

ORDINANCE NO. 2014-28

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF FLAGSTAFF, COCONINO COUNTY, ARIZONA, AMENDING TITLE II, *BOARDS AND COMMISSIONS*, BY AMENDING CHAPTER 2-01, *PLANNING AND ZONING COMMISSION*; CHAPTER 2-02, *BUILDING AND FIRE CODE BOARD OF APPEALS*; CHAPTER 2-03, *PARKS AND RECREATION COMMISSION*; CHAPTER 2-04, *WATER COMMISSION*; CHAPTER 2-08, *COMMISSION ON DIVERSITY AWARENESS*; CHAPTER 2-10, *BOARD OF ADJUSTMENT*; CHAPTER 2-11, *FLAGSTAFF AIRPORT COMMISSION*; CHAPTER 2-12, *TRANSPORTATION COMMISSION*; CHAPTER 2-13, *TOURISM COMMISSION*; CHAPTER 2-14, *BEAUTIFICATION AND PUBLIC ART COMMISSION*; CHAPTER 2-17, *SUSTAINABILITY COMMISSION*; CHAPTER 2-18, *COMMISSION ON DISABILITY AWARENESS*; CHAPTER 2-19, *HERITAGE PRESERVATION COMMISSION*; CHAPTER 2-20, *OPEN SPACES COMMISSION*; CHAPTER 2-22, *FLAGSTAFF COMMUNITY LAND TRUST COMMISSION*; AND CHAPTER 2-23, *FLAGSTAFF AREA REGIONAL PLAN CITIZENS' ADVISORY COMMITTEE*, THEREOF

**RECITALS:**

WHEREAS, the Flagstaff City Council desires to have consistency among the various boards and commissions of the City with regard to membership numbers and terms; and

WHEREAS, Title II, *Boards and Commissions*, of the Flagstaff City Code contains requirements for the various boards and commissions of the City.

**ENACTMENTS:**

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FLAGSTAFF, ARIZONA that the Flagstaff City Code is hereby amended as follows:

**SECTION 1.** Chapter 2-01, *Planning and Zoning Commission*, is amended as follows:

**2-01-001-0002: MEMBERSHIP**

The Planning and Zoning Commission shall consist of seven (7) members appointed by the Mayor and Council. ~~In addition, the City Council may designate a Councilmember representative as a non-voting, ex-officio member of the Commission.~~

The term of each citizen member shall be three (3) years or until his successor takes office. Vacancies occurring otherwise than through the expiration of term shall be filled for the unexpired portion of the term.

- A. A chairperson and vice-chairperson shall be elected from and by the voting membership of the Commission to serve one-year terms. A chairperson may serve no more than two consecutive terms as chairperson (exclusive of a term as vice-chairperson). Upon the conclusion of a second, consecutive term as chairperson, such commission member

shall be ineligible to serve as either Chairperson or Vice-Chairperson until a calendar year has expired.

- B. In addition to the causes for removal set out in the Board and Commission Members' Handbook **RULES AND OPERATIONS MANUAL**, a member accumulating eight (8) absences from regularly scheduled meetings in any given calendar year will be automatically removed from the Commission and a replacement appointed by the City Council. An unexcused absence is defined as the failure of the member to notify the Planning and Development Services Section of his or her inability to attend a regularly scheduled meeting. (Ord. 2010-35, 11/16/2010)

## **2-01-001-0005 DUTIES AND FUNCTIONS**

The Planning and Zoning Commission created in this Chapter shall be and act as the Zoning Commission of the City, and all duties and powers granted to zoning commissions under State law shall be exercised by the Planning and Zoning Commission. In addition to any authority granted to the Planning and Zoning Commission by State law or other ordinances of the City, the Planning and Zoning Commission shall have the following duties and functions under the provisions of these regulations:

