

CITY OF SISTERS

ORDINANCE NO. 343

AN ORDINANCE OF THE CITY OF SISTERS AMENDING SISTERS MUNICIPAL CODE
SECTION 2.28 PERTAINING TO THE SISTERS URBAN AREA PLANNING
COMMISSION

The City Council of the City of Sisters, Oregon hereby ordains as follows (words **bolded** are added and words lined through are to be deleted):

SECTION 1:

Municipal Code Section 2.28 is amended to read as follows:

2.28.020 Composition -- Appointment -- Terms -- Vacancy filling.

(1) The city planning commission shall consist of seven (7) members to be appointed by the mayor, **with the consent of the council.** ~~Not more than two (2) of whom shall be nonresidents of the city.~~

(2) **Not more than two (2) planning commission members shall be nonresidents of the city. Any nonresident planning commission members must reside within the Sisters School District boundaries. Not more than two (2) planning commission members may engage principally in the buying, selling or developing of real estate for profit as individuals, or be members of any partnership, or officers or employees of any corporation, that engages 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.** Not more than two (2) of the seven (7) members of the city planning commission may be city officers who, ~~if appointed by the mayor,~~ shall serve as ex officio nonvoting members.

(3) At the first meeting of the commission, the seven (7) voting appointed members shall choose their terms of office by lots as follows: two (2) for one (1) year, two (2) for two (2) years, two (2) for three (3) years, and one (1) for four (4) years.

(4) Successors to the term of office of voting members of the commission shall be for four (4) years.

(5) Ex officio nonvoting members shall serve at the pleasure of the mayor.

(6) Any vacancy in office shall be filled by the mayor, **with the consent of the council,** for the unexpired portion of the term of the member whose office became vacant.

(7) **A member of the planning commission may be removed by the city council, after hearing, for misconduct or nonperformance of duty.**

(Ord. 82-B, '1, 1975; Ord. 82-A '2, 1974.)

2.28.030 Chair and vice-chair ~~President and vice president~~ -- Election. The city planning commission, at its first meeting after the effective date of the ordinance codified in this chapter, shall elect a **chair and vice-chair** ~~president and vice president~~ who shall be voting members and who shall hold office during the pleasure of the commission. (Ord. 82-A '3, 1974; Amended by Ord. 82-B, 1974)

2.28.050 Quorum -- Governing rules and regulations -- Meetings. Four (4) members of the city planning commission shall constitute a quorum. The city planning commission may make and alter rules and regulations for its government and procedure consistent with laws of this state and with city charter and ordinances. The city planning commission shall meet ~~at least once a month~~ **as needed or as directed by the council.** (Ord. 82-A '5, 1974.)

2.28.120 Conflicts of Interest.

(1) Planning commission members shall not participate in any planning commission proceeding or action in which they hold a direct or substantial financial interest, or when a member's immediate family holds such interest. Additionally, a member shall not participate when an action involves any business in which they have been employed within the previous two (2) years, or any business with which they have a prospective partnership or employment.

(2) Planning commission members shall disclose any actual or potential conflict of interest in any action before the planning commission at the meeting where the action is to be taken. Planning commission members shall also disclose any pre-hearing or ex-parte contacts with applicants, officers, agents, employees, or any other interested parties to an application before the planning commission. Ex-parte contacts shall not invalidate a final decision or action of the planning commission, provided that the planning commission member receiving the contact discloses the existence of the ex-parte contact and further discloses the substance of the ex-parte communication where the planning commission action will be considered or taken.

Passed and adopted by the Council of the City of Sisters, this _____ day of February, 2004.

Approved and signed by the Mayor of the City of Sisters, this _____ day of February, 2004.

M. David Elliott, Mayor

Attest:

Eileen Stein, City Manager/Recorder