad legislation dealing with everything from annexation to zoning and from autonomous vehicles to tree preservation. The breadth of the League's legislative focus becomes obvious each year when TML completes and submits its state-mandated lobbyist registration form. One schedule of the form asks which of 83 subject matters are of interest to the organization. All 83 fall within the League's areas of interest.
4. **Unfortunately, the number of bad city-related bills grows almost every year. (Please see the chart on the next page.)** As a result, the League has been forced to expend an ever-greater percentage of its resources simply fending off bad ideas.
5. **Given the League's finite resources, and because vast amounts of those resources are necessarily expended in defeating bad legislation, the League must very carefully select bills that it will support or for which it will attempt to seek passage.** A sharply focused legislative program is more likely to lead to success than is a very large and wide-ranging program. In addition, supporting a bill that has a low probability of passage requires a large amount of time and political resources that can be used more productively in other ways. **Thus, it is important to advocate only those initiatives that are truly important and that have a realistic chance of passage.**

Year	Total Bills Introduced*	Total Bills Passed	City-Related Bills Introduced	City-Related Bills Passed
2003	5754	1621	1200+	110+
2005	5369	1397	1200+	105+
2007	6374	1495	1200+	120+
2009	7609	1468	1500+	120+
2011	6303	1410	1500+	160+
2013	6061	1437	1700+	220+
2015	6476	1329	1600+	220+
2017	6800	1220	2000+	290+
2019	7541	1437	2000+	330+
2021	6927	1073	2000+	240+
2023	8344	1258	1800+	230

*Includes bills and proposed Constitutional amendments; regular sessions only.

6. How can business meeting or summit participants identify initiatives that are truly significant and that merit a place in the TML legislative program? Committee members may wish to ask the following questions about each discussion item:

- **Does the initiative have wide applicability to a broad range of cities of various sizes (both large and small) and in various parts of the state?**
- **Does the initiative address a core municipal issue, such as erosion of local control and preservation or enhancement of municipal revenue?**
- **Will the initiative be vigorously opposed by strong interest groups and, if so, will member cities commit to contributing the time and effort necessary to overcome that opposition?**
- **Is this initiative, when compared to others, important enough to be part of TML’s list of priorities?**
- **Is this initiative one that city officials, more than any other group, should and do care about?**

The foregoing suggestions are not meant to imply that TML can’t pass good, solid legislation. It can, it has in the past, and it will again. The suggestions are meant merely to emphasize the fact that any group, to succeed, must use its resources and its political strength wisely and selectively.

Categories of Legislative Positions

Legislative positions should reflect one of four categories that will direct League staff. Keep in mind that there is a difference between “seek introduction and passage” and “support.”

- **Seek Introduction and Passage** means that the League can attempt to find a sponsor, will provide testimony, and will otherwise actively pursue passage. Bills in this

category are known as “TML bills.” **These bills require an enormous amount of time and resources, and the committee should be very cautious about putting items in this category.**

- **Support** means the League will attempt to obtain passage of the initiative if it is introduced by some other entity.

With very few exceptions, any item that makes its way into the 2025-2026 TML Legislative Program should be categorized by the two terms above, or by a recommendation that TML “**oppose**” or “**take no position.**”

League staff will, based upon the foregoing principles and its knowledge of current legislative realities, determine the amount of time and resources devoted to any item in the program. City officials serving throughout the process is an essential part of protecting municipal authority. The League is nothing without the involvement and expertise of its members.

Have questions or comments? Contact JJ Rocha, TML Grassroots and Legislative Services Manager, at JJ@tml.org.

2023 TML RESOLUTION COVER SHEET

Sponsoring Entity: City of Huntsville

Brief Background: This proposed amendment addresses a clarity flaw in Chapter 775 of Health and Safety Code (Section 775.051) which the policy fails to include a city's authority to consent to a preapproved Emergency Services District's (ESD) expansion into municipal territories. This issue was brought forth by a lawsuit raised by the City of Huntsville against Walker County Emergency Services District No. 3, upon the defendant's expansion into Huntsville's extra-territorial jurisdiction (ETJ) without the city's consent. Though the ESD was in Huntsville's jurisdiction, the city's statutory rights were found to not be infringed upon on account of the policy's absence of municipal consent of an ESD's expansion. The 10th Court of Appeals upheld that decision upon its interpretation of the present policy. We would request the TML's assistance in seeking Introduction and Passage to clarify Chapter 775 and the conditions of an ESD's expansion.

What the Resolution is Intended to Accomplish: The intention of amending Subchapter B of Section 775.051 is to provide specific requirements for an ESD to be authorized to annex into Municipal Territories, which includes a requisite for explicit consent from the municipality and any potential provisions necessary to gain the city's authorization. In including the requisite of consent to expand in the language of Section 775.051, cities will have the authority to carry out their process to approve such expansion, as well as increasing oversight through an elected board member for ESD services.

How the Resolution is City-Related/How it addresses a Municipal Issue: This issue directly applies to all cities in that the city's authority to carry out its provisions to approve or disprove of an ESD expansion is completely undermined by the ambiguities in existing policy. Through the undermining of a city's authority, ESD have the power to expand without regard to preexisting services and territories, which would otherwise be prohibited if it properly followed Subchapter B.

Statewide Importance: The relevance of clarifying municipal standards of Section 775.051 for ESD is that there is no precedent that has yet to clearly define a requisite of consent to an ESD expansion in any capacity. There is an inherent lack of language surrounding the consent of the municipality to annex an existing ESD, and with the finding of *City of Huntsville, Texas v. Walker County Emergency Services District No.3, Et Al.*, in favor of Walker County ESD No. 3, the provisions for standard practices under Section 775.051 are negated despite the explicitly stated process to create an ESD. This legal loophole essentially allows any given ESD to expand into Municipal Territory in absence of a city's consent at their own discretion, without a requirement of a territory's contiguity; meaning any given ESD may expand into a completely different jurisdiction without its consent. Through establishing a statewide standard for ESD annexation, cities will regain their discernment and the ability to enforce the necessary provisions in authorizing emergency services.

