

**CITY OF SALIDA, COLORADO
ORDINANCE NO. 19
(Series of 2024)**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SALIDA, COLORADO
AMENDING SECTION 2-8-30 OF THE SALIDA MUNICIPAL CODE CONCERNING
THE PLANNING COMMISSION – MEMBERSHIP AND ORGANIZATION**

WHEREAS, C.R.S. § 31-15-103 authorizes the City Council of the City of Salida (“Council”) to adopt ordinances necessary to provide for the health, safety, and welfare of the City; and

WHEREAS, Chapter 2 of the Salida Municipal Code (“Code”) addresses Administration and Personnel, Article 8 addresses the Planning Commission, and Section 30 addresses Membership and Organization; and

WHEREAS, the Planning Commission held a work session on July 22, 2024 and determined that clarification of its attendance policy will benefit the health, safety, and welfare in the City of Salida by establishing clear expectations that a Planning Commissioner is required to attend at least 9 out of 12 regular meetings in a calendar year so matters before it can proceed in a timely manner.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SALIDA, COLORADO, THAT:

1) The foregoing recitals are incorporated herein as conclusions, facts, determinations, and findings by Council.

2) Section 2-8-30 of the Salida Municipal Code is amended to read in its entirety as follows:

- (a) The Planning Commission shall consist of seven (7) members and two (2) alternates, each of whom shall maintain his or her primary residency within the City. No person shall be a member of the Planning Commission who is also the Mayor, an active member of the City Council or a full-time employee of the City as defined in the City personnel manual, or who holds any other municipal office.
- (b) Alternate members to the Planning Commission may attend any Planning Commission meeting and shall have the right to participate in any matter before the Planning Commission, but shall not have the right to vote except as otherwise provided herein. An alternate member of the Planning Commission may be designated to vote on any matter before the Planning Commission in which such alternate member has participated, such designation to be made by the Chairman of the Planning Commission. Such designation of an alternate member to vote may occur only on the

absence or other nonparticipation by a regular member of the Planning Commission. Such designation of an alternate member to vote shall be made on a case-by-case basis and shall not continue beyond those cases for which the designation has been made.

- (c) A person shall take office as a member of the Planning Commission by indicating his or her assent to the appointment in a public fashion. An oath is not necessary, and attending a meeting and voting at the meeting is sufficient to indicate acceptance of the office.
- (d) A quorum for the Planning Commission to transact business shall consist of four (4) members.
- (e) **A member of the Planning Commission shall have no more than three (3) absences from regular Planning Commission meetings in a twelve (12) month period.**

3) Severability. The provisions of this Ordinance are severable and the invalidity of any section, phrase, clause, or portion of this Ordinance as determined by a Court of competent jurisdiction shall not affect the validity or effectiveness of the remainder of the Ordinance.

INTRODUCED ON FIRST READING, on the 1st day of October, 2024, ADOPTED and ORDERED PUBLISHED IN FULL in a newspaper of general circulation in the City of Salida by the City Council on the 1st day of October, 2024, and set for second reading and public hearing on the 15th day of October, 2024.

INTRODUCED ON SECOND READING, FINALLY ADOPTED and ORDERED PUBLISHED BY TITLE ONLY, by the City Council on the 15th day of October, 2024.

CITY OF SALIDA, COLORADO

Mayor

[SEAL]

ATTEST:

City Clerk/Deputy Clerk

PUBLISHED IN FULL in the Mountain Mail after First Reading on the 1st day of October, 2024, and BY TITLE ONLY, after final adoption on the 15th day of October, 2024.

City Clerk/Deputy City Clerk