

CITY OF PRINCETON

ORDINANCE NO. 2013-12-09-02

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PRINCETON AMENDING ORDINANCE NO. O-08-11, BY AMENDING EXHIBIT A, TO ADD A NEW SECTION XI RELATIVE TO PROHIBITING NEPOTISM ON BOARDS AND COMMISSIONS; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Princeton, Texas, ("City") is a Type A General Law Municipality; and

WHEREAS, the City Council has adopted Uniform Policies and Procedures in Ordinance No.O-08-11, and

WHEREAS, the City Council deems it necessary and desirable to update and revise certain policies and rules for the conduct of business by and before the Planning and Zoning Commission, the Parks and Recreation Board, the Zoning Board of Adjustment, and all such other Council appointed boards, commissions and committees to which such policies and rules may be applicable; and

WHEREAS, the City Council has determined that it is in the best interest of the City to prohibit nepotism between members of the City Council, supervisory City staff and members of Boards and Commissions similar to prohibitions in the City's Personnel Policy Manual.

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

Section 1. *Incorporation of Premises.*

That all of the above premises are found to be true and correct and are incorporated into the body of this Ordinance as if copied in their entirety.

Section 2. *Adoption of a New Section XI Nepotism as an Amendment to Ordinance No. O-08-11, Exhibit A relative to the Policies and Rules for City Boards, Commissions and Committees.*

The City Council of the City hereby amends attached Exhibit "A," to Ordinance No. O-08-11, to establish a prohibition of Nepotism as follows

"XI. NEPOTISM

- A. Nepotism is the showing of favoritism toward a relative. The City forbids the practice of nepotism in the appointment of members to Boards, Commissions and Committees.
- B. No person related within the second degree by affinity (marriage or law) or within the third degree by consanguinity (ancestry or blood) to any elected officer of the City or to the City Manager shall be appointed to any Board, Commission or Committee of the City.

No appointment to any Board, Commission or Committee shall be taken that would result in any employee or Department Head working in the direct line of supervision or be responsible for a Board, Commission or Committee where a member of the Board, Commission or Committee is related within the second degree of affinity or the third degree of consanguinity to the supervisory employee or Department Head.

No Department Head or employee may work within the line of supervision or be responsible for any Board, Commission or Committee where any member of his/her immediate family is on an appointed Board, Commission or Committee within the second degree of affinity or the third degree of consanguinity. No individuals who have been married to one another and whose marriage ended by divorce, or the relative of one of those individuals, may be appointed to any Board, Commission or Committee and work under the line of supervision of either individual.

C. Consanguinity. For purposes of this Section, two individuals are related to each other by consanguinity if:

- 1. One is the descendant of the other; or
- 2. They share a common ancestor.

For purposes of this section, an adopted child is considered to be a child of the adoptive parent.

D. Computation of Degree of Consanguinity.

- 1. The degree of relationship by consanguinity between an individual and the individual's descendant is determined by the number of generations that separates them. A parent and child are related in the first degree, a grandparent and grandchild in the second degree, a great-grandparent and great-grandchild in the third degree, and so on.
- 2. If an individual and the individual's relative are related by consanguinity, but either is descended from the other, the degree or relationship is determined by adding:
 - a. The number of generations between the individual and the nearest common ancestor of the individual and the individual's relative; and

- b. The number of generations between the relative and the nearest common ancestor.
 - 3. An individual's relatives by consanguinity are the individual's:
 - a. Parent or child (relatives in the first degree);
 - b. Brother, sister, grandparent, or grandchild (relatives in the second degree); and
- E. Great-grandparent, great-grandchild, aunt who is a sister or a parent of the individual, uncle who is a brother of a parent of the individual, nephew who is a child of a brother or sister of the individual, or niece who is a child of a brother of sister of the individual (relatives in the third degree).

Prohibited degrees of relationship are defined in the following Figure 1.

	Great-Grandfather		3rd Degree		Great-Grandmother	
Great-Uncle	Grandfather		2nd Degree*		Grandmother	Great-Aunt
	Uncle	Father	1st Degree*	Mother	Aunt	
Great-Nephew	Nephew	Brother	EMPLOYEE	Sister	Niece	Great-Niece
	Grandson	Son		Daughter	Granddaughter	
Great-Grandson			1st Cousin			Great-Granddaughter
			2nd Cousin			

CONSANGUINITY KINSHIP CHART

(Figure 1)

***NOTE: Spouses of relatives within the first or second degree of consanguinity (i.e., son-in-law, mother-in-law, aunt-in-law, nephew-in-law, etc.) are also included in the prohibition.**

F. Affinity. For purposes of this Section, two individuals are related to each other by affinity if:

1. They are married to each other; or
2. The spouse of one of the individuals is related by consanguinity to the other individual.

The ending of a marriage by divorce or the death of a spouse ends relationships by affinity created by that marriage unless a child of that marriage is living, in which case the marriage is considered to continue as long as a child of that marriage lives.

G. Computation of Degree of Affinity.

1. A husband and wife are related to each other in the first degree by affinity. For other relationships by affinity, the degree of relationship is the same as the degree of the underlying relationship by consanguinity. For example: if two individuals are related to each other in the second degree by consanguinity, the spouse of one of the individuals is related to the other individual in the second degree by affinity.
2. An individual's relatives within the third degree of affinity are:
 - a. Anyone related by consanguinity to the individual's; and
 - b. The spouse of anyone related to the individual by consanguinity.

Prohibited degrees of relationship are defined in the following Figure 2.

Grandfather		2nd Degree		Grandmother
	Father	1st Degree	Mother	Aunt
Uncle				
	Brother	SPOUSE	Sister	Niece
Nephew				
	Son		Daughter	Grand-Daughter
Grandson				

AFFINITY KINSHIP CHART

(Figure 2)

Section 3. *Repeal of Conflicting Ordinances.*

This Ordinance shall be and is hereby declared to be cumulative of all other ordinances of the City of Princeton, and this Ordinance shall not operate to repeal or affect any of such other ordinances except insofar as the provisions thereof might be inconsistent or in conflict with the provisions of this Ordinance, in which event such conflicting provisions, if any, in such other ordinance or ordinances are hereby repealed.

Section 4. *Severability.*

If any section, article, paragraph, sentence, clause, phrase or word in this Ordinance, or application to any person or circumstance is held invalid or unconstitutional by a court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this Ordinance; and the City Council hereby declares it would have passed such remaining portions of the Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

Section 5. *Providing an Effective Date.*

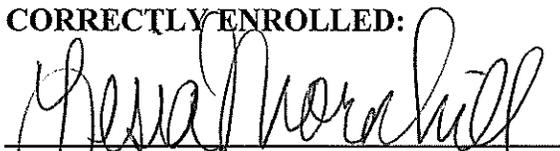
This Ordinance shall become effective immediately upon its passage.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF PRINCETON, TEXAS, ON THIS THE 16 DAY OF December, 2013.



KENNETH BOWERS,
Mayor



CORRECTLY ENROLLED:


LESIA THORNHILL
City Secretary