Submitted By: Aron Kulhavy, City Manager, City of Huntsville, Texas
akulhavy@hunsvilletx.gov

1.

A RESOLUTION RELATING TO MUNICIPAL AUTHORITY TO MANAGE EMERGENCY SERVICE DISTRICTS

WHEREAS, the Texas Municipal League has invited member cities to submit resolutions by August 21, 2023, with the recommendations for consideration in TML’s Legislative Program and advocacy efforts for the 89th Legislative Session; and

WHEREAS, the Huntsville City Council supports legislation addressing the matters described herein and the TML Resolution Cover Sheet that accompanies this Resolution and recommends inclusion of these matters in the 2023 TML Legislative Program;

NOW, THEREFORE, BE IT RESOLVED by the delegates assembled at this 2023 Annual Conference of the Texas Municipal League that the League seek introduction and passage of legislation that would protect municipalities’ ability to coordinate the provision of emergency services and to manage the expansion of Emergency Service Districts (ESDs) within the municipalities’ defined corporate limits and extra-territorial jurisdiction:

- Require ESDs to receive approval from cities for adding territory within a city’s corporate limits or ETJ. If the city rejects a request for approval, a district must provide a petition from 50% of property owners in the service area requesting service from the city and the city council must deny that request before the district can proceed with adding the territory.
- Change the governance structure for the ESDs from appointed boards to elected boards to produce accountability to taxpayers.

PASSED AND APPROVED by the membership of the Texas Municipal League this 5th day of October, 2023 in Dallas, Texas.

APPROVED:

David Rutledge,
President

ATTEST:

Bennett Sandlin,
Executive Director

2023 TML RESOLUTION COVER SHEET

Sponsoring Entity: City of McLendon-Chisholm

Brief Background: Local water supply corporation has failed to provide adequate delivery of water and/or meet the infrastructure requirements to keep up with the water demand.

What the Resolution is Intended to Accomplish: WHEREAS, Rural water systems are dedicated to helping water and/or wastewater systems provide efficient service and clean, safe drinking water to their customers; NOW THEREFORE, the State of Texas defines a rural water supply corporation by the number of connections threshold of 1,500. Upon reaching the threshold of 1,000 connections, the rural water supply corporation shall notify the nearest municipality to inform the city of: any pending transfer by certified' mail; any failure to comply with infrastructure improvements per existing and/or development agreements; any failure to comply legally with contractual agreements; any failure to refund finances for improvements, meters, hydrant meters and/or infrastructure related equipment; any failure to provide adequate staffing; any failure to provide defined licensed operators, technicians, backflow inspectors; any failure to refund finances to public improvement district bond obligations; any failure to produce a third- party audit by the annual meeting for its customer members; any failure to have day-to-day administration and/or operation support. With one or more violations based on the above list is determined, the water supply corporation is to be sold, placed under receivership, and/or transferred to another entity, then the nearest municipality has first right to asset transfer and/or customers of the corporation.

How the Resolution is City-Related/How it addresses a Municipal Issue: A municipality will be able to accomplish a public purpose for the citizens to provide continuous adequate service to consumers with water delivery/wastewater removal, provide operational support for its current infrastructure, plan and/or make immediate infrastructure improvements, provide alternative water solutions and work with regional resources to meet the demand.

Statewide Importance: Highly important.

Submitted By: Adrienne Balkum, Mayor Pro Tem, City of McLendon-Chisholm
Council4@mcclendon-chisholm.com

2.

A RESOLUTION RELATING TO LOCAL WATER SUPPLY CORPORATIONS
PROVIDING ADEQUATE DELIVERY OF WATER AND/OR MEET THE
INFRASTRUCTURE REQUIREMENTS TO KEEP UP WITH WATER DEMAND

WHEREAS, rural water systems are dedicated to helping water and/or wastewater systems provide efficient service and clean, safe drinking water to their customers;

NOW, THEREFORE, BE IT RESOLVED by the delegates assembled at this 2023 Annual Conference of the Texas Municipal League that the League seek introduction and passage of legislation that would require rural water supply corporation to notify the nearest municipality to inform the city of:

- a) any pending transfer by certified mail;
- b) any failure to comply with infrastructure improvements per existing and/or development agreements;
- c) any failure to comply legally with contractual agreements;
- d) any failure to refund finances for improvements, meters, hydrant meters and/or infrastructure related equipment;
- e) any failure to provide adequate staffing;
- f) any failure to provide defined licensed operators, technicians, backflow inspectors;
- g) any failure to refund finances to public improvement district bond obligations;
- h) any failure to produce a third-party audit by the annual meeting for its customer members; and
- i) any failure to have day-to-day administration and/or operation support.

With one or more violations based on the above list is determined, the water supply corporation is to be sold, placed under receivership, and/or transferred to another entity, then the nearest municipality has first right to asset transfer and/or customers of the corporation.

PASSED AND APPROVED by the membership of the Texas Municipal League this 5th day of October, 2023 in Dallas, Texas.

APPROVED:

David Rutledge,
President

ATTEST:

Bennett Sandlin,
Executive Director

2023 TML RESOLUTION COVER SHEET

Sponsoring Entity: City of Pflugerville

Brief Background: Travis County Emergency Services District No. 2 (TCESD No. 2) decided to cease providing emergency medical services (EMS) to Pflugerville residents without additional funds from the City. Voters overwhelmingly voted no to an additional tax overlay for EMS. TCESD No. 2 ceased these services, forcing the City of Pflugerville to provide these services.

What the Resolution is Intended to Accomplish: The resolution is intended to create elected boards for Emergency Services Districts and require City Council approval for an ESD to expand in city limits or the extra-territorial jurisdiction (ETJ).

How the Resolution is City-Related/How it addresses a Municipal Issue: This resolution seeks to clarify Emergency Services Districts authority in city limits and the city's ETJ. Additionally, as ESDs expand, they impact municipalities' ability to collect sales tax. As cities grow and may annex territory located in an ESD, the city is unable to collect sales taxes if they have already been claimed by the ESD. As ESD budgets grow, taxpayers are unable to hold commissioners accountable should they disagree with a board member's direction.

