

Building and Standards Commission

Proposed Changes to Bylaws

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2
3 **BYLAWS OF THE**
4 **Building and Standards Commission**

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7 **ARTICLE 1. NAME.**

8 The name of the board is Building and Standards Commission.
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10 **ARTICLE 2. PURPOSE AND DUTIES.**
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12 The Building and Standards Commission is established to hear cases concerning alleged
13 violations of the City's regulations and ordinances relating to the condition of and minimum standards
14 for the maintenance of existing residential and nonresidential structures, premises, property, and
15 establishments. The commission consists of two panels. Each panel of the Building and Standards
16 Commission shall have the powers and duties granted by, and shall comply with the procedures of,
17 Texas Local Government Code Chapter 54, Subchapter C (Quasi-Judicial Enforcement Of Health And
18 Safety Ordinances), Texas Local Government Code Chapter 214 (Municipal Regulation of Housing and
19 Other Structures), Subchapter A (Dangerous Structures), City Code Chapter 4-14 (Registration of Rental
20 Property), and City Code Chapter 25-12, Article 9 (International Property Maintenance Code).
21 _____. *(Insert the information directly from the City Code.)*
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23 **ARTICLE 3. MEMBERSHIP.**
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- 25 (A) The commission is composed of eleven members appointed by the city council. The fire marshal
26 and the health authority are ex officio members of each panel of the commission. An ex officio
27 member may designate a representative to attend a hearing.
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- 29 (B) A member serves at the pleasure of the city council. The city council may remove a commission
30 member for a cause on a written charge. Before a decision regarding removal is made, the city
31 council must hold a public hearing on the matter if requested by the commission member subject to
32 the removal action.
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- 34 (C) Board members serve for a term of ~~four~~two years beginning March 1st on the year of appointment.
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- 36 (D) An individual board member may not act in an official capacity except through the action of the
37 board.
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- 39 (E) A board member who is absent for three consecutive regular meetings or one-third of all regular
40 meetings in a “rolling” twelve month timeframe automatically vacates the member’s position
41 subject to the holdover provisions in Section 2-1-27 of the City Code. This does not apply to an
42 absence due to illness or injury of the board member, an illness or injury of a board member’s
43 immediate family member, active military service, or the birth or adoption of the board member’s
44 child for 90 days after the event. The board member must notify the staff liaison of the reason for
45 the absence not later than the date of the next regular meeting of the board. Failure to notify the
46 liaison before the next regular meeting of the board will result in an unexcused absence.
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- 1 (F) At each meeting, each board member shall sign an attendance sheet which indicates that the member
2 does not have a conflict of interest with any item on that agenda, or identifies each agenda item on
3 which the member has a conflict of interest. Failure to sign the sheet results in the member being
4 counted as absent and his/her votes are not counted.
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6 (G) A member who seeks to resign from the board shall submit a written resignation to the chair of the
7 board, the staff liaison, or the city clerk's office. If possible, the resignation should allow for a
8 thirty day notice so the city council can appoint a replacement.
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10 **ARTICLE 4. OFFICERS.**

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12 (A) The officers of the board shall consist of a chair and a vice-chair.
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14 (B) Officers shall be elected annually by a majority vote of the board at the first regular meeting after
15 April 1st. In the event a current officer becomes ineligible to serve as an officer, the board may hold
16 an emergency election as needed.
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18 (C) The term of office shall be one year, beginning May 1st and ending April 30th. An officer may
19 continue to serve until a successor is elected. A person may not serve as an officer in a designated
20 position of a board for more than four consecutive one-year terms. A person who has served as an
21 officer in a designated position of a board for four consecutive terms is not eligible for re-election
22 to that designated office until the expiration of two years after the last date of the person's service in
23 that office. The board may override the term limit provision for an officer by an affirmative vote of
24 two-thirds of the authorized board members.
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26 (D) A member may not hold more than one office at a time.
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28 **ARTICLE 5. DUTIES OF OFFICERS.**

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31 (A) The chair shall preside at board meetings, appoint all committees, represent the board at ceremonial
32 functions and approve each final meeting agenda.
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34 (B) In the absence of the chair, the vice-chair shall perform all duties of the chair.
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36 **ARTICLE 6. AGENDAS.**

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39 (A) Two or more board members may place an item on the agenda by oral or written request to the staff
40 liaison at least five days before the meeting. After first consulting with and receiving input from
41 the staff liaison, the chair shall approve each final meeting agenda.
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43 (B) The board liaison shall submit the meeting agenda through the online agenda posting system for
44 each meeting not less than 72 hours before the meeting.
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46 (C) Posting of the agenda must comply with Texas Government Code Chapter 551 (Texas Open
47 Meetings Act).
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ARTICLE 7. MEETINGS.

