

**CITY OF BURIEN
AGENDA BILL**

Agenda Subject: Discussion on and Possible Motion to Adopt the Amended By-Laws of the Planning Commission		Meeting Date: August 3, 2015
Department: Community Development	Attachments: 1. Planning Commission By-Laws	Fund Source: N/A Activity Cost: N/A Amount Budgeted: N/A Unencumbered Budget Authority: N/A
Contact: Charles W. "Chip" Davis, AICP, CD Director		
Telephone: (206) 248-5501		
Adopted Work Plan Priority: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Work Plan Item Description: N/A	
<p>PURPOSE/REQUIRED ACTION: The purpose of this agenda item is for Council to discuss and consider adopting the amended By-Laws relating to membership and meetings of the Planning Commission.</p> <p>BACKGROUND (Include prior Council action & discussion): At their July 23, 2014 meeting, the Planning Commission approved amendments to their By-Laws to bring them into conformance with Ordinance 566 which was adopted by the City Council on October 22, 2012. The amendments were limited to those items that were affected by changes to BMC 2.45 as a result of the passage of Ordinance 566. At the Planning Commission meeting, citizen comments were received requesting a code of conduct and civil disagreement guidelines for all citizen advisory board members and consideration of the amended By-Laws by the City Council was delayed pending completion of a citizen advisory committee handbook.</p> <p>A citizen advisory board handbook, including a code of conduct, has now been developed and is being distributed to all Burien citizen advisory boards. The City Council is now being asked to adopt the amended By-Laws relating to membership and meetings for the Burien Planning Commission.</p>		
<p>OPTIONS (Including fiscal impacts):</p> <ol style="list-style-type: none"> 1. Approve the amended Planning Commission By-Laws 2. Modify the amended By-Laws and direct Planning Commission to review 3. Do not approve the amended Planning Commission By-Laws 		
Administrative Recommendation: Approve the amended Planning Commission By-Laws.		
Suggested Motion: I move to approve the amended By-Laws of the Planning Commission relating to the membership and meetings.		
Submitted by: Chip Davis, Community Development Director		
Administration		City Manager
Today's Date: July 28, 2015	File Code: \\File\records\CC\Agenda Bill 2015\080315cd-1 PC By-Laws.docx	

PLANNING COMMISSION BY-LAWS
Adopted by City Council August , 2014

The role of the Burien Planning Commission is to advise the City Council on policy and to guide the development of the City, particularly the Comprehensive Plan and the Land Use Code.

Article I

Responsibility

The Planning Commission shall carry out the responsibilities designated by ordinance and other duties assigned by the City Council. The members of the Planning Commission accept the responsibility of the office and declare their intention to execute the duties defined under the State and Municipal law to the best of their ability and to respect and observe the requirements established by the City Council.

Article II

Organization of the Commission

1. A Chairperson and Vice-Chairperson shall be elected by a majority of the Commissioners at the second regular meeting in July of each year, or as soon thereafter as feasible. A quorum must be present to elect the Chairperson and Vice-Chairperson.
2. If the term of the Chairperson ends prior to the election of Chair and Vice-Chairperson, the Commission shall elect an interim Chair until the regularly-scheduled election.
3. In the absence of the Chairperson and the Vice-Chairperson, a Chairperson pro tem shall be elected informally by the members present to conduct the meeting.
4. In the event of the resignation of the Chairperson or Vice-Chairperson, the Commission shall expeditiously elect a new officer to fill the vacancy for the unexpired term.
5. The Chairperson shall preside at all Commission meetings and have the powers generally assigned such office in conducting the meetings.
6. It shall be the Chairperson's duty to see that the transaction of Commission business is in accord with these By-laws.
7. The Planning Commission, by majority vote of those present may create special committees and assign one or more members to such committees.
8. If a Commission member has unexcused absences totaling 25% of the regularly scheduled meetings for the calendar year or three consecutive unexcused absences, the City Manager shall inform the City Council who may appoint a new Commission member to fill the member's term.
9. There shall be a term limit of two consecutive full terms. After a two year absence, Planning Commissioners may be reappointed.
10. No person shall hold the office of member of the Planning Commission unless that person is a resident of the city. If a member of the Planning Commission ceases to be a resident of the city, the office must be vacated.
11. Employees of the City of Burien are not eligible to be a member of the Planning Commission.
12. A quorum is a majority of the commission.