Statewide Importance: ESDs are all throughout the state of Texas. These ESDs may have million-dollar budgets that are not approved by elected officials chose by taxpayers and voters. ESDs are responsible to provide public safety to residents utilizing taxpayer dollars.

Submitted By: Victor Gonzales, Mayor, City of Pflugerville
Victor.gonzales@pflugervilletx.gov

3.

A RESOLUTION RELATING TO EMERGENCY SERVICE DISTRICTS

WHEREAS, Emergency Service Districts (ESDs) operate under county appointed commissioner boards; and

WHEREAS, public safety and transparency are critical in local government; and

WHEREAS, ESDs collect taxes and set tax rates without elected commissioner boards; and

WHEREAS, elected ESD commissioner boards would allow taxpayers to voice how they want their tax dollars spent by ESDs and hold elected officials accountable; and

WHEREAS, ESDs must receive city council approval when initially forming in the city limits or extra-territorial jurisdiction and should receive city council approval to expand in the same areas.

NOW, THEREFORE, BE IT RESOLVED by the delegates assembled at this 2023 Annual Conference of the Texas Municipal League that the League seek introduction and passage of legislation that would require:

- ESD Commissioner Boards to be elected; and
- City council approval for an ESD to expand into a city's corporate limits or ETJ.

PASSED AND APPROVED by the membership of the Texas Municipal League this 5th day of October, 2023 in Dallas, Texas.

APPROVED:

David Rutledge,
President

ATTEST:

Bennett Sandlin,
Executive Director

2023 TML RESOLUTION COVER SHEET

Sponsoring Entity: City of Pflugerville

Brief Background: The SH 45 toll facility bisects the City of Pflugerville and provides connection to the SH 130 toll facility. As development occurs along the toll facility, transition the corridor from vacant farmland to active center for economic development, connectivity to and through the City from the East to the West is imperative. Improvements along these toll facilities have been proposed to improve traffic flow, safety, and regional connectivity. However, the costs outside of the projects becoming unfeasible for the City to improve upon these areas.

What the Resolution is Intended to Accomplish: The resolution is intended to support legislation that prohibits TxDOT from requiring municipalities requesting improvements to pay for any revenue reduction from improvements along toll road frontages. Additionally, the resolution is intended to prevent TxDOT from forcing municipalities to maintain toll frontage roads if the municipality completes improvements to the frontage.

How the Resolution is City-Related/How it addresses a Municipal Issue: This resolution allows for municipalities to have local control of the transit that impacts traffic flow, safety, and efficiency without forced to pay for *potential* revenue loss and maintenance of roads TxDOT is responsible for. Enforcing maintenance on roads that municipalities are not obligated to maintain and do not have control over without TxDOT approval erodes local control.

Statewide Importance: TxDOT has a network of roughly 220 centerline miles of toll roads which includes the Central Texas Turnpike System, several segments of the Grand Parkway, and State Highway 249 in the greater Houston area. This resolution will allow for cities along TxDOT controlled toll roads to conduct necessary improvements that will enhance safety and operations of transit corridors throughout the state without being forced to pay unnecessary and expensive fees.

Submitted By: Victor Gonzales, Mayor, City of Pflugerville
Victor.gonzales@pflugervilletx.gov

4.

A RESOLUTION RELATING TO TEXAS DEPARTMENT OF TRANSPORTATION FEES
AND REQUIRED MAINTENANCE FOR TOLL ROAD IMPROVEMENT PROJECTS BY
MUNICIPALITIES

WHEREAS, the Texas Department of Transportation (TxDOT) has a network of roughly 220 centerline miles of toll roads; and

WHEREAS, municipalities seeking capital projects such as frontage road improvements, ramp improvements or other competing facilities are subject to extensive requirements; and

WHEREAS, parties requesting the capital projects are subject to pay design, environmental, right-of-way, construction, operations and maintenance costs of the improvements, any revenue reduction to the System as a result of such Facilities as determined by the systems toll and revenue consultant, and amounts as requested by TxDOT to offset all costs in preparing the report reflecting any revenue impact of such facilities on the system; and

WHEREAS, these requirements prevent the feasibility of implementing improvements that enhance safety, connectivity, and operations of corridors.

NOW, THEREFORE, BE IT RESOLVED by the delegates assembled at this 2023 Annual Conference of the Texas Municipal League that the League seek introduction and passage of legislation that prohibits the Texas Department of Transportation from requiring municipalities requesting toll road frontage improvements, ramp improvements, and other competing facilities to pay for any revenue reduction from improvements and maintenance costs of the improvements.

PASSED AND APPROVED by the membership of the Texas Municipal League this 5th day of October, 2023 in Dallas, Texas.

APPROVED:

David Rutledge,
President

ATTEST:

Bennett Sandlin,
Executive Director

2023 TML RESOLUTION COVER SHEET

Sponsoring Entity: TML Region 14

Brief Background: Under current law, cities are required to publish most legal notices in a newspaper published in the city. Often, the cost of the legal notices is high, and the notices may not reach their intended audiences.

What the Resolution is Intended to Accomplish: The resolution is intended to provide efficient, newer, and more modern methods of providing legal notices to constituents and interested parties.

How the Resolution is City-Related/How it addresses a Municipal Issue: Every city is required to publish legal notices, sometimes at great expense to the city's taxpayers.

Statewide Importance: Having options available to save money while getting the message to its intended audience would benefit all cities.

Submitted By: Terry J. Henley, Region 14 Past President, TML Board Member – Board of Adjustments Committee, City of Meadows Place
terryjhenley@comcast.net

5.

