

## ORDINANCE B

### **AN ORDINANCE AMENDING CHAPTER 2, CHAPTER 12 AND CHAPTER 23 OF THE TOWN OF CHAPEL HILL CODE OF ORDINANCES RELATED TO THE ADVISORY BOARD OFFICER CLAUSES FOR THE ADVISORY BOARDS (2020-01-08/O-3)**

WHEREAS, the Parks, Greenways, and Recreation Commission petitioned the Town Council to permit the current officers to serve an additional year and recommended a change to policy; and

WHEREAS, on September 23, 2019, the Council Committee on Boards and Commission discussed adjusting the term limitations for advisory board officers after individual Council members heard from multiple boards regarding their challenges to fill the officer positions; and

WHEREAS, the Council Committee on Boards and Commissions recommended that the full Council consider amending the Advisory Board Membership Policy to allow a member to serve as a Vice-Chair for a maximum of two consecutive years, and also be eligible to serve as a Chair for a maximum of two consecutive years (thus no officer would serve more than four consecutive years) and further, recommended that the Council amend the relevant sections of the Town Code of Ordinances to refer to the Advisory Board Membership Policy; and

WHEREAS, on November 13, 2019, the Council adopted a resolution to amend the Advisory Board Membership Policy to expand the term length for advisory board officers and called a public hearing to amend the Land Use Management Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Town of Chapel Hill as follows:

**Section 1.** Chapter 2, Administration, Article VII, Human Services Advisory Board, Section 2-123 of the Town Code of Ordinances is hereby revised to read as follows:

**"Sec. 2-123. - Meetings; chairperson.**

The human services advisory board shall regularly hold meetings at such time and places as it shall determine. ~~It shall annually elect one member to serve as chairperson and preside over its meetings. It may create and fill such other offices and committees as it may deem necessary.~~

Officers and terms of officers shall be in accordance with the council's advisory board membership policy.

All meetings of the board shall be open to the public, and reasonable notice of the time and place thereof shall be given to the public in accord with Chapter 143, Article 33C of the North Carolina General Statutes.

The board shall keep a record of its meetings, including attendance of its members; its resolutions, findings, recommendations and actions.

A quorum of the board, necessary to take any official action, shall consist of a majority of members excluding any vacant seats. The concurring vote of a simple majority of those members present shall be necessary to take any official action. "

**Section 2.** Chapter 2, Administration, Article VIII, Transportation and Connectivity Advisory Board, Section 2-133 of the Town Code of Ordinances is hereby revised to read as follows:

**"Sec. 2-133. - Meetings; chairman.**

The transportation and connectivity advisory board shall regularly hold meetings at such times and places as it shall determine. ~~In September of each year, it shall select a chair and vice-chair from its members to serve for a term of one (1) year.~~

Officers and terms of officers shall be in accordance with the council's advisory board membership policy.

All meetings of the board shall be open to the public in accordance with the Open Meetings Law of North Carolina, and reasonable notice of the time and place thereof shall be given to the public in accordance with Chapter 143, Article 33C of the North Carolina General Statutes. The board shall keep a record of its meetings, including attendance of its members and actions. A quorum of the board, necessary to take an official action, shall consist of a majority of members excluding any vacant seats. The concurring vote of a simple majority of those members present shall be necessary to take any official action. "

**Section 3.** Chapter 2, Administration, Article IX, Chapel Hill Public Library Advisory Board, Section 2-143 of the Town Code of Ordinances is hereby revised to read as follows:

**"Sec. 2-143. - Meetings; chairman.**

The Chapel Hill Public Library Advisory Board shall regularly hold meetings at such times and places as it shall determine. ~~It shall select from its membership a member to serve as chairman and such other officers as it deems appropriate to serve for a term of two (2) years.~~

Officers and terms of officers shall be in accordance with the council's advisory board membership policy."

