

ORDINANCE NO. 2622

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

AN ORDINANCE AMENDING THE COMMERCE CITY REVISED MUNICIPAL CODE CHAPTER 2, ARTICLE III ESTABLISHING THE METROPOLITAN DISTRICT ADVISORY COMMISSION

WHEREAS, the City Council has identified the need to undertake efforts to monitor metropolitan district activity in Commerce City;

WHEREAS, the City recognizes the need to ensure accountability of metropolitan districts in the City;

WHEREAS, pursuant to Section 11.1 of the City Charter, the City Council is authorized to create advisory commissions and appoint members to such commissions as set forth in the Charter, the Commerce City Revised Municipal Code, and the City of Commerce City Council Policies.

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 necessary for the preservation of the public health, safety, and welfare and in the public interest.

**SECTION 2. Commission Established.** An advisory commission to be known as the Metropolitan District Advisory Commission (“MDAC”) is hereby established pursuant to Section 11.1 of the City Charter.

**SECTION 3. Functions.** MDAC shall oversee and review metropolitan district activity and report annually to the City Council any findings. MDAC will work with City staff to engage outside professionals to perform audits of all metro districts within City limits.

**SECTION 4. Membership.** The MDAC shall be comprised of nine (9) members consisting of two (2) members per ward and one (1) at-large member to the extent practicable.

**SECTION 5. Appointment & Terms.** Members shall be appointed and vacancies shall be filled by the City Council in accordance with the Charter and criteria established by applicable Council Policies, as amended from time to time. The term of each appointed member shall be three (3) years, except that of the members first appointed, one (1) member from each Ward shall be appointed for a (2) year term and the other member from each Ward shall be appointed for a three (3) year term. Members shall serve no more than two (2) consecutive terms or until a successor has been appointed.

**SECTION 6. Meetings.** MDAC shall meet as necessary to perform its duties. Notice of any meeting of the commission, and the agenda for such meeting, shall be posted on the city's website.

**SECTION 7. Quorum.** A majority of members of the commission in office at the time shall be a quorum.

**SECTION 8. Funding.** Professional service fees shall be funded through the annual oversight fee that is charged to all metropolitan districts pursuant to the Commerce City Revised Municipal Code. Any outside professional services agreement necessary for the MDAC to complete its functions shall be entered between the City and the outside professional.

**SECTION 9. Applicability of Charter and Council Policies.** The Committee and its membership and appointments shall be subject to the requirements of the City Charter, as amended, the Commerce City Revised Municipal Code, as amended, and applicable Council Policies, as amended.

**SECTION 10. Repealer.** All other ordinances or portions thereof inconsistent or conflicting with this ordinance or any portion hereof are hereby repealed to the extent of such inconsistency.

**SECTION 11. Effective Date.** This ordinance shall be effective immediately upon passage on second and final reading.

INTRODUCED, PASSED ON FIRST READING AND PUBLIC NOTICE ORDERED THIS 25TH DAY OF NOVEMBER, 2024.

PASSED ON SECOND AND FINAL READING AND PUBLIC NOTICE ORDERED THIS 16TH DAY OF DECEMBER, 2024.

CITY OF COMMERCE CITY, COLORADO

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Steve J. Douglas, Mayor

ATTEST

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Dylan A. Gibson, City Clerk

## EXHIBIT A

\*\*\*BEGIN\*\*\*

**Sec. 2-3009.** Metropolitan District Advisory Commission.

(a) *Powers.* MDAC shall oversee and review metropolitan district activity and report annually to the City Council any findings. MDAC will work with City staff to engage outside professionals to perform audits of all metro districts within City limits.

(b) *Composition and qualifications.* The MDAC shall be comprised of nine (9) members consisting of two (2) members per ward and one (1) at-large member to the extent practicable.

(c) *Terms of office.* Members shall be appointed and vacancies shall be filled by the City Council in accordance with the Charter and criteria established by applicable Council Policies, as amended from time to time. The term of each appointed member shall be three (3) years, except that of the members first appointed, one (1) member from each Ward shall be appointed for a (2) year term and the other member from each Ward shall be appointed for a three (3) year term. Members shall serve no more than two (2) consecutive terms or until a successor has been appointed.

(d) *Meetings.* MDAC shall meet as necessary to perform its duties. Notice of any meeting of the commission, and the agenda for such meeting, shall be posted on the city's website.

(e) *Quorum.* A majority of members of the commission in office at the time shall be a quorum.

\*\*\*END\*\*\*

## EXHIBIT B

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

\*\*\*BEGIN\*\*\*

### Sec. 2-3009. Metropolitan District Advisory Commission.

(a) Powers. MDAC shall oversee and review metropolitan district activity and report annually to the City Council any findings. MDAC will work with City staff to engage outside professionals to perform audits of all metro districts within City limits.

(b) Composition and qualifications. The MDAC shall be comprised of nine (9) members consisting of two (2) members per ward and one (1) at-large member to the extent practicable.

(c) Terms of office. Members shall be appointed and vacancies shall be filled by the City Council in accordance with the Charter and criteria established by applicable Council Policies, as amended from time to time. The term of each appointed member shall be three (3) years, except that of the members first appointed, one (1) member from each Ward shall be appointed for a (2) year term and the other member from each Ward shall be appointed for a three (3) year term. Members shall serve no more than two (2) consecutive terms or until a successor has been appointed.

(d) Meetings. MDAC shall meet as necessary to perform its duties. Notice of any meeting of the commission, and the agenda for such meeting, shall be posted on the city's website.

(e) Quorum. A majority of members of the commission in office at the time shall be a quorum.

\*\*\*END\*\*\*