A RESOLUTION RELATING INCREASING TRANSPARENCY OF AND ACCESSIBILITY
TO LEGAL NOTICES BY PROVIDING OPTIONS IN THE METHOD OF THEIR
DISTRIBUTION

WHEREAS, state law requires that most legal notices, such as those related to procurement, tax rate, budget, and numerous other items, be published in a newspaper;

WHEREAS, newspapers continue to play an important role in the distribution of notice to the public;

WHEREAS, newer and more modern methods have arisen in recent years that can supplement newspapers and target additional audiences;

WHEREAS, those methods include Internet website posting, social media, listing services, mailing inserts, and more;

WHEREAS, those methods can reach many more citizens than posting notice solely in a print newspaper;

WHEREAS, those methods can provide a more efficient, less expensive, and well-organized means of publication of required notices.

NOW, THEREFORE, BE IT RESOLVED by the delegates assembled at this 2023 Annual Conference of the Texas Municipal League that the League seek introduction and passage of legislation that would allow cities additional methods for publication of legal notices.

PASSED AND APPROVED by the membership of the Texas Municipal League this 5th day of October, 2023 in Dallas, Texas.

APPROVED:

David Rutledge,
President

ATTEST:

Bennett Sandlin,
Executive Director

6.

A RESOLUTION OF APPRECIATION TO THOSE WHO CONTRIBUTED TO THE
SUCCESS OF THE 2023 TML ANNUAL CONFERENCE AND EXHIBITION

WHEREAS, the Texas Municipal League is holding a conference that is highly informative and enjoyable; and

WHEREAS, the attendees to this conference wish to express their sincere appreciation to the city officials and citizens of the City of Dallas and to others who contributed to the success of our conference;

NOW, THEREFORE, BE IT RESOLVED by the attendees assembled at this 2023 Texas Municipal League Annual Conference and Exhibition that the following officials and organizations be given particular thanks and appreciation for time and services rendered abundantly both prior to and during the event:

1. The Honorable Eric Johnson, Mayor of the City of Dallas; members of the Dallas City Council; and other officials and employees of the host city, all of whom contributed to the success of the 2023 TML Annual Conference.

2. Speakers and program participants who so ably addressed our various sessions and served as discussion leaders, the city officials who presided over sessions of the League and affiliate organizations, sponsors and exhibitors who supported and educated attendees, members of committees and the Board of Directors of the Texas Municipal League, members of the League staff, and all others who participated in the preparation of the conference program.

PASSED AND APPROVED by the membership of the Texas Municipal League this 5th day of October, 2023, at Dallas, Texas.

APPROVED:

David Rutledge
President

ATTEST:

Bennett Sandlin
Executive Director

7.

A RESOLUTION
INCREASING TML MEMBER CITIES' SERVICE FEES

WHEREAS, TML member city service fees were last increased in 2023; and

WHEREAS, in June 2015, the TML Board adopted a "Reserve Zones Policy" to determine what actions should be taken when adopting each year's budget; and

WHEREAS, pursuant to that policy, the current reserve is at approximately 45.4 percent of annual operating costs; and

WHEREAS, that level is consistent with "Zone 2" of the policy, which calls for regular, modest fee increases and deficit budgeting in legislative years only; and

WHEREAS, the cost of providing the League's services continues to climb; and

WHEREAS, the TML Board has unanimously determined that it is in the best interest of the League to raise its member cities' service fees.

NOW, THEREFORE, BE IT RESOLVED that TML member city service fees shall be increased by three percent; and

BE IT FURTHER RESOLVED that this increase shall be effective for all TML member city service fees payable on or after January 1, 2024.

PASSED AND APPROVED by the membership of the Texas Municipal League this 5th day of October, 2023 in Dallas, Texas.

APPROVED:

David Rutledge,
President

ATTEST:

Bennett Sandlin,
Executive Director

8.

A RESOLUTION
AMENDING ARTICLES I, II, III, IV, V, VI, VIII, IX, AND X OF THE TEXAS MUNICIPAL
LEAGUE CONSTITUTION

WHEREAS, the TML Constitutional Assembly was appointed in August 2022 by then President Martha Castex-Tatum; and

WHEREAS, there hasn't been a comprehensive review of the TML Constitution since 1958; and

WHEREAS, the Assembly met on September 9, 2022; October 4, 2022; February 10, 2022; March 31, 2023, and July 10, 2023; and

WHEREAS, the Assembly recommends making several substantive changes to the TML Constitution as it relates to the organization's purpose, board, and committees; and

WHEREAS, the Assembly recommends making several non-substantive changes to the TML Constitution to address anachronisms and awkward phrasing; and

WHEREAS, the TML Board of Directors wishes to amend the TML Constitution to make the changes recommended by the TML Constitutional Assembly.

NOW, THEREFORE, BE IT RESOLVED that the TML Constitution be amended as follows:

**CONSTITUTION
OF
THE TEXAS MUNICIPAL LEAGUE**

ARTICLE I

NAME

Section 1.1 - Organization Name. This organization shall be known as the Texas Municipal League.

ARTICLE II

PURPOSE

Section 2.1 - Organizational Purpose. The purpose statement of this organization is: ~~to advance and sustain the interests of the cities of Texas~~ Empowering Texas cities to serve their citizens. To achieve this purpose, the organization shall:

- A. Represent municipal interests before legislative and administrative bodies.

- B. Conduct original research in any area of concern to member cities and provide the results of that research to member cities and other interested parties.
- C. Serve as a repository of literature, analyses, research, and other data related to all aspects of municipal operations, and make that material available to members.
- D. Sponsor and conduct conferences, seminars, meetings, and workshops for the purpose of studying and exchanging information regarding municipal government.
- E. ~~Publish and circulate~~ Make available an official magazine and other publications, reports, or newsletters of interest to members.
- F. Secure the assistance of educational institutions for the purpose of gathering, analyzing, and publishing municipal government information, and conducting training and professional development in the field of municipal administration.
- G. Strive to secure harmonious actions among Texas ~~municipalities~~ cities, other governments, and other groups in all matters which affect the rights and duties of the cities of Texas.
- H. Provide any additional services for which individual members, acting alone, may not have adequate resources.
- I. Promote the interests of the League's affiliates by providing organizational and technical assistance.
- J. Promote constructive and cooperative intergovernmental relations by maintaining mutually supportive relationships with groups representing local, state, and regional governments.