- ~~A. To adopt rules of procedure necessary for the administration of its responsibilities consistent with City Code, Title 10 (Zoning Code) and the Board and Commission Members' Handbook adopted by resolution of the City Council.~~
- B.A. To review and recommend to the City Council adoption of a comprehensive general plan adopted in compliance with the authority provided in A.R.S. § 9-461.05 for the orderly growth and development of the City and for any land outside the City which, in the opinion of the Planning and Zoning Commission, bears a relation to the planning of the City.
- C.B. To hear, review, and make recommendations to the City Council regarding applications for amendments to the General Plan or any other plan in accordance with the provisions of City Code, Title 11, Chapter 11-10 (General Plans).
- D.C. To serve as an advisory body to the City Council and furnish the Council through the Planning Director the facts concerning the adoption of any report or recommendation.
- E.D. To make its special knowledge and expertise available upon reasonable written request and authorization of the City Council to any official, department, board, commission or agency of the state or federal governments.
- F.E. To hear, and review amendments to the Zoning Map and to the text of the Zoning Code in accordance with the provisions of Title 10, Zoning Code, Division 10-20.50 (Amendments to the Zoning Code Text and the Zoning Map).
- G.F. To confer with and advise other similar City or County commissions.
- H.G. To make investigations, maps, reports, and recommendations to the City Council in regard to the physical development of the City.

- I.H. To hear, review and make recommendations to the City Council regarding preliminary subdivision plats after recommendation from the Planning Director and City Engineer in accordance with City Code Title 11, Chapter 11-20, Subdivision and Land Split Regulations.
- J.I. To take such other action as authorized in City Code Title 10 (Zoning Code) and City Code Title 11 (~~Subdivision and Land Split Regulations~~ **GENERAL PLAN AND SUBDIVISIONS**) as necessary to implement the provisions of those Titles and the General Plan.
- K.J. To consider, review and approve Conditional Use Permits, pursuant to the provisions of City Code Title 10, Zoning Code, Section 10-20.40.050 (Conditional Use Permits).
- L.K. The Commission shall carry out other such duties as determined by the City Council; and present other recommendations the City Council deems pertinent. (Ord. 859, 10-24-72; Ord. 2010-35, Amended, 11/16/2010)

**SECTION 2.** Chapter 2-02, ***Building and Fire Code Board of Appeals***, is amended as follows:

**2-02-001-0002 MEMBERSHIP OF BOARD:**

- A. The Board of Appeals shall consist of five **SEVEN** individuals, **SERVING THREE-YEAR STAGGERED TERMS**, appointed by the Council who are qualified by experience and training to pass upon matters pertaining to building construction and pertinent matters of the Fire Code, Chapter 5-02.
- ~~B. In addition to the five regular members, the City Council shall appoint two alternate members who shall be called by the Board Chairperson or Vice Chair to hear appeals during the absence or disqualification of a member.~~
  - ~~1. Alternate members shall be appointed to five year terms, or until a successor has been appointed.~~
  - ~~2. An alternate member shall be counted toward a quorum in the absence of a quorum of regular members.~~
  - ~~3. Alternate members acting in the absence of a regular member shall be accorded full discussion, deliberation, and voting rights.~~
- ~~C. The City Council shall appoint two regular members and one alternate to five-year terms; two regular members to four-year terms, and one regular member and one alternate to three-year terms. After the initial appointment all terms thereafter will be for five years.~~
- D.B. The building official and fire marshal shall be ex-officio members of said Board but shall have no vote on any matter before the Board.
- E.C. A quorum shall be more than fifty percent (50%) of the voting membership of the Board.

F.D. Citizen members of the Board may be removed by the Mayor and Council for inefficiency; neglect of duty or malfeasance in office or in accordance with the Board and Commission Members' Handbook **RULES AND OPERATIONS MANUAL** adopted by resolution of the City Council. (Ord. 2011-31, 01/03/2012)

**2-02-001-0007 RULES AND PROCEDURES:**

A. ~~The Board shall adopt hearing procedures not inconsistent with State law, the Flagstaff City Charter, and the City of Flagstaff Board and Commission Members' Handbook.~~

B. ~~All other rules of procedure shall be established by the members so long as said rules are consistent with State law, the City Charter, the Board and Commission Members' Handbook, and this chapter.~~

C.

