

Charter Review Survey for City Department Heads

The Mayor and City Commission has selected a Charter Review Committee to look at the current City Charter. It has not been reviewed or updated since 1995. Often a city charter has conflicts or is inconsistent with State law. The inconsistency is where the state now allows something that it did not allow cities to do before, but would make the operation or oversight within a city better if the charter allowed it.

The Charter Review Committee has requested that a survey is sent out that asks the directors to review the city charter (not the general ordinances) and reply where the conflicts or consistencies are within your arena of governance. If you could please work with your department heads and answer the following:

- 1) What section of the City Charter has a conflict? Please list separately. Please cite the State Law and the section of the City Charter in conflict and describe how the conflict exists. Example: City Charter, Section XX. State Law: Section XY, subsection AB of the Local Government Code. City Charter limits the use of widgets to 10... The State Statutes limits the use of widgets to 5. The state limit is more restrictive, therefore, it is conflicting and confusing to someone if they were to only look at the city charter and felt it could use 10 widgets.

- 2) What section of the City Charter has an inconsistency? Please list separately. Please cite the State Law and the section of the City Charter in conflict and describe how the inconsistency exists. Example: City Charter, Section XX. State Law: Section XY, subsection AB of the Local Government Code. City Charter limits the use of widgets to 10... The State Statutes allows the use of widgets up to 50. The state limit is less restrictive, therefore, it is inconsistent and confusing to someone if they were to only look at the State Statutes and felt it could use 50 widgets. The city needs to use 35 widgets every year and is having to find substitutes for widgets which is more costly.

If you have any questions, please contact Nick Finan or Russell Plackemeier.

Thank you.