

ORDINANCE NO. 715

AN ORDINANCE ESTABLISHING A CITY PLANNING COMMISSION, PRESCRIBING ITS POWERS AND DUTIES AND REPEALING ORDINANCE NO. 565, AND DECLARING AN EMERGENCY.

The people of the City of Prineville, Oregon, Ordain As Follows:

Section 1. Planning Commission Established. There is hereby created a City Planning Commission (hereinafter referred to as the Commission) for the City of Prineville, Oregon.

Section 2. Members of Planning Commission. The Commission shall consist of the City Attorney and the Commission Secretary as ex-officio members, and of seven other members to be appointed by the City Council for four-year terms, or until their respective successors are appointed and qualified; provided that in the first instance the terms of the initial members shall be staggered for one, two, three or four years. Any vacancy shall be filled by the City Council for the unexpired term of the predecessor in office. All of the members of the Commission shall serve without compensation and all shall be residents of the City. No more than two voting members shall be engaged principally in the buying, selling, or developing of real estate for profit, as individuals, or be members of any partnership or officers or employees of any corporation that is engaged principally in the buying, selling or developing of real estate for profit. No more than two voting members shall be engaged in the same kind of business, trade or profession.

Section 3. Chairman and Vice Chairman. The Commission shall elect a chairman and vice-chairman, both of whom shall be members appointed by the City Council.

Section 4. Secretary. The Commission shall elect a secretary who need not be a member of the Commission. The secretary shall keep an accurate record of all Commission proceedings. The Commission shall on the first day of October of each year make and file a report of all its transactions with the City Council.

Section 5. Procedures.

(1) Five members of the Commission shall constitute a quorum. At least four members appointed by the City Council shall at all times constitute a part of such quorum.

(2) The Commission may make and alter rules and regulations governing the transaction of its business consistent with laws of this state and with the City Charter and ordinances.

(3) The Commission shall meet at least once a month, at such times and places as may be fixed by the Commission.

(4) Special meetings may be called at any time by the chairman or by three members by written notice served upon each member of the Commission at least twenty-four hours before the time specified for the proposed meeting and after compliance with ORS Chapter 172.

(5) A member of the Planning Commission shall not participate in any Commission proceeding or action in which any of the following has a direct or substantial financial interest: The member or his spouse, brother, sister, child, parent, father-in-law, mother-in-law, partner, any business in which he is then serving or has served within the previous two years, or any business with which he is negotiating for or has an arrangement or understanding

concerning prospective partnership or employment. Any action or potential interest shall be disclosed at the meeting of the Commission where the action is being taken.

Section 6. Advisory Committees.

(1) For the purpose of obtaining citizen participation, the Commission may establish Advisory Committees on specific planning categories such as but not limited to, Land Use, Economics, Housing, Transportation, Solid Waste, Natural Resource Management, Open Space and Recreation.

(2) The Commission shall consult with each Advisory Committee established under this section in the preparation, adoption, revision and implementation of a comprehensive or other plans for the City. The Commission shall furnish each such Committee with technical and other assistance.

Section 7. Finances. The Commission may employ consulting advice on City problems, a secretary, and such clerks as may be necessary; and pay for their services, and for such other expenses as the Commission may lawfully incur, including the necessary disbursements incurred by its members in the performance of their duties as members of the Commission, out of funds at the disposal of the Commission, as authorized by the City Council.

Section 8. Powers. The Commission shall have all the powers which are now or hereafter granted to it by ordinance of this City or by general laws of the State of Oregon. The Commission shall make recommendations regarding subdivisions of land and land use to the City Council, to public officials, and to individuals and may make recommendations regarding the location of thoroughfares, public buildings, parks, and other public facilities, and regarding any other matter relating to the planning and development of the City. The Commission may make studies, hold hearings, and prepare reports and recommendations on its own initiative or at the request of the City Council.

Section 9. Recommendation to City Council. All recommendations and suggestions made to the City Council by the Commission shall be in writing.

Section 10. Expenditures. The Commission shall have no authority to make expenditures on behalf of the City, or to obligate the City for the payment of any sums of money, except as herein provided, and then only after the City Council shall have first authorized such expenditures by appropriate resolution, which resolution shall provide administrative method by which such funds shall be drawn and expended.

Section 11. Continuation of Present Officers. Members of the Planning Commission holding office at the time of adoption of this ordinance shall continue in office until their terms expire according to the provisions for the staggering of terms provided in Section 2 of this ordinance.

Section 12. Repeal. City ordinance No. 565, enacted October 13, 1964 is repealed.

Section 13. Emergency Clause. It being deemed by the City Council of the City of Prineville that an emergency exists, this ordinance shall be in full force and effect from and after its passage and approval by the City Council and Mayor.

