



Agenda Submittal

Agenda #: **Status:** ALUC-Regular-CS
Type: ALUC-Document **Department:** Airport Land Use Commission
File #: AC 21-021 **Contact:** Jim Leland, 707-784-6765
Agenda date: 7/8/2021 **Final action:**
Title: ALUC-21-09 Amendment to the ALUC Bylaws

Conduct a Public Hearing to consider an amendment to Section 5 of the Airport Land Use Commission's Bylaws adding a "Commissioner's Comments" heading to agendas for Commission Meetings

Governing body: Airport Land Use Commission

District:

Attachments: 1. A - DRAFT Bylaws

Date	Ver.	Action By	Action	Result
7/8/2021	1	Airport Land Use Commission		

RECOMMENDATION:

It is recommended that the Airport Land Use Commission adopt the revisions to the Order of Business (5.10) for Commission meetings as depicted in Attachment A.

DISCUSSION

Section 5 of the Bylaws for the Airport Land Use Commission set forth rules and procedures for Commission Meetings. The Commission's Procedures Committee has recommended the addition of an agenda item for "Commissioner's Comments" to be placed on agendas for Commission Meetings. The agenda item will appear just above "Adjournment".

Staff has provided a draft of the proposed change to the Commission as required by the noticing requirements within the Bylaws and is recommending that the Airport Land Use Commission adopt the proposed change.

SOLANO COUNTY AIRPORT LAND USE COMMISSION BYLAWS

(Adopted by the Solano County Airport Land Use Commission on May 12, 2011.)

SECTION 1. NAME. The name of this organization is the Solano County Airport Land Use Commission ("Commission").

SECTION 2. AUTHORITY. These Bylaws are adopted pursuant to the authority provided by the State Aeronautics Act, California Public Utilities Code, section 21674, subdivision (f). Together with the *Solano County Airport Land Use Compatibility Review Procedures*, as currently in effect and as may be amended from time to time, these Bylaws constitute rules and regulations for the carrying out of the Commission's responsibilities.

SECTION 3. ELECTION AND TERMS OF OFFICERS.

3.01 Organizational Meeting. At the regular meeting of the Commission in May of each year, or if no regular meeting is held in May the first regular meeting of the Commission thereafter, the Commission shall hold an organizational meeting, at which time the Commission shall elect a Chair and a Vice-Chair who shall serve until their successors are elected the following May or thereafter.

3.02. Conduct of Elections. Elections shall be by nomination and roll-call vote. The member receiving the highest number of votes shall be declared elected.

SECTION 4. DUTIES OF OFFICERS AND STAFF.

4.01. Chair. The Chair shall preside at all meetings of the Commission and perform all other duties necessary or incidental to the office.

4.02. Vice-Chair. In the event of the absence of the Chair or his/her inability to act, the Vice-Chair shall take the place and perform the duties of the Chair.

4.03. Presiding Officer. The Chair, or in his or her absence, the Vice-Chair, shall call the Commission to order and act as presiding officer. In the absence of the Chair and Vice-Chair, the senior member of the Commission then present shall call the Commission to order, and act as temporary presiding officer.

4.04. Clerk. The Clerk of the Commission shall be the Director of the Solano County Department of Resource Management. The Clerk shall discharge the functions of commission secretary and administrative officer, shall furnish professional and technical advice and support, and shall assist the Commission in the discharge of its duties and responsibilities. The Clerk shall certify each official document and resolution of the Commission, maintain records of operation, and perform such other duties as the Commission assigns. The Clerk shall call the roll, keep minutes of each meeting and shall record the official actions taken. The Clerk may designate or deputize members of his/her staff to perform these functions.

SECTION 5. MEETINGS OF THE COMMISSION.

5.01. Regular Meetings. The Commission shall hold regular meetings on the second Thursday of each month at 7:00 p.m. in the first-floor Multi-Purpose Room or the first-floor Board of Supervisors' Chambers of the Solano County Administrative Center, 675 Texas Street, Fairfield, California, or at such other date(s) and time(s) as designated by the Chair and affirmed by the majority vote of the Commission.

5.02. Change of Meeting Place. Upon order of the Commission, adopted at least five (5) days in advance, the place of the next succeeding regular meeting may be changed to another location within Solano County, provided that the changed location is stated in the agenda or meeting notice.

5.03. Cancellation of Meetings. The Clerk with concurrence of the Chair may cancel a regularly scheduled meeting if it is determined that there is insufficient business or other reason to not meet. A copy of the order or notice of cancellation shall be posted at least 24 hours before the regularly scheduled hearing date at the Solano County Administrative Center, conspicuous to the public.

5.04. Special Meetings. Special meetings may be called by the Chair or at the request of a majority of the Commission members, with notice posted at least 24 hours prior to the special meeting and conforming to other applicable requirements.