Official business shall be conducted pursuant to the Board of Appeals' adopted hearing procedures and the Board and Commission Members' Handbook **RULES AND OPERATIONS MANUAL** adopted by Resolution No. ~~2005-117~~ **2014-37** of the City Council and in accordance with meeting procedures, if any, adopted by the Commission insofar as they are not in conflict with the Board and Commission Members' Handbook **RULES AND OPERATIONS MANUAL**. In the event of any such conflict, the provisions of the Board and Commission Members' Handbook **RULES AND OPERATIONS MANUAL** shall prevail. (Ord. 2011-31, 01/03/2012)

**SECTION 3.** Chapter 2-03, *Parks and Recreation Commission*, is amended as follows:

**2-03-001-0001 COMMISSION CREATED; MEMBERS:**

There is hereby created a Parks and Recreation Commission for the City, consisting of seven (7) members appointed by the City Council. ~~In addition, the City council may designate a Councilmember representative as a non-voting, ex-officio member of the Commission.~~

(Ord. No. 2007-11, Amended 02/06/2007)

**SECTION 4.** Chapter 2-04, *Water Commission*, is amended as follows:

**2-04-001-0004 WATER COMMISSION:**

There is hereby established a Water Commission. There shall be ~~9~~ **SEVEN** voting members of said Commission, who shall consist of:

A. ~~Nine (9)~~ **SEVEN (7)** voting members to be appointed by the Council of the City, who shall serve for three (3) year terms on a staggered basis.

B. The Chair of the Planning and Zoning Commission, or a member of the Planning and Zoning Commission, to serve as a non-voting member during his or her term of office.

C. ~~The City Council may designate a Councilmember representative as a non-voting, ex-officio member of the Commission.~~

- D. Membership on the Commission shall terminate if any member has two (2) consecutive unexcused absences. The Chair shall determine, prior to any meeting, if a member's absence is excusable. (Ord. 1926, 12/17/96)

(Ord. No. 1789, Amended, 01/05/93; Ord. No. 1926, Amended, 12/17/96; (Ord. No. 2007-12, Amended 02/06/2007)  
(Ord. No. 2009-08, Amended, 03/03/09)

**2-04-001-0006 MEETINGS:**

The meetings of the Commission shall be held at the time and place adopted for the regular monthly meetings of the Commission.

Meetings shall be conducted in accordance with the Board and Commission Members' Handbook **RULES AND OPERATIONS MANUAL** adopted by resolution of the Flagstaff City council, and in compliance with all other local, state, and federal laws.

A quorum shall be one more than half the voting membership of the Commission.

Ord. 1789, 01/05/93; Ord. No. 2007-12, Amended 02/06/2007; Ord. No. 1789, Amended, 01/05/93; Ord. No. 2009-08, Amended, 03/03/09

**SECTION 5.** Chapter 2-08, *Commission on Diversity Awareness*, is amended as follows:

**2-08-001-0002 CREATION OF COMMISSION:**

There is hereby created the Commission on Diversity Awareness which shall consist of seven regular members ~~and two alternate members~~ who shall be appointed by the City Council. A Chairperson shall be selected by a majority vote of those members at a meeting called for that purpose. ~~In addition to the seven regular and two alternate members, the City Council may designate a Councilmember representative as a non-voting, ex-officio member of the Commission.~~

(Ord. 2001-07, Amended, 03/06/2001; Ord. 2000-26, Amended, 11/17/2000; Ord. No. 2007-06, Amended 02/05/2007; Ord. No. 2011-06, Amended 05/17/2011)

**2-08-001-0005 MEETINGS; ATTENDANCE:**

A quorum shall be one more than half of the voting membership of the Commission. ~~Alternate members may be counted toward a quorum when there are insufficient regular members to meet the quorum requirement.~~ (Ord. No. 2011-06, Amended 05/17/2011)

The Commission shall meet at such times, dates and locations as determined by the members except that the Chairperson may call a special meeting with not less than 24 hours' notice. ~~All other rules or procedures shall be established by the members so long as said rules are consistent with State law, City Charter and this chapter.~~ (Ord. No. 2007-06, Amended, 02/06/2007)

~~When serving as a substitute in the absence of a regular member, alternate members shall be accorded the full rights of a regular member, including, but not limited to, voting rights. (Ord. No. 2011-06, Amended 05/17/2011)~~

A regular ~~or alternate~~ Commission member who is absent for three **TWO** consecutive **UNEXCUSED** regular meetings may be removed from the Commission by a vote of the City Council upon recommendation of the Commission.

