

**CITY OF GUSTAVUS  
ORDINANCE FY21-14**

**AN ORDINANCE OF THE CITY OF GUSTAVUS PROVIDING FOR THE AMENDMENT OF  
CITY ORDINANCE TITLE 8 MARINE FACILITIES CHAPTER 8.02 ADMINISTRATION,  
SECTION 8.02.040 MARINE FACILITIES ADVISORY COMMITTEE (c)**

**BE IT ENACTED BY THE GUSTAVUS CITY COUNCIL AS FOLLOWS:**

- Section 1. Classification. This ordinance is of general and permanent nature and shall become a part of the City of Gustavus Municipal Code.
- Section 2. Severability. If any provisions of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and its application to other persons, or circumstances shall not be affected thereby.
- Section 3. Enactment. Now therefore, it is enacted by the Gustavus City Council that Title 8 Marine Facilities Chapter 8.02 Administration, Section 8.02.040 Marine Facilities Advisory Committee (C), be amended and adopted as follows:

**Bold and Underlined** items are additions. ~~Strikeout~~ items are deletions.

**Chapter 8.02 ADMINISTRATION**

**Section 8.02.040 - Marine Facilities Advisory Committee.**

- (a) There is established the marine facilities advisory committee, which shall consist of at least three (3) members appointed by the Gustavus City Council. To the extent possible, appointments to the marine facilities advisory committee shall include persons having marine, engineering, financial, and other skills relevant to harbor facility affairs. Appointments shall be for three (3) years, after which a former member is required to wait at least one (1) year before applying for re-appointment. Initial appointments shall be for staggered terms of two (2) and three (3) years.
- (b) Each committee member shall be a qualified voter residing in the City of Gustavus.
- (c) The marine facilities advisory committee shall meet at least ~~once each month~~ **quarterly, or as needed.**
- (1) At least one (1) member of the marine facilities advisory committee shall be physically present at the designated meeting place in Gustavus for each meeting.
- (2) Marine facilities advisory committee member(s) physically absent from Gustavus may participate by teleconference **or other internet platform being utilized by the city** ~~for no more than four (4) meetings per year, beginning the date of their appointment.~~
- (3) If the marine facilities advisory committee falls below three (3) members, ~~fails to meet for sixty (60) days,~~ **the Gustavus City Council shall declare the Marine Facilities Committee dissolved** ~~positions vacant and~~ assume the responsibilities of the committee while recruiting members.
- (d) *Duties.* The marine facilities advisory committee shall review with the harbormaster harbor facility operations, management, administration, ordinances, policies, fees and charges, and shall recommend changes to the harbormaster and city council as necessary

or appropriate. The chair of the marine facilities advisory committee shall report to the Gustavus City Council as necessary, but not less than once each calendar quarter.

- (e) *Vacancies*. A vacancy in the marine facilities advisory committee shall exist under the following conditions:
- (1) If a person appointed to membership fails to qualify and take office within thirty (30) days of appointment;
  - (2) If a member departs from the City of Gustavus with the intent to remain away for a period of one hundred twenty (120) or more days;
  - (3) If a member submits his or her resignation to the Gustavus City Clerk;
  - (4) If a member fails to attend three (3) consecutive marine facilities committee meetings.
- (f) *Vacancies declared and filled by Council*. A vacancy shall be declared if one of the conditions in (e) prevails. The vacancy shall be filled according to provisions in Title 2.

Section 4. Effective Date. This ordinance becomes effective upon its adoption by the Gustavus City Council.

**Date Introduced: *December 14, 2020***

**Date of Public Hearing: *January 11, 2021***

**PASSED** and **APPROVED** by the Gustavus City Council this \_\_<sup>th</sup> day of \_\_\_\_\_, 2021.

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Brittney Cannamore, Mayor

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Attest: Karen Platt CMC, City Clerk