

**ORDINANCE NO. 20111215-053**

**AN ORDINANCE AMENDING CITY CODE CHAPTER 2-1 RELATING TO THE ROLE OF EX OFFICIO MEMBERS OF CITY BOARDS AND COMMISSIONS.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

**PART 1.** City Code Section 2-1-6 (*Quorum and Action*) is amended to add a new Subsection (D) to read:

- (D) An ex officio member of a board that is subject to the requirements of this chapter may participate at board meetings, but may not vote or bring a motion and does not count towards calculation of a quorum or any other minimum vote count required by city code or state law.

**PART 2.** Subsection (B) of City Code Section 2-1-101 (*African American Resource Advisory Commission*) is amended to read:

- (B) The city manager or designee shall serve as an [~~a non-voting~~] ex officio member of the commission.

**PART 3.** Subsection (B) of City Code Section 2-1-104 (*Asian American Resource Center Advisory Board*) is amended to read:

- (B) The city manager or designee shall serve as an [~~a non-voting~~] ex officio member of the board.

**PART 4.** Subsection (B) of City Code Section 2-1-121 (*Building and Fire Code Board of Appeals*) is amended to read:

- (B) The building official and the fire marshal shall serve as ex officio [~~non-voting~~] members of the board. The building official shall also serve as the board secretary.

**PART 5.** Subsection (C) of City Code Section 2-1-122 (*Building and Standards Commission*) is amended to read:

- (C) The fire marshal and the health authority representative are ex officio [~~non-voting~~] members of the commission. The building official shall also serve as the commission's executive secretary. An ex officio member may designate a representative to attend hearing.

**PART 6.** Subsection (A) of City Code Section 2-1-142 (*Electric Board*) is amended to read:

- (A) The Electric Board membership may include an active licensed master electrician or contractor, an active licensed journeyman electrician, and an electrical engineer. A board member may not be a City employee. The building official shall serve as the ~~[ex-officio non-voting]~~ secretary to the board.

**PART 7.** Subsection (A)(2) of City Code Section 2-1-161 (*Mechanical, Plumbing, and Solar Board*) is amended to read:

- (2) The building official shall serve as ~~[be an ex-officio non-voting]~~ board secretary.

**PART 8.** Subsection (B) of City Code Section 2-1-162 (*Mexican American Cultural Center Advisory Board*) is amended to read:

- (B) The director of the Mexican American Cultural Center and one City employee designated by the city manager shall serve as ~~[non-voting]~~ ex officio members of the board.

**PART 9.** City Code Section 2-1-165 (*Planning Commission*) is amended to read:

**§ 2-1-165 PLANNING COMMISSION.**

- (A) The Planning Commission is composed of nine members appointed to the commission by council.
- (B) The city manager, the chairperson of the zoning board of adjustment, the director of public works, and the president of the board of trustees of the Austin Independent School District shall serve as ex officio members.
- ~~(B)~~ (C) The commission is established and governed by City Charter Article X (*Planning*). The Charter provisions supersede this chapter to the extent of conflict.

**PART 10.** This ordinance takes effect on December 26, 2011.

**PASSED AND APPROVED**

December 15, 2011      §  
   §  
   § Lee Laffingwell  
   Mayor

**APPROVED:** Karen M. Kennard      **ATTEST:** Shirley A. Gentry  
   Karen M. Kennard      Shirley A. Gentry  
   City Attorney      City Clerk