(Ord. 2000-26, Add, 11/17/2000; Ord. No. 2007-06, Amended 02/06/2007; Ord. No. 2011-06, Amended 05/17/2011)

**SECTION 6.** Chapter 2-10, **Board of Adjustment**, is amended as follows:

**2-10-001-0002 MEMBERSHIP**

The Board of Adjustment shall be composed of five ~~(5)~~ **SEVEN (7)** voting members.

- A. ~~Four (4)~~ **SIX (6)** members shall be appointed by the Mayor and City Council from the citizens of the City of Flagstaff.
- B. One (1) member shall be appointed by the City Council from the membership of the Planning and Zoning Commission.
- C. Terms shall be for three (3) years for members.
- D. The Board shall elect from its voting members a chairperson and a vice chairperson who shall serve for a term of one (1) year. The chairperson shall have the power to administer oaths and take evidence. (Ord. 2010-35, 11/16/2010)

**2-10-001-0003 MEETINGS:**

The meetings of the Board of Adjustment shall be open to the public and held at the time and place adopted for the regular monthly meetings of the Board. Meetings shall be conducted in accordance with the Board and Commission Members' Handbook **RULES AND OPERATIONS MANUAL** adopted by resolution of the Flagstaff City Council, and in compliance with all other local, state, and federal laws. The minutes of its proceedings, showing the vote of each member and records of its examinations and other official actions shall be kept by the City Clerk as a public record.

A quorum shall be one more than half the voting membership of the Board of Adjustment. (Ord. 2010-35, 11/16/2010)

**SECTION 7.** Chapter 2-11, **Flagstaff Airport Commission**, is amended as follows:

**2-11-0001-0002 COMPOSITION; TERMS:**

The composition of the membership of the Commission shall be as follows:

~~A. A Councilmember, designated by the City Council, to serve as a non-voting, ex-officio member. (Res. 1045, 9-20-77)~~

B.A. Seven (7) members to be appointed by the City Council who shall serve for three (3) year terms, on a staggered basis. (Ord. 1897, 11/21/95)

G.B. Ex-Officio Members: The following persons shall be ex-officio members of the Commission, but shall have no vote:

- The Mayor
- The City Manager
- The Airport Manager
- The FAA Tower Operator

D.C. A quorum shall be one more than half the voting members.

(Ord. No. 1897, Amended, 11/21/95); (Ord. No. 2007-03, Amended 02/06/2007)

**SECTION 8.** Chapter 2-12, *Transportation Commission*, is amended as follows:

**2-12-001-0004 MEETINGS:**

The Commission shall meet quarterly and/or at the request of its chairperson for the disposal of such business as may come before it.

Meetings shall be conducted in accordance with the Board and Commission Members' Handbook **RULES AND OPERATIONS MANUAL** adopted by resolution of the Flagstaff City Council, and in compliance with all other local, state, and federal laws.

A quorum shall be one more than half the voting membership of the Commission.

(Ord. 1349, Amended, 02/19/1985; Ord. 2010-14, Amended, 06/15/2010; Ord. 2013-06, Amended, 09/17/2013)

**2-12-001-0006 OTHER POWERS:**

A. The Commission shall have the power to appoint subcommittees for the purpose of defining problem areas of traffic and traffic safety; proposing solutions to defined problems; or for any other undertaking which will reasonably lead to safer and more efficient traffic flow in the City.

B. The City Council hereby establishes the following advisory committees to the Transportation Commission to provide advice on special traffic and transportation topics, and delegates to the Commission the power to appoint members to these committees. No member of the Transportation Commission shall be a member of an advisory committee. The City Council retains the power to remove a member of an advisory committee for the reasons specified in the City's Board and Commission Members' Handbook **RULES AND OPERATIONS MANUAL**.

1. Bicycle Advisory Committee: Seven (7) citizen members appointed for a three (3) year term. No member may serve more than two (2) three (3) year terms.

