

## ORDINANCE 1379

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING SECTION 2.52.040 OF THE PAYETTE CITY CODE BY ADDING A NEW SECTION D WHICH SET ATTENDANCE REQUIREMENTS FOR PLANNING AND ZONING COMMISSION MEMBERS; THE AMENDMENT ALSO ALLOWS FOR REMOVAL IN THE EVENT ATTENDANCE IS LESS THAN 60%; SETTING AN EFFECTIVE DATE; ALLOWING PUBLICATION IN SUMMARY FORM; ESTABLISHING SEVERABILITY; ESTABLISHING A REPEALER.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF PAYETTE, IDAHO;

**Section 1.** Section 2.52.040 of Title 2, Chapter 2.52 of the Payette Municipal Code is repealed as follows:

### **2.52.040: COMPENSATION; SECRETARY; MEETINGS:**

- A. Members of the planning commission shall receive a monthly stipend in the amount of thirty five dollars (\$35.00). Members of the planning commission who do not attend the regular monthly meeting of the planning commission, or if a planning commission meeting is not held in any one month, will not receive a stipend for that month.
- B. The planning commission shall elect a secretary who need not be a member of the commission. Such secretary shall keep an accurate record of all proceedings of the commission and the commission shall on the first Monday of May of each year make and file with the council a report of all transactions of the commission.
- C. The commission shall hold meetings at least once each calendar month and at such other times as may be necessary. (Ord. 1290 § 1, 2008: prior code § 2-1-4)
- D. The members of the Planning & Zoning Commission shall attend regularly scheduled meetings unless excused from attendance prior to the meeting. Reasons to be excused include personal illness, family emergencies or out of town business trips. Members whose unexcused absences exceed forty percent (40%) in any given calendar year may be removed from the Planning & Zoning Commission by the Mayor with the approval of Council

**Section 2.** This ordinance may be published in summary form allowed by Idaho Code.

**Section 3.** This Ordinance shall be in full force and effect immediately upon passage and publication as required by the laws of the State of Idaho.

**Section 4.** Any ordinances or resolutions which are in conflict with this Ordinance are hereby repealed, but only insofar as the conflict exists.

**Section 5.** If any portion of this Ordinance should be found to be unconstitutional or unenforceable for any reason, the remainder of the Ordinance shall be applied to effectuate the purposes of this Ordinance.

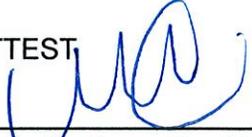
PASSED and APPROVED by the Mayor and City Council of the City of Payette, Idaho  
this 3<sup>rd</sup> day of Sept., 2013.

CITY OF PAYETTE, IDAHO

By

  
\_\_\_\_\_  
Jeffrey T. Williams, Mayor

ATTEST

  
\_\_\_\_\_  
Mary Cordova, City Clerk

SUMMARY OF ORDINANCE 1379

Ordinance 1379 is an ordinance of the City Of Payette, Idaho, adopted September 3, 2013. The ordinance may be descriptively known as the Payette Planning and Zoning Attendance Ordinance. Ordinance 1379 adds a new subsection D, to section 2.52.040 of the Payette City Code. Subsection D allows the Mayor and City Council to remove a commission member whose attendance falls below 60% in any year. The Ordinance provides a severability clause, provides for publication by summary, sets an effective date and establishes a repealer.

I, Bert L. Osborn, City Attorney for the City of Payette Idaho, certify that I am familiar with Ordinance 1379 of the City of Payette, Idaho and with the foregoing summary. The summary is true and complete and provides adequate notice to the public. The full text is on file with the Payette City Clerk and shall promptly be made available to any citizen upon request.

Dated this 4th day of September, 2013.



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Bert L. Osborn