



RESOLUTIONS APPROVED

BY THE

MEMBERSHIP OF THE

TEXAS MUNICIPAL LEAGUE

October 5, 2023

Dallas, Texas

CONTENTS

1. Emergency Service Districts (ESDs).....	1
2. Rural Water Supply Corporations	2
3. TxDOT Toll Road Improvement Projects	3
4. Legal Notices.....	4
5. Resolution of Appreciation.....	5
6. Member Cities' Service Fees.....	6
7. Amending the Constitution of the Texas Municipal League.....	7

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:

- Change the governance structure for the ESDs from appointed boards to elected boards to produce accountability to taxpayers, for ESDs above a certain size threshold.

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

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, and any CCN holder closer than the nearest municipality, to inform the entity, via certified mail, of:

- a) any pending transfer;
- 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

3.

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 support 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

4.

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 alternative 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

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

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

7.

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 ~~dues~~ 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