- (A) The board meetings shall comply with Texas Government Code Chapter 551 (Texas Open Meetings Act).
- (B) Board meetings shall be governed by Robert's Rules of Order.
- (C) The board may not conduct a closed meeting without the approval of the city attorney.
- (D) The board shall meet ~~(select one of the following: monthly, quarterly, or when the board is legally required to meet in order to comply with a legal deadline.)~~ In November of each year, the board shall adopt a schedule of the meetings for the upcoming year, including makeup meeting dates for the holidays and cancelled meetings.
- (E) The chair may call a special meeting, and the chair shall call a special meeting if requested by three or more members. The call shall state the purpose of the meeting. A board may not call a meeting in addition to its regular scheduled meetings as identified in its adopted meeting schedule, more often than once a quarter, unless the meeting is required to comply with a statutory deadline or a deadline established by Council.
- (F) Six members constitute a quorum.
- (G) If a quorum for a meeting does not convene within one-half hour of the posted time for the meeting, then the meeting may not be held.
- (H) To be effective, a board action must be adopted by an affirmative vote of the number of members necessary to provide a quorum.
- (I) The chair has the same voting privilege as any other member.
- (J) The board shall allow citizens to address the board on agenda items and during a period of time set aside for citizen communications. The chair may limit a speaker to three minutes.
- (K) The staff liaison shall prepare the board minutes. The minutes of each board meeting must include the vote of each member on each item before the board and indicate whether a member is absent or failed to vote on an item.
- (L) The city clerk shall retain agendas, approved minutes, internal review reports and bylaws. The Code Compliance Department shall retain all other board documents. The documents are public records under Texas Local Government Code Chapter 552 (Texas Public Information Act).
- (M) The chair shall adjourn a meeting not later than 10 p.m., unless the board votes to continue the meeting.
- (N) Each person and board member attending a board meeting should observe decorum pursuant to Section 2-1-48 of the City Code.

(O) A member of the public may not address a board at a meeting on an item posted as a briefing.

ARTICLE 8. COMMITTEES/WORKING GROUPS.

COMMITTEES

(A) The Building and Standards Commission shall have the following committees: *(Name and describe the duties of each Committee.*

If the board does not have any committees, use the following language):

(A) The Building and Standards Commission will have no committees.

(B) Each committee must be established by an affirmative vote of the board. A committee cannot meet until its creation is approved by the Council Audit and Finance Committee. Each committee shall consist of at least three board members appointed by the chair. A staff member shall be assigned to each committee by the director of the Code Compliance Department.

(C) The board chair shall appoint a board member as the committee chair, with the member's consent.

(D) A majority of the total number of appointed committee members constitutes a quorum.

(E) Each committee shall meet on a regularly scheduled basis at least quarterly.

(F) Each committee shall make an annual report to the board at the January board meeting.

(G) Committee meetings must be posted in accordance with Texas Government Code Chapter 551 (Texas Open Meetings Act).

(H) At each committee meeting, a committee member shall sign in on a sheet provided and shall indicate that the member has no conflict of interest with any item on the committee meeting agenda, or identify each agenda item on which the member has a conflict of interest.

WORKING GROUPS

(A) The board can determine the size of a working group but the number of board members serving on the working group must be less than a quorum of the board.

(B) A working group may designate a chair, with the member's consent, but is not required to do so.

(C) Quorum requirements do not apply to working groups.

(D) Staff support will not be provided for working groups.

(E) Working groups are not required to post their meetings in accordance with the Texas Government Code Chapter 551 (Texas Open Meetings Act).

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ARTICLE 9. PARLIAMENTARY AUTHORITY.

The rules contained in the current edition of Robert's Rules of Order shall govern the board in all cases to which they are applicable, except when inconsistent with these bylaws or with special rules of procedure which the board or city council may adopt.

ARTICLE 10. AMENDMENT OF BYLAWS.

A bylaw amendment is not effective unless approved by the Council Audit and Finance Committee.

The bylaws were approved by the Building and Standards Commission at their meeting held on _____ *(insert – month date, year)*.

(Signature of Executive or Staff Liaison)

(Insert – Title -- Executive or Staff Liaison)