

RESOLUTION NO. 06-187, SERIES 2006

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DAVIS REGARDING THE
STRUCTURE AND PURPOSE OF THE TREE COMMISSION**

WHEREAS, this resolution supercedes all previous resolutions related to the structure and purpose of the Tree Commission; and

WHEREAS, the City Council relies on Boards and Commissions to provide advice and information on subjects within the Commission's scope; and

WHEREAS, many residents of Davis possess knowledge and expertise in the areas of trees and their significance which may be beneficial to this purpose.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Davis creates a Tree Commission to achieve the following:

1. PURPOSE

The Davis Tree Commission is to act in an advisory capacity on tree related matters, including review and approval of tree removal requests.

As an advisory body of the Davis City Council, the commission is established and guided by the following documents:

- a. Davis Anti-discrimination ordinance; and
- b. Commission Handbook; and
- c. Commission Policy Guidelines

2. MEMBERSHIP

The Tree Commission shall consist of seven (7) members and one (1) alternate. All voting members of the Tree Commission, regular and alternate, shall be appointed by the City Council.

The alternate member shall not vote except upon one of the following conditions:

- a. Absence of one (1) or more of the regular members of the commission.
- b. Disqualification of a regular member of the commission because of an expressed conflict of interest.

3. TERMS OF OFFICE

Members of the commission shall serve a term of four (4) years, or until their successors are appointed. For purposes of establishing staggered terms, appointments may be for terms varying between one (1) and four (4) years as the Council may decide. No members shall serve for more than two (2) consecutive terms, except under special circumstances.

4. TERMINATION OF APPOINTMENT

The term of appointment of any member of the commission who has been absent from three (3) consecutive regular or special meetings, or who has missed more than 1/3 of the meetings in a 12-month period, without the approval of the City Council, shall automatically terminate.

Members of the Tree Commission serve at the pleasure of the Council and may be removed from office by a majority vote of the Council.

5. VACANCIES

Vacancies on the commission shall be filled for the unexpired term in the same manner in which regular appointments are otherwise made.

6. OFFICERS OF THE COMMISSION

The members of the Tree Commission annually shall select one (1) of its members as Chairperson and one (1) of its members as Vice Chairperson. No chairperson or vice chairperson shall serve more than two (2) consecutive years as chair.

- a. THE CHAIRPERSON of the commission shall call the meetings to order at the appointed time, shall appoint all committees, subject to the approval of the commission, shall have all the powers and duties of the presiding officer as described in "Rosenberg's Rules of Order: Simple Parliamentary Procedures for the 21st Century," and shall perform such other duties as may from time to time be prescribed by the commission.
- b. THE VICE CHAIRPERSON of the commission shall have all the powers and perform all the duties of the Chairperson in the case of absence or inability of the Chairperson to act. The Vice Chairperson shall perform such other duties as may from time to time be prescribed by the commission or the Chairperson.

7. MEETINGS OF THE COMMISSION

The Tree Commission shall establish a regular time and place of meeting and shall hold regular meetings. Special meetings of the commission may be called by the Chairperson, or by any four (4) or more voting members of the commission, with permission of the Council liaison or the City Council. Personal notice must be given to all members of the commission. If personal notice cannot be given, written notice must be mailed to such members at least twenty-four (24) hours prior to said meeting, unless said notice requirement is waived in writing by said member.

8. QUORUM

For the purpose of transacting business, a quorum of the Tree Commission shall consist of four (4) of the seven (7) members. An alternate member shall be counted as a full voting member for purposes of attaining a quorum.

9. FUNCTIONS OF THE COMMISSION

The Tree Commission shall have the responsibilities as provided in this section and such other duties as the Council may, from time to time, decide:

- a. Review and approve or deny tree removal requests.
- b. Hear appeals from decisions of the park and ground superintendent regarding public nuisances.
- c. Hear appeals regarding denials of tree modification permit applications.
- d. Review and make recommendations to the City Council regarding declaring a tree as a Landmark Tree.
- e. Review and make recommendation regarding requests for the removal of a Landmark Tree designation.

PASSED AND ADOPTED by the City Council of the City of Davis on this nineteenth day of September 2006, to become effective November 2, 2006 by the following vote:

AYES: Asmundson, Saylor, Souza, Greenwald

NOES: None

ABSENT: None

ABSTAIN: Heystek

/S/
Sue Greenwald
Mayor

ATTEST:

/S/
Margaret Roberts, CMC
City Clerk