2. Pedestrian Advisory Committee: Seven (7) citizen members appointed for a three (3) year term. No member may serve more than two (2) three (3) year terms.
- C. The Transportation Commission shall define the operating procedures of the advisory committees, assuring compliance with the Arizona Open Meeting Law, and the City's Board and Commission Members' Handbook **RULES AND OPERATIONS MANUAL**, including, but not limited to:
1. The advisory committees shall report on their activities to the Transportation Commission at each Commission meeting.
  2. The advisory committees shall investigate, consider, and make recommendations to the Transportation Commission on items assigned to them by the Commission regarding their respective areas of interest.
  3. The advisory committees shall bring to the Transportation Commission items of a planning, design, or regulatory nature that come to their attention regarding the City's pedestrian and bikeway systems.

(Ord. 1349, Amended, 02/19/1985; Ord. 2007-21, Amended, 02/06/2007; Ord. 2010-14, 06/15/2010; Ord. 2013-06, Amended, 09/17/2013)

**SECTION 9.** Chapter 2-13, *Tourism Commission*, is amended as follows:

**2-13-001-0001 CREATION OF THE COMMISSION:**

There is hereby established a City Tourism Commission. There shall be ~~nine (9)~~ **SEVEN (7)** voting members of said Commission who shall meet as hereinafter provided to consider and recommend programs for the expenditure of the portion of the Bed, Board and Booze Tax as designated by Ordinance No. 1532.

(Ord. No. 1579, Enacted, 08/02/88; Ord. 2001-27, Amended, 11/20/2001)

**2-13-001-0002 COMPOSITION AND TERM OF OFFICE:**

The composition of the membership shall consist of:

- A. ~~A Councilmember designated by the City Council to serve, as a non-voting ex-officio member, during the Councilmember's term of office. (Ord. 1674, 9-18-90)~~
- B.A. ~~Five (5)~~ **FOUR (4)** members to be appointed by the City Council. Each member shall be from the hospitality industry and serve for three (3) years, on a staggered term basis.
- C.B. ~~Four (4)~~ **THREE (3)** additional members to be appointed by the City Council, to serve for three (3) years, on a staggered term basis. (Ord. 1674, 9-18-90)
- D.C. The City Manager or the Manager's designee shall be an ex-officio member of the Commission. The member shall have no voting privileges.

The City Manager shall be responsible for staff support of the Tourism Commission.

The Council shall fill vacancies for the unexpired term of any of the members of the Commission.

A member's term in office shall commence with the first regular Commission meeting following the appointment and terminate with the regular Commission meeting at which the successor takes office. No voting member of the Commission may be appointed to more than two (2) consecutive full terms. ~~Said requirement shall not apply to the Councilmember representative.~~

(Ord. No. 1579, Enacted, 08/02/88); (Ord. No. 1674, Amended, 09/18/90; Ord. 2001-27, Amended, 11/20/2001); Ord. No. 2006-09, Amended 04/10/2006)

**2-13-001-0005 MEETINGS:**

A. The Commission shall hold at least one regular meeting per month, which shall at all times be open to the public. The time and place of said meeting shall be posted in accordance with the applicable Arizona State Statutes.

A quorum consisting of a minimum of ~~five (5)~~ **FOUR (4)** voting members, shall be required to conduct business.

B. The Chairperson of the Commission shall meet with the Chairperson of the Economic Development Commission and the Beautification Commission at least once per month. The purpose of the meeting is for coordination of the three commissions only. The intent is not to create another commission. The meeting shall at all times be open to the public. The time and place of said meeting shall be posted in accordance with applicable Arizona State Statutes.

C. If a member is absent for three (3) meetings within a twelve month period, excused or unexcused, that member may be replaced by the City Council.

(Ord. No. 1579, Enacted, 08/02/88; Ord. 2001-27, Amended, 11/20/2001)

**SECTION 10.** Chapter 2-14, *Beautification and Public Art Commission*, is amended as follows:

**2-14-001-0001 CREATION OF COMMISSION:**

There is hereby established a City Beautification and Public Art Commission. There shall be ~~nine (9)~~ **SEVEN (7)** voting members of said Commission who shall meet as hereinafter provided to consider and recommend programs for the expenditure of the portions of the Bed, Board and Booze Tax as designated by City Code, Title 3, Chapter 6, Section 3-06-001-0004.