ARTICLE III

MEMBERSHIP AND ~~DUES~~ MEMBER SERVICE FEES

Section 3.1 - Regular Members. Any incorporated city ~~or town~~ in the State of Texas may, by proper action of its governing body and the payment of the current membership ~~dues~~ service fees from its own municipal funds, become an active member of the League.

Section 3.2 - Associate Members. Individuals and organizations may be granted associate membership by the Executive Director. Associate members may receive League publications and attend the League's Annual Conference. Classes of associate memberships are:

- A. Councils of governments
- B. Public or school/university libraries
- C. Commercial or civic clubs
- D. Individuals
- E. Corporations

Section 3.3 - ~~Dues~~ Member Service Fees. The annual ~~dues~~ member service fees, except the member service fees for each class of associate membership, shall be fixed upon the recommendation of the Board of Directors subject to approval of the member cities assembled at

the Annual Conference. The annual ~~dues~~ member service fees shall be due and payable in advance on the anniversary of such payment in the first instance. Failure of a member to pay its ~~dues~~ member service fees for a year shall result in automatic suspension of membership.

Section 3.4 - Withdrawing From Membership. Any member may withdraw by written notice to the Executive Director.

Section 3.5 - Voting Privileges. Only member cities ~~and towns~~ shall be entitled to vote in all meetings of the League and such ~~municipalities~~ cities shall each be entitled to one vote on all matters.

Section 3.6 - Honorary Memberships. Any person who has rendered conspicuous service for the improvement of municipal government may, by vote of the Board of Directors, be granted an honorary membership in the League. All former presidents of the League shall be Honorary Members. Honorary Members as such shall not pay ~~dues~~ member service fees and shall not be entitled to vote in any of the meetings of the League.

ARTICLE IV

BOARD OF DIRECTORS

Section 4.1 - Composition. The affairs of the League shall be conducted by a Board of Directors composed of the following:

- A. Regional Directors. One director to be elected by and from each of the ~~TML~~ regions, provided that such regional director shall in every case be a mayor, councilmember, city commission member, ~~alderman~~ alderperson or other member of an elected municipal governing body. Each regional director shall be responsible for grassroots advocacy coordination for their region.
- B. Affiliate Directors. One director to be elected by and from each of the affiliates of the League.
- C. Directors-at-Large. One director-at-large to be designated by resolution of the governing body of each city for which total population exceeds 200,000 on or before October 1, 1986, or 300,000 thereafter.
- D. Past Presidents. Past presidents of the League.

Only city officials of member cities may serve as directors.

Section 4.2 - Staggered Terms. The terms of the directors shall be staggered so that the terms of approximately one-half of the members of the Board of Directors shall expire each year. The terms of the directors from the affiliates of Mayors and Councilmembers, Municipal Utilities, Finance Officers, Public Works Officers, City Planners, Police Chiefs, Fire Chiefs, Municipal Information Officers, Court Clerks, Black City Council Members, and all regional districts bearing odd-numbered designations shall expire in odd-numbered years. The terms of all other affiliate directors and of all regional districts bearing even-numbered designations shall expire in the even-numbered years.

Section 4.3 - Election of Directors. Directors shall be elected as follows:

- A. Affiliate Directors. Affiliate directors shall be elected by their respective affiliates at the time of the League's Annual Conference, or at another annual meeting designated by the affiliate, to fill new terms and to fill vacancies for the remainder of unexpired terms. Only ~~municipal city~~ officials or ~~municipal city~~ employees may participate in the election of an affiliate director.
- B. ~~Regional Directors. Regional directors shall be elected at the meetings of the regions immediately preceding the League's Annual Conference to fill new terms and to fill vacancies for the remainder of unexpired terms from the region in an election administered by the League in accordance with procedures approved by the Board of Directors; provided that no city official of a city entitled to designate a director-at-large shall be eligible to be elected or to serve as a regional director. Each city within the region may cast one vote for a regional director in an election. Voting in elections for regional directors may occur by mail, by email, or by other electronic means as provided by Board procedures.~~ Only an elected city official from a city within the region may serve as that region's director, ~~provided that no city official of a city entitled to designate a director-at-large shall be eligible to be elected or to serve as a regional director. Regional directors elected after January 1, 2024, shall be elected in the manner provided by this Section.~~
- C. Vacancy Caused By Succession to Presidency. The election of a regional director or the director from the Mayors and Councilmembers affiliate to the position of a League officer shall create a vacancy in that director position, and that vacancy shall be filled in accordance with Section 4.6.

Section 4.4 - Terms of Office and Attendance Requirements. The terms of office and meeting attendance requirements for members of the Board of Directors are as follows:

- A. Terms. Terms of all directors shall commence immediately upon adjournment of the League's Annual Conference, except that the directors-elect shall meet with the incoming Board prior to adjournment of the Annual Conference for the purpose of organization. Terms of office of regional and affiliate directors shall be two years; ~~with a maximum of four years for any one person, except that a regional or affiliate director who begins service on the TML Board by filling a vacancy under the provisions of Section 4.6A or 4.6B is eligible for two full, two-year terms in addition to the time served filling the vacancy. Limits on terms of office shall not apply to any director who is elected to be a League officer in accordance with Section 4.10, or who is a Past President.~~
- B. Attendance Requirements. If a Board member is absent from a duly called meeting between October 1 of one year and September 30 of the following year without being excused by action of the Board, the member may be disqualified from serving as a Board member. An absence is excused only if: (a) the absent Board member informed the President or the Executive Director of his/her absence and the reason for his/her absence in advance, and (b) the Board votes to excuse the absence.

Section 4.5 - Additional Directors. In the event of the creation of additional regional districts or affiliates of the League, each such district or affiliate shall elect a representative to the Board of Directors, provided that, when a new affiliate is created at any Annual Conference, the

Board of Directors shall recognize a director to represent such affiliate until it elects a director in its regular manner. The Board of Directors shall fix the initial term of any such new director in such manner as to keep the number of terms expiring on alternate years as nearly equal as possible.

