

**ORDINANCE NO. 2024-04**

**AN ORDINANCE AMENDING CHAPTERS 2.41 AND 2.42 OF THE FRUITA MUNICIPAL CODE CONCERNING QUORUMS AND VOTING FOR THE POLICE COMMISSION AND PARKS AND RECREATION COMMISSION**

**WHEREAS**, the City Council met with the various boards and commissions of the City throughout 2023 to 1) review the purpose and accomplishments of the boards, 2) provide direction to them on how they can advise the Council to further priorities in Fruita’s strategic and master plans, and 3) evaluate the roles of City Council members serving on various boards and commissions, and

**WHEREAS**, membership requirements of the Police Commission and Parks and Recreation Commission are established by the Fruita City Charter (Sections 6.3.4 and 6.3.5) and require one Council member be appointed to each of the Commissions, and

**WHEREAS**, the City Council desires to make the City Council members appointed to the Police Commission and Parks Recreation Commission non-voting members in order to provide better separation of roles and responsibilities between the City Council and the Commissions and promote independence of the Commissions.

**NOW, THEREFORE, IT IS ORDAINED BY THE CITY COUNCIL OF THE CITY OF FRUITA, COLORADO, THAT:**

**Section 1:** Section 2.41.010 paragraph A of the Fruita Municipal Code and Ordinance 2005-17 concerning the Police Commission are hereby repealed and reenacted to read as follows:

**2.41.010 MEMBERSHIP REQUIREMENTS.**

- A. The Police Commission is established by Article VI of the Fruita City Charter. Members at large are appointed in accordance with the Fruita City Charter. The member appointed from the City Council shall be appointed by the City Council immediately following the regular municipal election held every two (2) years and shall be a non-voting member of the Police Commission. Members may continue to serve until their successors have been appointed.

**Section 2:** Section 2.41.030 of the Fruita Municipal Code and Ordinance 2005-17 concerning the Police Commission are hereby repealed and reenacted to read as follows:

**2.41.030 QUORUM AND VOTING.**

- A. A quorum shall be necessary for the Police Commission to take official action. A quorum is defined as a majority of the total voting membership, excluding vacant positions and the non-voting City Council member.

- B. All actions of the Police Commission shall be taken by a majority vote, a quorum being present. A roll call vote shall be taken upon the request of any member.

**Section 3:** Section 2.42.010 of the Fruita Municipal Code and Ordinance 2005-17 concerning the Parks and Recreation Commission are hereby repealed and reenacted to read as follows:

**2.42.010 MEMBERSHIP.**

- A. The Parks and Recreation Commission is established by Article VI of the Fruita City Charter. Members at large are appointed in accordance with the Fruita City Charter. The member appointed from the City Council shall be appointed by the City Council immediately following the regular municipal election held every two (2) years and shall be a non-voting member of the Parks and Recreation Commission. Members may continue to serve until their successors have been appointed.

**Section 4:** Section 2.42.030 of the Fruita Municipal Code and Ordinance 2005-17 concerning the Parks and Recreation Commission are hereby repealed and reenacted to read as follows:

**2.42.030 QUORUM AND VOTING.**

- A. A quorum shall be necessary for the Parks and Recreation Commission to take official action. A quorum is defined as a majority of the total voting membership, excluding vacant positions and the non-voting City Council member.
- B. All actions of the Parks and Recreation Commission shall be taken by a majority vote, a quorum being present. A roll call vote shall be taken upon the request of any member.

**PASSED AND ADOPTED BY THE FRUITA CITY COUNCIL ON THIS  
\_\_\_ DAY OF FEBRUARY 2024**

ATTEST:

CITY OF FRUITA

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Margaret Sell, City Clerk

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Joel Kincaid, Mayor