

ORDINANCE NUMBER 1444

AN ORDINANCE OF THE CITY OF MILWAUKIE AMENDING ORDINANCE NUMBERS 1106 (PLANNING COMMISSION) AND 1284 (TRAFFIC SAFETY COMMISSION) BY PROVIDING ADDITIONAL REQUIREMENTS.

THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1. Section 2 of Ordinance Number 1106 (Planning Commission) is amended to read as follows:

Section 2. The Commission shall consist of seven members appointed by the Mayor, with the consent of the Council, who shall have voting rights. The Commission shall also include the Mayor and the City Manager or his designee as ex officio members with no voting rights. Not to exceed two voting members may be non-residents. No more than two voting members may engage principally in the buying, selling or developing of real estate for profit. No more than two members shall be engaged in the same kind of occupation, business, trade or profession and all members shall serve without compensation. At the first meeting of the Commission, the seven voting members shall choose their terms of office by lot as follows: one for one year, two for two years, two for three years, and two for four years, and shall immediately notify the Mayor and Council in writing of such allotment. Their successors shall hold office for four years. No person shall serve more than two consecutive four-year terms, provided that, a person may be reappointed after an interval of one year. Any vacancy shall be filled by the Mayor, with the consent of the Council, for the unexpired portion of the term. A member may be removed from office by the Council, after hearing, for misconduct or nonperformance of duty.

Section 2. Section 5 of Ordinance Number 1106 (Planning Commission) is amended to read as follows:

Section 5. All meetings of the Commission shall be subject to the requirements of ORS 192.610 to 192.690 (Open Meeting Law). Five members of the Commission shall constitute a quorum, provided that at least four of the five must be voting members. The concurrence of a majority of the members present shall be required to decide any matter. The Commission may adopt rules consistent with the laws of the State of Oregon and the Charter and Ordinances of the city for the conduct of its business and shall meet at least once a month at a time and place to be established by the Commission. Special meetings may be called at any time by the chairperson or by three members by written notice to each member at least three hours before the time set for the meeting. Commission members shall not participate in any Commission proceeding where a conflict of interest would result, as defined in ORS 227.035. Any actual or potential interest shall be disclosed at the meeting of the Commission where the action is being taken.

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Section 3. Section 2 of Ordinance Number 1284 (Traffic Safety Commission) is amended to read as follows:

Section 2. The Commission shall consist of six members appointed by the Mayor with the consent of the Council and one member appointed by the North Clackamas School District. Of the six members appointed by the Mayor, not more than two may be non-residents. The initial terms of the six appointees shall be: two for one year, two for two years and two for three years. Members shall draw lots at the first meeting to determine their terms. After the initial terms, members shall hold office for two year terms. Members shall not serve more than two consecutive two year terms. Vacancies shall be filled by the appointment of the Mayor with the consent of the Council for the unexpired portion of the term. The member appointed by the school district shall serve for a term to be determined by the district shall serve for a term to be determined by the North Clackamas School District. Members of the Commission shall serve without compensation and may be removed by the appointing authority for cause.

Section 4. Section 5 of Ordinance Number 1284 (Traffic Safety Commission) is amended to read as follows:

Section 5. The Commission shall establish rules for the conduct of its business consistent with state law and City Ordinances. All meetings of the Commission shall be subject to the requirements of ORS 192.610 to 192.690 (Open Meeting Law). A majority of the members shall constitute a quorum for the conduct of business and the concurrence of a majority of the members present shall be required to decide any matter. The Commission shall report at least quarterly to the City Council upon its activities.

Section 5. The provisions of this ordinance shall not be construed to alter the current terms of any incumbent member of the boards or commission named.


Read the first time this 4th day of February, 1980 and moved to second reading by unanimous vote of the Council.

Read the second time and adopted by the Council this 4th day of February, 1980.

Signed by the Mayor this 4th day of February, 1980.


Allen Manuel, Mayor

ATTEST:


Dorothy E. Farrell, Recorder

APPROVED AS TO FORM:


Greg Eades, City Attorney