**Section 4.** Chapter 2, Administration, Article XI, Housing Advisory Board, Section 2-163 of the Town Code of Ordinances is hereby revised to read as follows:

**"Sec. 2-163. - Meetings, chairperson.**

The housing advisory board shall regularly hold meetings at such times and places as it shall determine. ~~In September of each year, it shall select a chair and vice chair from its members to serve for a term of one (1) year.~~

Officers and terms of officers shall be in accordance with the council's advisory board membership policy.

All meetings of the board shall be open to the public in accord with the Open Meetings Law of North Carolina, and reasonable notice of the time and place thereof shall be given to the public in accord with Chapter 143, Article 33C of the North Carolina General Statutes. The board shall keep a record of its meetings, including attendance of its members and actions. A quorum of the board, necessary to take an official action, shall consist of a majority of members excluding any vacant seats. The concurring vote of a simple majority of those members present shall be necessary to take any official action. "

**Section 5.** Chapter 2, Administration, Article XII, Environmental Stewardship Advisory Board, Section 2-173 of the Town Code of Ordinances is hereby revised to read as follows:

**"Sec. 2-173. - Meetings, chairperson.**

The environmental stewardship advisory board shall regularly hold meetings at such times and places as it shall determine. ~~In September of each year, it shall select a chair and a vice chair from its members to serve for a term of one (1) year.~~

Officers and terms of officers shall be in accordance with the council's advisory board membership policy.

All meetings of the board shall be open to the public in accordance with the Open Meetings Law of North Carolina, and reasonable notice of the time and place thereof shall be given to the public in accordance with Chapter 143, Article 33C of the North Carolina General Statutes. The board shall keep a record of its meetings, including attendance of its members and actions. A quorum of the board, necessary to take an official action, shall consist of a majority of members excluding any vacant seats. The concurring vote of a simple majority of those members present shall be necessary to take any official action."

**Section 6.** Chapter 2, Administration, Article XIII, Cultural Arts Commission, Section 2-179 of the Town Code of Ordinances is hereby revised to read as follows:

**"Sec. 2-179. - Meetings, chairperson.**

The cultural arts commission shall regularly hold meetings at such times and places as it shall determine. Meetings of the commission shall be in compliance with the Open Meetings Law of North Carolina. ~~It shall select a chair from its members, and such other officers as it deems appropriate, to serve for a term of one (1) year.~~

A quorum of the commission, necessary to take an official action, shall consist of a majority of the current membership of the commission, not counting any vacant seats. The concurring vote of a simple majority of those members present shall be necessary to take any official action.

Officers and terms of officers shall be in accordance with the council's advisory board membership policy."

**Section 7.** Chapter 12, Parks and Recreation, Article II, Parks, Greenways and Recreation Commission, Section 12-20 of the Town Code of Ordinances is hereby revised to read as follows:

**"Sec. 12-20. - Meetings; chairman.**

The parks, greenways and recreation commission shall hold meetings at such time and places as it shall determine, and shall adopt by laws, rules and regulations governing its procedure. ~~It shall select from its membership a commissioner to serve as chair, and such other officers as it deems appropriate to serve for a term of one year.~~

Officers and terms of officers shall be in accordance with the council's advisory board membership policy."

**Section 8.** Chapter 23, Water, Sewers and Drainage, Article I, Stormwater Management Utility, Section 23-13 of the Town Code of Ordinances pertaining to the Stormwater Management Utility Advisory Board is hereby revised to read as follows:

**"Sec. 23-13. - Officers.**

The board shall elect one member to serve as chair and to preside over its meetings, and shall create and fill such offices and committees as it may deem necessary. ~~The term of the chair and other officers shall be one (1) year, with eligibility for re-election to a second term. The chair or any member acting as chair is authorized to administer oaths to witnesses coming before the board.~~

Officers and terms of officers shall be in accordance with the council's advisory board membership policy."

**Section 9.** This ordinance shall become effective January 8, 2020.

This the 8<sup>th</sup> day of January, 2020.