Section 4.6 - Vacancies. Vacancies on the Board of Directors created by a failure to hold a timely election as required under Section 4.3B shall be filled by holding such election as soon as practical. Other vacancies on the Board of Directors shall be filled as follows:

- A. Affiliate Directors. In the event of a vacancy in an affiliate directorship, the President of the affiliate in which said vacancy occurs shall become a member of the Board of Directors, and shall hold such office until the adjournment of the next Annual Conference. In the event that the President of the affiliate is ineligible or does not wish to serve as a member of the Board of Directors, the affiliate shall select or elect a director who will serve until the adjournment of the next Annual Conference. Only municipal city officials or municipal city employees may participate in the selection or election of an affiliate director.
- B. Regional Directors. In the event of a vacancy in the regional directorship, the President of the regional district in which such vacancy occurs shall become a member of the Board of Directors, and shall hold such office until the adjournment of the next Annual Conference; provided that if the Regional President does not wish to serve or is ineligible to serve as a regional director under Section 4.3B., a regional director shall be elected at a meeting of the regional district in accordance with Section 4.3B to fill the vacancy for the remainder of the unexpired term.

Section 4.7 - Compensation. The directors shall not receive any compensation as such for their services, but, by resolution of the Board of Directors, shall be entitled to reimbursement for actual and necessary expenses incurred in the performance of their duties, provided funds have been budgeted for such expenses.

~~Section 4.8 — Executive Committee. The Executive Committee of the Board of Directors shall consist of the following: The President, the President Elect, Past Presidents of the League, and two other Board members appointed by the President. The two presidential appointees shall both be municipal elected officials. One of the presidential appointees shall be from a city of less than 100,000 in population, and the other shall be from a city of 100,000 or greater in population. The terms of the presidential appointees shall expire when the term of the President who appointed them expires. The Executive Committee shall have authority to act for the Board of Directors at intervals between meetings of the Board, provided that: (a) the Board has authorized the Executive Committee to act, or (b) the Executive Committee's actions are required by an emergency. All actions taken by the Executive Committee shall be reviewed by the Board at its next meeting.~~

Section 4.98 - Quorum. A majority of the Board shall constitute a quorum for the transaction of all business.

Section 4.109 - Officers. Officers of the League and their manner of election are as follows:

- A. Named. The officers of the League shall be a President, a President-Elect, the eligible Immediate Past President and the Executive Director.
- B. Elections. The President and the President-Elect shall be chosen by the Board of Directors from its membership or past membership, provided that each officer shall be an elected official of a member city.

C. Terms. The terms of office of the President, President-Elect, and eligible Immediate Past President shall be one year.

~~D.~~ Vacancies. A vacancy in the office of President shall be filled for the remainder of the term by the succession of the President-Elect to that office. A vacancy in the office of President-Elect shall be filled for the remainder of the term ~~by election of a member of the Board by the Board of Directors~~ in accordance with Article IV, Section 4.9B.

~~E.~~ Non-Voting Officers. An officer who previously served as a regional director or as a director from the Mayors and Councilmembers ~~Association~~ affiliate, and whose position on the Board of Directors was filled pursuant to Section 4.3 C., shall not be entitled to vote on any matter before the Board, provided however, that the President, ~~(or other officer presiding in his/her absence),~~ shall be entitled to vote in case of a tie.

Section 4.~~4~~10 - Executive Director and League Employees. The Board of Directors shall select an Executive Director to manage the affairs of the League under its general direction. The Executive Director shall not be appointed for a definite term, but shall serve at the will and pleasure of the Board of Directors. The Executive Committee, during the first Board meeting of each calendar year, shall review the performance of the Executive Director and communicate the results of that performance review to the full Board of Directors and to the Executive Director. The Executive Director shall appoint the various employees of the League to the positions and at the compensation set forth in the approved budget, and shall be responsible for the proper and efficient conduct of the work of the League. The Executive Director shall cause accurate minutes to be kept of all meetings of the League and of the Board of Directors; shall conduct the correspondence of the League; shall ~~mail~~ provide notices of meetings to all members; shall ~~publish~~ develop the official publications of the League; and shall be paid a salary to be fixed by the Board of Directors.

ARTICLE V

FINANCES

Section 5.1 - Fiscal Year. The fiscal year of the League shall be from July 1 through June 30 of the following year.

Section 5.2 - Duties of Secretary-Treasurer. The Executive Director shall be the League's Secretary-Treasurer and shall be charged with the responsibility of keeping accurate records and accounts of all transactions of the League. The Executive Director and all employees handling the finances of the League shall furnish a satisfactory surety bond in an amount to be fixed by the Board of Directors, the premium on said bonds being paid out of the funds of the League.

Section 5.3 - Budget. At some time during the months of May or June, the Board of Directors shall meet and adopt a budget which shall serve as the complete financial plan for the ensuing fiscal year. Not less than fifteen days prior to the budget meeting of the Board of Directors, the Executive Director shall cause to be prepared a detailed budget setting forth the estimated revenues and expenditures for the ensuing fiscal year and shall submit such budget to the Board of Directors for its consideration and approval. No unbudgeted indebtedness shall be incurred. No budget shall be adopted under which the expenditures for the ensuing year exceed a reasonable estimate of the actual funds to be available.

Section 5.4 - Audit. The accounts of the League shall be audited at least once annually by a certified public accountant to be selected by the Board of Directors.

~~Section 5.5 - Budget and Audit Committee. Each year, the President shall appoint a five member budget and audit committee to make recommendations to the Board of Directors concerning the budget and fiscal matters of the League. This Committee shall consist of four members of the Board of Directors, and the President Elect shall serve as chair. The Committee shall make a report to the Board of Directors at the meeting in which the budget is adopted and thereafter as needed.~~

ARTICLE VI

REGIONS

Section 6.1 - Boundaries. There shall be formed within the League a number of regions having such boundaries and carrying such distinctive and official titles and numerical designations as may be approved by the Board of Directors and recorded on an official map.

