

ORDINANCE NO. 1441

CITY OF LACEY

AN ORDINANCE OF THE CITY OF LACEY, WASHINGTON, RELATING TO THE HISTORICAL COMMISSION AND THE BOARD OF PARKS COMMISSIONERS, AMENDING CHAPTERS 2.42.020 AND 2.44.020 OF THE LACEY MUNICIPAL CODE AND APPROVING A SUMMARY FOR PUBLICATION.

WHEREAS, both the Historical Commission and Board of Parks Commissioners have a youth member, and

WHEREAS, the respective youth members are currently required to attend school in Lacey and be no more than 18 years of age, and

WHEREAS, the respective youth members are currently limited to a single one-year term, and

WHEREAS, the City Council recognizes that some otherwise eligible candidates may be over the age of 18 or attend a private school outside of the city, and

WHEREAS, greater flexibility is desired for the appointment of these respective youth members,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LACEY, WASHINGTON, as follows:

Section 1. Section 2.42:020 of the Lacey Municipal Code is hereby amended to read as follows:

2.42.020 Membership--Terms.

A. The commission shall consist of seven general members and one youth member who reside in the city of Lacey or reside in Lacey's urban growth management area, except as outlined in Section 2.42.020D. Commissioners shall be appointed by the mayor and confirmed by the city council. Terms for general members shall be for three years. General membership on the commission shall be limited to two full consecutive terms as provided in Section 2.42.020D. If there are no applicants for a vacant position one (1) month prior to the expiration of term, the incumbent may be re-appointed to an additional three (3) year term by the mayor with the approval of the city council. The general and youth members shall be selected without respect to political affiliations.

The youth member shall be ~~between the ages of at least 16 years of age and 18~~ (when appointed), enrolled as a Junior or Senior in the North Thurston School District; or enrolled in private school or homeschooled ~~in Lacey or Lacey's Urban Growth Management Area~~, and be a resident of the city of Lacey or reside in Lacey's Urban Growth Management Area. The youth member shall be appointed to serve for a term of one year. The incumbent youth member may be reappointed to an additional one (1) year term shall be limited to one appointed term. Except as outlined in this paragraph and in Section 2.42.060, the youth member shall have the same rights and responsibilities of the general members.

B. The commission members shall not receive any salary or other compensation for services rendered on the commission, but necessary expenses actually incurred and within the budget as set by the annual budget ordinance shall be paid.

C. Vacancies occurring otherwise than through the expiration of terms shall be filled for the unexpired terms. Members may be removed, after public hearing, by the mayor with the approval of the city council, for inefficiency, neglect of duty or malfeasance in office. The members shall be selected without respect to political affiliations. The general commissioners may request the resignation of a general and/or youth member who has three (3) or more unexcused absences at regular meetings in a calendar year.

D. General membership on the commission shall always include at least two professionals who have experience in evaluating historic resources and are selected from among the disciplines of history, architecture, architectural history, historic preservation, planning, cultural anthropology, archaeology, cultural geography, or American studies. The commission action that would otherwise be valid shall not be rendered invalid by the temporary vacancy of one or both of the professional positions unless the commission action is related to meeting certified local government (CLG) responsibilities cited in the certification agreement between the mayor of Lacey and the state historic preservation officer. The mayor and city council, in order to obtain representatives from these disciplines, may make appointments despite the residency and term limit requirements of Section 2.42.020A.

Section 2. Section 2.44.020 of the Lacey Municipal Code is hereby amended to read as follows:

2.44.020 Membership--Terms.

A. The board shall consist of five general commissioners and one youth commissioner to be appointed by the mayor with the consent of the city council. At least four of the general commissioners shall be residents of the city of Lacey. The fifth general commissioner may either be a resident of the city of Lacey or reside in Lacey's Urban Growth Management Area. Terms for general members shall be for three years. An appointment to fill a vacancy occurring otherwise than through the expiration of a term shall be for the remainder of the unexpired term. General membership on the commission shall be limited to two consecutive terms. Provided, however, if there are no applicants for a vacant position one (1) month prior to the expiration of a term, the incumbent may be reappointed to an additional three (3) year term.

B. The youth commissioner shall be ~~at least between the ages of 16 years of age and 18~~ (when appointed), enrolled as a Junior or Senior in the North Thurston Public Schools, homeschooled or enrolled in a private school ~~in Lacey or Lacey's Urban Growth Area~~, and be a resident of the city of Lacey or reside in Lacey's Urban Growth Area. The youth commissioner shall be appointed to serve for a term of one year. The ~~incumbent~~ youth commissioner ~~may be reappointed to an additional one (1) year term shall be limited to one appointed term~~. Except as outlined in Section 2.44.020, the youth commissioner shall have the same rights and responsibilities of the general commissioners.

C. A majority of the general members of the board of park commissioners shall constitute a quorum for the transaction of business. The youth commissioners shall not be included in the count to constitute a quorum. Any action taken by a majority of those present when those present constitute a quorum, at any regular or special meeting of the board of park commissioners, shall be deemed and taken as the action of the commission.

D. The commission members shall not receive any salary or other compensation for services rendered on the commission, but necessary expenses actually incurred and within the budget as set by the annual budget ordinance shall be paid.

E. A member may be removed by the mayor with the approval of the city council, for inefficiency, neglect of duty or malfeasance in office. The board of park commissioners may request that the mayor and city council consider the removal of a general or youth member who has three (3) or more unexcused absences at regular meetings in a calendar year.

Section 3. SEVERABILITY. If any section, sentence, clause or phrase of this ordinance should be held to be invalid by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 4. CORRECTIONS. The City Clerk and the codifiers of this ordinance are authorized to make necessary corrections to this ordinance including, but not limited to, the correction of scrivener's/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

Section 5. The Summary attached hereto is hereby approved for publication.

PASSED BY THE CITY COUNCIL OF THE CITY OF LACEY, WASHINGTON, at a regularly-called meeting thereof, held this 14th day of August, 2014.


CITY COUNCIL

By: 
Mayor

Approved as to form:


City Attorney

Attest:


City Clerk

**SUMMARY FOR PUBLICATION
ORDINANCE NO 1441
CITY OF LACEY**

The City Council of the City of Lacey, Washington, passed on August 14, 2014, Ordinance No. 1441, entitled "AN ORDINANCE OF THE CITY OF LACEY, WASHINGTON, RELATING TO THE HISTORICAL COMMISSION AND THE BOARD OF PARKS COMMISSIONERS, AMENDING CHAPTERS 2.42.020 AND 2.44.020 OF THE LACEY MUNICIPAL CODE AND APPROVING A SUMMARY FOR PUBLICATION."

The main points of the Ordinance are described as follows:

1. The Ordinance alters the requirements for youth member candidates for the Historical Commission and Board of Parks Commissioners.
2. The Ordinance approves this Summary for Publication.

A copy of the full text of this Ordinance will be mailed without charge to any person requesting the same from the City of Lacey.

Published: August 18, 2014.