5.05. Closed Meetings. All meetings shall be open meetings, except such closed meetings that the law permits.

5.06. Adjournment of Meetings. The Commission may adjourn (i.e., continue) any meeting to any later date, time and place when necessary for the transaction of business. Any adjourned regular meeting is part of a regular meeting.

5.07. Scheduling Agenda Items. During preparation of the agenda, the scheduling of items on the agenda shall be the responsibility of the Clerk after consultation with the Chair and, if necessary, the Commission.

The Chair, or by majority vote the Commission, may direct an item to be scheduled, or change the order of agenda items.

5.08. Quorum. A quorum for conducting business shall be a majority of the members then appointed. The late arrival time of any commissioner shall be entered into the minutes in order to document which part of the proceedings were missed.

5.09. Absenteeism. Members unable to attend a meeting should notify the Clerk in advance of the meeting, so that a determination can be made if a quorum can be established at the planned meeting. In the event that a member is absent from three (3) consecutive regular monthly meetings, the Clerk will notify that member's appointing authority.

5.10. Order of Business. At regular meetings, the order of business shall be as follows:

- a. Opening of the Meeting ("Call to Order");
- b. Pledge of Allegiance;
- c. Roll Call;
- d. Approval of Agenda;
- e. Approval of Minutes;
- f. Reports of Committees
- g. Comments From the Public (regarding any matter that is within the jurisdiction of the Commission but is not an item on the agenda);
- h. Old Business;
- i. New Business;
- j. **Commissioner Comments**
- k. Adjournment

The above Order of Business may be suspended or varied at any time upon order of the presiding officer.

5.11. Brown Act. The Ralph M. Brown Act (Government Code, § 54950 et seq.) applies to the Commission, as and to the extent provided by law.

SECTION 6. COMMISSION PROCEDURES.

6.01. Action by Motion. Action of the Commission shall be initiated by motion. Any action of the Commission may be proposed by motion of any member.

6.02. Second Required. If seconded by any member, a motion shall be on the floor for consideration. In the absence of a second, the motion fails.

6.03. Official Action. Except as provided by general law, every official action taken by the Commission shall be by motion or resolution adopted by the affirmative and recorded vote of a majority of the full membership of the Commission. On all official actions where a vote is taken, the Clerk shall take the vote by roll call, in order of seniority, with the Chair voting last, or in such other order that may be prescribed by the Commission. Any motion on which the vote is tied is deemed to have failed.

The vote of a member who has abstained for any reason shall not be counted as an affirmative vote. However, if the member is legally entitled to vote and has not recused himself or herself from consideration of the matter, the member shall be deemed present for the purpose of determining if there is a quorum of the Commission to consider the matter.

Voting by proxy shall not be allowed. However, if the County Board of Supervisors and the selection committee of mayors of the County determine in the future to appoint alternate members (i.e., proxies) in addition to Commission members, any appointed alternate may vote in person at meetings when properly substituting for the Commission member.

6.04. Procedure in Absence of Rule. In the absence of a rule to govern a point of procedure, "Robert's Rules of Order, Newly Revised" shall be used to decide a point of procedure.

6.05. Overruling the Chair. A decision of the Chair with respect to the interpretation, applicability or enforcement of these Bylaws may be overruled by a majority vote of the members of the Commission.

SECTION 7. COMMITTEES.

7.01. Committees. When desirable, standing or ad hoc committees may be established when necessary for technical or advisory purposes or the conduct of the Commission's business. Committees may be composed of Commission members, staff members, and members of the public. The Ralph M. Brown Act applies to certain standing committees, pursuant to Government Code, section 54952(b).

7.02. Appointment. The Chair shall appoint all standing and ad hoc committee members, and a chair of such committees.

7.03. Tenure of Standing Committees. Members of standing committees shall serve in that capacity for one (1) year and shall serve thereafter until their successors are appointed.

7.04. Ad Hoc Committees. Ad hoc committees shall be discharged at the conclusion of their assignment.

SECTION 8. POLICIES.

8.01. General Law Provisions. It shall be the policy of the Commission to comply with all applicable provisions of Federal, State, and local laws, ordinances, rules, and regulations.

8.02. Conflict of Interest. A Commission member shall be considered temporarily disqualified from participating in the review or adoption of a proposal before the Commission if the Member has a disqualifying conflict of interest under applicable law.

SECTION 9. AMENDMENTS AND NOTICES OF AMENDMENT. These Bylaws may be amended by a 2/3 majority of the Commission at any regular or special meeting, provided that notice of the proposed amendment or amendments, including the exact text of same, shall have been delivered to each Commission member at least ten (10) days prior to the meeting date.