Section 6.2 - Purposes of the Regions. The purposes of each region of the League shall be as follows:

- A. To promote interest in municipal government operations and issues among elected and appointed officials of cities within the region.
- B. To facilitate, through meetings and other mechanisms, an exchange of information concerning municipal government among the cities of the region.
- C. To assist the officers and Executive Director of the League in formulating policies and providing services by communicating, through adopted resolutions, any recommendations of the region.

Section 6.3 - Meetings. The cities of each region shall meet not less often than twice each year in the period between Annual Conferences of the League.

Section 6.4 - Membership of the Regions. All cities within the boundaries of the region which are members in good standing of the League may become members of and participate in the activities of the region.

Section 6.5 - Voting. The representatives of each member city within a particular region shall cast collectively one vote, and a majority of the votes cast shall be necessary for a decision.

Section 6.6 - Officers of the Regions. Each region shall elect officers which shall be a regional President, Vice President, Secretary and other such officers as the region may establish, provided that such regional President and regional Vice President shall in every case be a mayor, councilmember, city commission member, ~~alderman~~ alderperson, or other member of an elected municipal governing body.

Such election shall be held at the meeting of said region held next preceding the Annual Conference of the League. The term of office of all newly elected officers shall be one year or two years, at the discretion of the region, and commence immediately upon election. In the event of a vacancy in any office in a region, such vacancy shall be filled by election at the next regular meeting of such region. The fact that such a vacancy will be so filled shall be included in the notice of such meeting.

Each region shall also elect a regional director to serve on the Board of Directors of the League. Such election shall be held every two years in accordance with Section 4.3. The term of the regional director shall be as specified in Section 4.3 and Section 4.4.

Section 6.7 - By-Laws. Each region may draft its own By-Laws consistent with the provisions of this constitution and subject to approval by the Board of Directors of the League.

Section 6.8 - Duties of the Regional Secretary. The secretary of each region shall immediately notify the League of any changes in the officers of the region, record the minutes of all meetings of the region, and send one copy thereof to the headquarters office of the League, and shall prepare and mail all notices of the meetings of the region and send one copy thereof to the headquarters office of the League.

Section 6.9 - League Policy Binding Upon Regions. The general policy of the League as adopted by the Board of Directors of the League shall be binding upon regions, and no action in conflict with such policies shall be taken by said regions, provided, however, that nothing in the foregoing shall be construed to limit or restrict the activities of the regions in matters of purely local interest and concern.

ARTICLE VII
AFFILIATES

Section 7.1 - Affiliates Named. The affiliates of the League shall be the following:

- (1) Texas Association of Mayors, Councilmembers and Commissioners
- (2) Texas City Management Association
- (3) Texas Municipal Utilities Association
- (4) Texas City Attorneys Association
- (5) Government Finance Officers Association of Texas
- (6) Texas Chapter of American Public Works Association
- (7) Texas Municipal Human Resources Association
- (8) American Planning Association Texas Chapter
- (9) Texas Municipal Clerks Association, Inc.
- (10) Texas Police Chiefs Association
- (11) Texas Fire Chiefs Association
- (12) Texas Municipal Library Directors Association
- (13) Building Officials Association of Texas
- (14) Texas Public Purchasing Association
- (15) Texas Association of Municipal Information Officers
- (16) Texas Association of Municipal Health Officials
- (17) Texas Court Clerks Association
- (18) Texas Association of Black City Council Members
- (19) Association of Hispanic Municipal Officials
- (20) Texas Association of Governmental Information Technology Managers
- (21) Texas Recreation and Park Society

Other organizations may be admitted to the League as affiliates by resolution at the Annual Conference, subject to the prior recommendation of the Board of Directors of the League, provided, however, that the League shall not have more than twenty-one affiliates at any time. When the League has twenty-one affiliates, a request by an additional organization to become an affiliate of the League can be approved only by combining the requesting group with an existing,

similar affiliate. When the League has fewer than twenty-one affiliates, an additional organization may request affiliate status if the organization meets the requirements of Section 7.5.

Section 7.2 - Organization. Each affiliate shall administer its own affairs in a way that furthers the objectives of the affiliate or the League and may hold meetings of the affiliate at the time of the Annual Conference. Each affiliate must submit its separate Constitution when initially formed and all amendments thereto to the Board of Directors of the League and have them approved before they may become effective, except that the League’s Executive Director may approve amendments that do not conflict with provisions of this Constitution.

Section 7.3 - By-Laws. Each affiliate may draft and amend its own By-Laws consistent with the provisions of this Constitution and subject to approval by the Board of Directors of the League, except that the League’s Executive Director may approve amendments that do not conflict with provision of this Constitution.

Section 7.4 - League Policy Binding Upon Affiliates. The general policy of the League as adopted by the Board of Directors of the League shall be binding upon the affiliates, and no action in conflict with such policies shall be taken by any affiliate.

Section 7.5 - Adherence to Affiliated Organization Guidelines. In order to retain status as an affiliate and to be represented on the Board of Directors, each affiliate shall adhere to any affiliate guidelines, conditions, or other requirements which may be adopted by the Board of Directors, and must be in full compliance with such guidelines, conditions, or other requirements on any date established by the Board of Directors.

ARTICLE VIII

ANNUAL CONFERENCE

Section 8.1 - Time and Place. The time and place for the Annual Conference shall be determined by the Board of Directors of the League at least two (2) years in advance of the time set for the meeting.

Section 8.2 - Resolutions. No resolution shall be eligible to be considered at the Business Meeting unless the same has been delivered to the ~~Texas Municipal~~ League ~~headquarters~~ office ~~in Austin~~ at least forty-five (45) full calendar days prior to the first day of the Annual Conference at which the Business Meeting will convene. Provided, however, that any proposed resolution that has not been submitted in accordance with this requirement may be considered at the Business Meeting if two-thirds of the members present and voting vote in favor of suspending such requirement. Resolutions submitted later than 45 days prior to the first day of the Annual Conference must state the reason precluding timely submission.