Article III

Meetings

The Commission shall determine a regular meeting time (time, place, and frequency) as necessary.

1. All meetings of the Commission shall be open to the public.
2. Executive sessions may be held only with prior City Council approval and in accord with the requirements imposed by RCW 42.30.110 and 42.30.140.
3. To conduct official Planning Commission business, a quorum must be present. If no quorum exists due to members leaving the meeting, no official action can be taken.
4. All meetings of the Planning Commission shall be governed by these by-laws. Where the by-laws do not state otherwise, the parliamentary rules and procedures contained in the current edition of *Roberts Rules of Order* shall apply.
5. To the extent it does not violate public notice requirements, the printed agenda of a regular meeting may be modified, supplemented, or revised at the beginning of the meeting by the affirmative vote of the majority of Commission members present.
6. The Planning Commission may devote part of its meetings to an informational study session during which no comments from the public will be permitted, unless the Chairperson or a majority, on a case-by-case basis, decides otherwise.
7. Action is taken by a majority vote of the members present and voting.
8. After 9pm the Planning Commission shall hear no new agenda items, unless a majority of the Commissioners present should decide otherwise.
9. A staff person will be responsible for the written recording of all Planning Commission meetings. All minutes will be forwarded to the City Clerk and be made part of a permanent record.

Article IV

Conflict of Interest and Appearance of Fairness

Any member of the Commission who in his or her opinion has an interest in any matter before the Commission that would prejudice his or her actions shall so publicly indicate and shall step down and refrain from voting and any manner of participation with respect to the matter in question so as to avoid any possible conflict of interest or violation of the appearance of fairness. The Planning Commission is subject to the City's ethics ordinance, Resolution 115 (attached).

Article V

Agenda

1. The preparation of the agenda will be the duty of the Community Development Director or his/her designee, and he or she will coordinate that preparation with the Chairperson.
2. The agenda may be divided into sections and continue until subsequent meetings when it is apparent that one meeting will not be sufficient to complete the scheduled business.

3. Copies of the agenda will be available to all Commission members at least two days prior to a regular meeting date.
4. The agenda will indicate whether the Planning Commission intends to take formal action on a particular matter.
5. The Commission may continue a public hearing to a future date only for the purpose of accepting new written or oral testimony solely from anyone who had signed up to speak on the original hearing date but did not have the opportunity to testify. A continued public hearing does not require new public notice. Once a public hearing is closed, it cannot be re-opened without issuance of a new public notice.
6. The agenda shall be confirmed at the beginning of each meeting.

Article VI

Study Sessions

A substantial amount of the Planning Commission's work is conducted at informal study sessions.

1. The Commission shall consider information and recommendations from staff and comments from the public during the study session.
2. Based on staff, public, and Commission input, the Commission determines its recommendations to be forwarded to the City Council.

Article VII

Public Comment

1. Each speaker is limited to 3 minutes speaking time. If a speaker is representing an organization, that speaker shall be granted 5 minutes speaking time.
2. Members of the public attending study sessions may only speak if acknowledged by the Chairperson.
3. If audience dialogue becomes disruptive, the Chairperson may recess the meeting or request that the meeting be adjourned.
4. To communicate with the Commission on a matter not scheduled for Public Hearing, the public may write a letter and/or speak during the duration of each meeting entitled "Public Comment" near the beginning of the agenda.

Article VIII

Amending By-Laws

1. The Planning Commission at a regularly scheduled meeting may amend these by-laws.
2. The Burien City Council must approve all amendments.