(Ord. No. 1580, Enacted, 08/02/88; Ord. No. 2006-15, Amended, 05/16/2006; Ord. No. 2007-07, Amended, 02/06/2007))

**2-14-001-0002 COMPOSITION AND TERM OF OFFICE:**

The composition of the membership shall consist of:

- ~~A. A Councilmember designated by the City Council to serve, as a non-voting, ex officio Council liaison, during the Councilmember's term of office. (Ord. 1674, 9-18-90); (Ord. 2006-15, 05/16/2006)~~
- B.A.** One (1) member to be from the hospitality industry, appointed by the City Council. Said member shall serve a three (3) year term.
- C.B.** ~~Two~~ **ONE (1)** voting members from the arts community, including, but not limited to artists, craftsmen, gallery owners, arts educator, art historian, art curator, art administrator.
- D.C.** One (1) voting member who is a design professional, including, but not limited to, architects, landscape architect, urban planner, or graphic designer.
- E.D.** ~~Five (5)~~ **FOUR (4)** additional members appointed by the City Council. (Ord. No. 2006-15, (05/16/2006); (Ord. No. 2007-04, Amended 02/06/07)

Each member shall serve three-year terms, on a staggered basis. A member's term in office shall commence with the first regular Commission meeting following the appointment and terminate with the regular Commission meeting at which the successor takes office. No voting member of the Commission may be appointed to more than two (2) full consecutive terms.

(Ord. No. 1580, Enacted, 08/02/88; Ord. No. 1674, Amended, 09/18/90; Ord. No. 2006-15, Amended 05/16/2006); (Ord. No. 2007-04, Amended 02/06/07)

**SECTION 11.** Chapter 2-17, *Sustainability Commission*, is amended as follows:

**2-17-001-0001 COMMISSION ESTABLISHED; ORGANIZATIONAL STRUCTURE**

**A. ESTABLISHMENT OF THE COMMISSION.**

1. There is hereby created the Sustainability Commission (the "Commission"), which shall replace the Clean and Green Committee.
2. The membership of the Commission shall consist of seven (7) members. Members of the Commission shall be appointed by the City Council and shall represent the diverse interests and views of the community. The Commission shall be a working Commission, in which each member takes an active role in accomplishing the goals and objectives of the Commission. Members shall serve a term of three (3) years with no member appointed for more than two (2) full consecutive terms.
3. The Commission shall be responsible for electing a Chair and a Vice-Chair. The Chair shall act as public spokesperson for the Commission at public functions, shall serve as an ex-officio member of all standing committees, shall appoint the chair of all standing committees upon the advice and consent of the Commission, and shall perform other duties as required. The Vice-Chair shall act in the absence of the Chair.

4. ~~The City Council may appoint a non-voting Councilmember Liaison who shall not count toward a quorum~~

(Ord. 2007-27, Amended 04/17/2007)

**SECTION 12.** Chapter 2-18, *Commission on Disability Awareness*, is amended as follows:

**2-18-001-0002 MEMBERS AND TERMS:**

The Commission shall consist of ~~nine (9)~~ **SEVEN (7)** members who shall be appointed by the City Council based upon the recommendations of the Committee/Commission. The Commission and the City Council will make every effort to recruit and appoint those individuals most directly involved and concerned with the obligations of the Americans with Disabilities Act. Commission members shall serve staggered, three-year terms.

~~A quorum shall consist of one more than half the membership of the commission.~~

~~In addition, the City Council may designate a Councilmember representative as a non-voting, ex-officio member of the Disability Awareness Commission who shall not count toward the quorum.~~

In the event a member's term expires, that member shall continue to serve until reappointed or replaced by the City Council. (Ord. 1833, 05/03/94)

(Ord. No. 1780, Enacted, 11/17/92; Ord. No. 1833, Amended, 05/03/94; Ord. No. 2007-31, Amended 07/23/2007)

**2-18-001-0003 ORGANIZATION:**

A Chairperson and other Commission officers shall be selected by a majority vote of those members present at a meeting called for that purpose for a term of one (1) year. The Commission shall meet at such times, dates and locations as determined by the members except that the Chairperson may call a special meeting with not less than twenty-four (24) hours notice. All other rules of procedure shall be established by the members so long as said rules are consistent with State law, the City Charter, the Board and Commission Members' Handbook **RULES AND OPERATIONS MANUAL**, and this Ordinance.