No resolution shall be considered or adopted unless it has some direct relation to municipal affairs. All resolutions to be adopted by the membership shall be adopted at the Business Meeting at the Annual Conference. Resolutions pertaining to amendments to this Constitution, relative to membership ~~dues service fees~~ or to new affiliates of the League shall, before their submission to the membership, receive prior approval only from the Board of Directors, as otherwise provided in this Constitution; all other resolutions not reserved herein for approval exclusively by the Board of Directors shall be considered at the Business Meeting.

ARTICLE IX

~~SPECIAL COMMITTEES~~

Section 9.1 - Standing Committees Established. The following standing committees shall be established: Budget and Audit Committee, Executive Committee, Governance Committee, Member Services Committee, and Nominating Committee.

Section 9.2 - Standing Committee Appointment. The President shall appoint Board members to standing committees in a manner necessary for the proper conduct of the work of the League. The Nominating Committee shall make recommendations to the President for the appointment of any non-Board members to standing committees. The President shall select one person to serve as Chair of each standing committee.

Section 9.3 - Standing Committee Composition. Except as provided by Section 9.4, all standing committees shall consist of nine members. Standing committees other than the Executive Committee and the Nominating Committee shall consist of seven members who are current Board members and two non-Board members who are elected or appointed city officials or city employees in member cities. The Nominating Committee shall consist of nine Board members.

Section 9.4 - Executive Committee Composition. The Executive Committee of the Board of Directors shall consist of the following: The President, the President-Elect, Past Presidents of the League, and two other Board members appointed by the President. The two presidential appointees shall both be city elected officials. One of the presidential appointees shall be from a city of less than 100,000 in population, and the other shall be from a city of 100,000 or greater in population. The terms of the presidential appointees shall expire when the term of the President who appointed them expires.

Section 9.5 - Standing Committee Responsibilities. The responsibilities of the standing committees shall be as follows:

- A. Budget and Audit Committee - The Budget and Audit Committee shall make recommendations to the Board of Directors concerning the budget and fiscal matters of the League. The Committee shall make a report to the Board of Directors at the meeting in which the budget is adopted and thereafter as needed.
- B. Executive Committee - The Executive Committee shall have authority to act for the Board of Directors at intervals between meetings of the Board, provided that: (1) the Board has authorized the Executive Committee to act, or (2) the Executive Committee's actions are required by an emergency. All actions taken by the Executive Committee shall be reviewed by the Board at its next meeting.
- C. Governance Committee - The Governance Committee shall periodically review the Constitution and Board-adopted policies and ensure effective board processes, structures, and roles, and submit suggested changes to the Board of Directors for consideration.
- D. Member Services Committee - The Member Services Committee shall: (1) monitor membership status for League member cities; (2) oversee the League's Municipal Excellence Awards Program; and (3) review current League services and make recommendations to staff and the Board of Directors, as appropriate, on improving existing city and private sector services and communications.
- E. Nominating Committee - The Nominating Committee shall: (1) interview candidates for the position of President-Elect, and President when necessary, and make a recommendation to the Board of Directors for consideration; (2) interview candidates

seeking the League's endorsement or appointment to various other boards and positions, and make a recommendation to the Board of Directors or President, as appropriate; and (3) make recommendations to the President on non-Board member appointees to the League's standing committees.

Section 9.16 - Special Committee Appointment. The President shall appoint ~~such~~ special committees as may be deemed necessary for the proper conduct of the work of the League.

Section 9.27 - Tenure. The President and the Executive Director shall be ex-officio members of all committees of the League.

Section 9.38 - Reports. The Chair~~man~~ of each appointed committee of the League shall, upon the completion of ~~his~~ the committee's work, make a report to the Board of Directors in such form as may be requested.

Section 9.9 - Rules of Order. Subject to the provisions of this Constitution, Robert's Rules of Order shall prevail at all committee meetings.

Section 9.10 - Remote Meetings. Committee meetings may be held remotely using video conferencing technology at the discretion of the chair. Participation at a committee meeting using video conferencing technology will constitute presence at the meeting for purposes of establishing a quorum and voting.

ARTICLE X

MEETING RULES

Section 10.1 - Rules of Order. Subject to the provisions of this Constitution, Robert's Rules of Order shall prevail at all meetings of the League and its Board of Directors.

Section 10.2 - Remote Meetings. Except as otherwise provided by this section, meetings of the Board of Directors may be held remotely using video conferencing technology when convening a quorum of the Board in person is impossible or inadvisable, as determined by the President or presiding officer of the Board of Directors. The biennial December Board meeting shall be held remotely using video conferencing technology, unless the president or presiding officer of the Board of Directors determines that the agenda necessitates an in-person meeting. Participation at a Board meeting using video conferencing technology will constitute presence at the meeting for purposes of establishing a quorum and voting.

Section 10.3 - No Proxy Voting. Proxy voting is not permitted at meetings of the Board of Directors.

ARTICLE XI

AMENDMENTS

Section 11.1 - Amending the Constitution. The Constitution may be amended at any Annual Conference of the League by a two-thirds vote, provided the proposed amendment shall have first been prepared in writing and submitted to the Board of Directors on or before the first day of the Annual Conference. Such amendment shall go into effect immediately upon adoption or as otherwise stipulated. If, within sixty days after the adoption of any amendment, one-third or more of the member cities protest in writing to the Board of Directors against such amendment, it

shall automatically be suspended until the next Annual Conference, when it may be taken up again for reconsideration and vote as in the first instance.

ARTICLE XII

EFFECTIVE DATE

Section 12.1 - Effective Upon Adoption. This Constitution shall go into effect immediately upon its adoption.

PASSED AND APPROVED by the membership of the Texas Municipal League this 5th day of October, 2023, in Dallas, Texas.

APPROVED:

David Rutledge
President

ATTEST:

Bennett Sandlin
Executive Director