

CITY OF WILLOW PARK

ORDINANCE NO. 615-10

AN ORDINANCE PROVIDING FOR AN AMENDMENT TO CHAPTER 1, "GENERAL PROVISIONS", ARTICLE 1.400, "CITY COUNCIL", SECTION 1.404(b) "MEETINGS", TO CONFORM THE PROVISIONS OF THE MUNICIPAL CODE OF ORDINANCES TO STATUTORY PROVISIONS RELATING TO RECORDING A CITY COUNCIL MEETING, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Willow Park, TX is a municipal corporation organized under the laws of the State of Texas; and

WHEREAS, it is the intent of the City of Willow Park to protect the health, safety and welfare and well being of its citizens; and

WHEREAS, the City, under powers delegated to it, pursuant to Chapter 51, TEX. LOCAL GOV'T CODE, has the authority to regulate traffic on its streets for the purpose of protecting public welfare and safety; and

WHEREAS, the City Council has a duty, obligation, and responsibility to preserve decorum at posted open meetings so the business of the City and the protection of the health, safety and welfare of citizens can be conducted during the public meeting; and

WHEREAS, a person in attendance at a posted City Council open meeting has a right to record a part or all of the meeting. However, that right does not permit the person, or the operation of the recording equipment, to be disruptive or otherwise impair the decorum or ability of the elected Council Members to conduct the business of the City.

NOW THEREFORE: BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WILLOW PARK, TEXAS:

SECTION 1. AUTHORIZATION

The Mayor, or his designee, is hereby authorized and directed to implement the applicable provisions of this ordinance.

SECTION 2. AMENDMENT

Amend Chapter 1 "General Provisions" Article 1.400 "City Council", Section 1.404(b) "Meetings" as follows:

"SECTION 1.404 MEETINGS

- (b) ~~The videotape recording for public or private use of any meeting of the city council, whether such meeting is held in its regularly scheduled time or a special called meeting or a workshop meeting, shall be prohibited; save and except that the city council may cause to be videotaped or recorded its meetings. (Chapter 1, Section 4D, Code of 1986)~~

A person in attendance at a posted City Council meeting may record all or any part of the open meeting by means of a tape recorder, video camera or other means of oral or visual reproduction. However, the governmental body may adopt reasonable rules to maintain order at the meeting including rules relating to: (i) the location of the recording equipment; and, (ii) the manner in which the recording is conducted."

SECTION 3. RECITALS

The City Council hereby finds and declares all precatory language herein to be true and correct and approves and adopts the same herein as part of this Resolution.

SECTION 4. SEVERABILITY

If for any reason any section, paragraph, subdivision, clause, phrase or provision of this Ordinance shall be held invalid, it shall not affect any valid provisions of this or any other Ordinance of the City of Willow Park to which these rules and regulations relate.

SECTION 5. REPEAL OF CONFLICTING ORDINANCES

All Ordinances in conflict herewith be and the same are hereby repealed to the extent of such conflict.

SECTION 6. EFFECTIVE DATE

This Ordinance shall take effect after the adoption of same by the governing body.

PASSED AND ADOPTED this 19th day of April, 2010.

/s/ Kenneth Hawkins
Mayor

ATTEST:

/s/ Yael Hoffman
City Secretary/Clerk

APPROVED AS TO FORM:

/s/ [Signature]
City Attorney

The Willow Park City Council in acting on Ordinance No. 615-10 did on the 19th day of April, 2010, vote as follows:

	<u>FOR</u>	<u>AGAINST</u>
Kenneth Hawkins, Mayor	_____	_____
Barry K. Tatum, Place 1	_____✓_____	_____
Gene Martin, Place 2	_____✓_____	_____
Barry Brown, Place 3	_____✓_____	_____
Mark Hickerson, Place 4	_____✓_____	_____
Hale Alderman, Place 5	_____✓_____	_____