A Commission member who is absent from three consecutive regular meetings may have their remaining term terminated by a vote of the City Council upon recommendation of the Commission.

(Ord. 1780, 11/17/92); (Ord. No. 1780, Enacted, 11/17/92); (Ord. No. 2007-37, Amended 07/24/2007)

**SECTION 13.** Chapter 2-19, *Heritage Preservation Commission*, is amended as follows:

**2-19-001-0002 MEMBERSHIP:**

- A. The membership of the commission shall consist of seven (7) voting members. ~~In addition, the City Council may designate a Councilmember representative as a non-voting, ex-officio member of the commission.~~ Additional members may be appointed in the future, if and when additional Historic Design Review Districts beyond the first district are created, to represent those additional districts and help develop and adopt design guidelines for those districts.
1. At least two (2) members must be professionals in the areas of architecture, history, architectural history, planning, or archaeology.
  2. At least two (2) members shall be owners of locally designated historic properties or properties listed on the National Register of Historic Places.
  3. At least three (3) members shall be from the general community.
  4. Any member may satisfy more than one of the above qualifications and any "professional" category may be filled by a person who is retired from that profession.
- B. Appointed members shall have a demonstrated interest in the history of the community and be committed to represent not only their specific areas of expertise, but also the community at large.

(Ord. No. 2005-08, Amended 04/05/2005; Ord. No. 2007-07, Amended 02/06/2007; Ord. 2010-35, Amended, 11/16/2010)

**SECTION 14.** Chapter 2-20, *Open Spaces Commission*, is amended as follows:

**2-20-001-0001 CREATION OF THE COMMISSION:**

There is hereby created an advisory body to be called the "Open Spaces Commission" ("Commission") consisting of the following ~~nine~~ **SEVEN** regular members all of whom shall be appointed by the City Council, except for designees from the Planning and Zoning Commission and the Parks and Recreation Commission: four members from the natural and cultural sciences; one member from the Planning and Zoning Commission; ~~one member from the Parks and Recreation Commission~~; one member who markets real estate or is a representative from real estate development; and ~~two~~ **ONE** public at-large members. All Commission members shall be voting members. ~~In addition, the City Council may designate a Councilmember representative as a non-voting, ex-officio member of the Commission.~~ A chairperson shall be selected by a majority vote of those members at a meeting called for that purpose.

**SECTION 15.** Chapter 2-22, *Flagstaff Community Land Trust Commission*, is hereby repealed.

**SECTION 16.** Chapter 2-23, *Flagstaff Area Regional Plan Citizens' Advisory Committee*, is hereby repealed.

**SECTION 17.** Repeal of Conflicting Ordinances.

All ordinances and parts of ordinances in conflict with the provisions of this ordinance or any part of the code adopted herein by reference are hereby repealed.

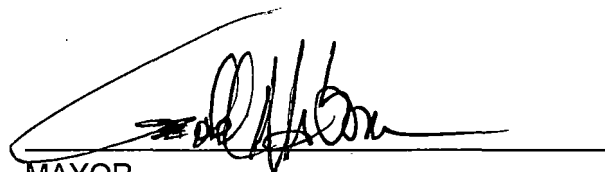
**SECTION 18.** Severability.

If any section, subsection, sentence, clause, phrase or portion of this ordinance or any part of the code adopted herein by reference is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

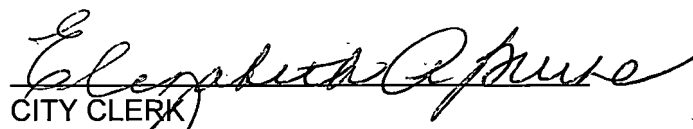
**SECTION 19.** Effective Date.

This ordinance shall become effective thirty (30) days following adoption by the City Council.

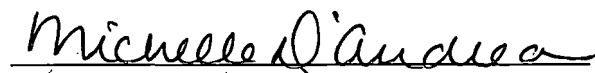
PASSED AND ADOPTED by the City Council and approved by the Mayor of the City of Flagstaff this 18th day of November, 2014.

  
MAYOR

ATTEST:

  
CITY CLERK

APPROVED AS TO FORM:

  
CITY ATTORNEY