

ORDINANCE NO. 2562

INTRODUCED BY: CHACON, DOUGLAS, DOUGLAS, DUKES, FORD, KIM, MADERA,
NOBLE, TETER

AN ORDINANCE AMENDING COMMERCE CITY REVISED MUNICIPAL CODE (CCRMC) SECTION 2-2001 TO DECREASE THE NUMBER OF REGULAR CITY COUNCIL MEETINGS FROM THREE TO TWO A MONTH AND INCREASE THE NUMBER OF STUDY SESSIONS FROM ONE TO TWO A MONTH

WHEREAS, pursuant to the Charter of the City of Commerce City (“Charter”), the City Council of the City of Commerce City (“City”) has all legislative powers and functions of municipal government as reserved to it by the Colorado Constitution and the laws of the state of Colorado;

WHEREAS, Section 4.21 of the Charter requires that the City Council shall provide, by ordinance, the time, place, and number of regular council meetings each month;

WHEREAS, Section 2-2001 of the Commerce City Revised Municipal Code (the “Code”) describes the times, place, and number of regular meetings of the City Council;

WHEREAS, Section 4.24 of the Charter provides that “no formal or legally binding action by the council for the city shall be taken at any such [. . .] study sessions”;

WHEREAS, by Ordinance 2539, City Council explicitly permitted meetings to occur by electronic means and provided that regular meetings will occur on the first, second, and third Mondays of each month, while study sessions would occur on the fourth Mondays of every month;

WHEREAS, City Council desires to decrease the number of regular meetings to two every month to allow an additional study session in order for City Council to have more opportunities for discussion on topics, programs, and proposed legislation before being brought forward at a regular meeting for official action, but retain the ability to change by motion the time, location or cancel any regular meeting or study session as necessary.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COMMERCE CITY, COLORADO, AS FOLLOWS:

SECTION 1. Findings. The recitals to this ordinance are incorporated as findings of the City Council. This ordinance is found to be supported and authorized by law and in the best interests of and necessary for the protection of the health, safety, and welfare of the public.

SECTION 2. Amendments. Section 2-2001 of the CCRMC is hereby amended as set forth in Exhibit A.

SECTION 3. Repealer. All ordinances or portions thereof inconsistent or conflicting with this ordinance or any portion hereof, are hereby repealed to the extent of such inconsistency.

SECTION 4. Effective Date. This ordinance shall be effective immediately upon passage.

INTRODUCED, PASSED ON FIRST READING AND PUBLIC NOTICE ORDERED THIS 8TH DAY OF JANUARY 2024.

PASSED ON SECOND AND FINAL READING AND PUBLIC NOTICE ORDERED THIS 5TH DAY OF FEBRUARY 2024.

CITY OF COMMERCE CITY, COLORADO

Steven J. Douglas, Mayor

ATTEST

Dylan A. Gibson, City Clerk

EXHIBIT A TO ORDINANCE 2523

*****BEGIN*****

Sec. 2-2001. Regular meetings and study sessions.

- (a) Regular meetings of the city council shall commence at 6:00 p.m. on the first and third Mondays of each month and study sessions of the city council shall commence at 6:00 p.m. on the second and fourth Monday of each month in one or more of the following places as identified in the notice posted on the city's website: (a) the civic center located at 7887 E. 60th Avenue, Commerce City, Colorado, or (b) by electronic means.
- (b) By motion, the city council may change the time of, the location of, or cancel any regular meeting or study session of the city council.
- (c) As used in this section, "electronic means" includes a telephone, video, or web-based conferencing service used by the City that:
 - (1) Allows all councilmembers, the city manager, city clerk, city attorney and city staff to adequately hear and communicate with each other;
 - (2) Allows the public to hear and view, if the meeting is visible and the person has adequate technological connection, the meeting, public statements by councilmembers and staff, city council votes, and materials presented to councilmembers; and
 - (3) Allows for public comment in accordance with applicable council policies.

*****END*****

EXHIBIT B

(Blue underlined text indicates additions and red strikethrough indicates deletions)

BEGIN

Sec. 2-2001. Regular meetings and study sessions.

- (a) Regular meetings of the city council shall commence at 6:00 p.m. on the first, ~~second~~, and third Mondays of each month and study sessions of the city council shall commence at 6:00 p.m. on the second and fourth Monday of each month in one or more of the following places as identified in the notice posted on the city's website: (a) the civic center located at 7887 E. 60th Avenue, Commerce City, Colorado, or (b) by electronic means.
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 - (3) Allows for public comment in accordance with applicable council policies.

END