

AN ORDINANCE OF THE CITY OF WILDWOOD, MISSOURI, AMENDING SECTION 440.020 OF THE CODE OF ORDINANCES OF THE CITY OF WILDWOOD BY DELETING IT IN ITS ENTIRETY; ENACTING, IN LIEU THEREOF, A NEW SECTION 440.020; AND PROVIDING FOR THE COMPOSITION OF THE HISTORIC PRESERVATION COMMISSION.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILDWOOD, MISSOURI, AS FOLLOWS:

Section One. That Section 440.020 of the Code of Ordinances of the City of Wildwood shall be and it is hereby amended by deleting said Section in its entirety, and enacting, in lieu thereof, a new Section 440.020, to read as follows:

Section 440.020 Historic Preservation Commission.

- A. *Composition Of Historic Preservation Commission.* The Historic Preservation Commission shall consist of a total of eleven (11) members, seven (7) of whom shall be residents of the City of Wildwood for a minimum of one (1) year prior to their appointment, two (2) of whom shall be members of the City Council, one of whom is a member of the Planning and Zoning Commission, and one of which shall be a member of the Architectural Review Board, with each being appointed by the Mayor with the consent of the City Council. As possible, one (1) resident member should be an experienced architect or preservation/restoration professional. Resident Commission members may be active participants in a local or regional historical society or similar local organization dedicated to historic preservation and education. Such a potential member may be offered for nomination by the Mayor, as representing the local historical society or similar organization, so long as the individual chosen meets the requirements of membership to the Commission. The organization shall provide the Mayor a written nomination request of this candidate, including an overview of qualifications. In all cases, the Mayor shall make every reasonable effort to appoint persons with a demonstrated interest and some degree of expertise relative to the history and preservation of the City of Wildwood. The members shall serve without compensation but may be reimbursed for expenses they incur while on Commission business.
1. Alternate Commission Members. Two (2) non-voting alternate resident Commission members shall be appointed by the Mayor, with the consent of City Council. These alternate members would be expected to attend Commission meetings, receive routine training, offer comments on agenda topics, and act as potential replacement(s) for a Commission member who is no longer able to serve. These alternate Commission

members shall be considered voting members only when their participation is necessary to constitute a quorum for the meeting, but may not be officers of the Commission in any circumstance.

2. Youth Members. The Mayor may appoint, with the advice and consent of the City Council, up two (2) youth members to the Historic Preservation Commission, after being recommended for such through an application. Youth members shall be at least thirteen (13) years of age at the time of appointment but no older than eighteen (18) years of age, and enrolled in the ninth through the twelfth grade in a public or private school district or homeschooled. Youth members must be residents of the City of Wildwood for a minimum of one (1) year prior to appointment. The youth members shall be appointed to serve for a term of one (1) year and may be reappointed for a total of three (3) terms. Youth members of the Historic Preservation Commission shall sit on the Historic Preservation Commission, but shall not be entitled to vote on any matter before the Historic Preservation Commission.
3. Advisor. The Commission shall be authorized to designate, from time to time, by a majority vote of the Commission, a person with exceptional knowledge, qualifications, and experience, which may include, but is not necessarily included to, a former Commissioner, to advise the Commission and serve without compensation and at the pleasure of the Commission.

B. *Terms.* The terms of office for the members of the Historic Preservation Commission shall be three (3) years, excepting therefrom:

1. The membership of the first Historic Preservation Commission and the subsequent two (2) members added within this same transition time frame. These transition members shall be appointed to serve terms of one (1) for one (1) year and one (1) for two (2) years. Alternate members shall be appointed to serve terms of three (3) years; and
2. the Council Members, who shall serve a term of one (1) year, but may be reappointed.
3. the Planning and Zoning Commission and Architectural Review Board Members, who shall serve on the Commission for a term of no more than one (1) year, but may be reappointed.

Vacancies shall be filled for the remainder of an unexpired term in the same manner as appointments. The Historic Preservation Commission shall hold at least six (6) meetings per year or as directed by the Chair. A quorum shall consist of six (6) of the voting members as set forth above in Subsection A(1) of this Section.

- C. *Meetings.* All meetings of the Historic Preservation Commission shall be open to the public, except as provided by State law. The Historic Preservation Commission shall keep minutes of its proceedings, showing the vote, indicating such fact, and shall keep records of its examinations and other official actions, all of which shall be immediately filed in the office of the City Clerk and shall be public record. Regular meetings of the Historic Preservation Commission should be scheduled monthly and held not less than six (6) times per year. No more than two (2) months should elapse between regular meetings. More frequent meetings may be scheduled by the Chair or requested by the Director of Planning, as needed to address issues or accomplish tasks and projects. Special meetings and/or tours should be scheduled, conducted, recorded, and with notice given, as if a regular meeting.

Section Two. *Savings.* Except as expressly set forth herein, nothing contained in this Ordinance shall in any manner be deemed or construed to alter, modify, supersede, supplant or otherwise nullify any other Ordinance of the City or the requirements thereof whether or not relating to or in manner connected with the subject matter hereof.

Section Three. *Severability.* If any term, condition, or provision of this Ordinance shall, to any extent, be held to be invalid or unenforceable by a court of competent jurisdiction, the remainder hereof shall be valid in all other respects and continue to be effective and each and every remaining provision hereof shall be valid and shall be enforced to the fullest extent permitted by law, it being the intent of the City Council that it would have enacted this Ordinance without the invalid or unenforceable provisions. In the event of a subsequent change in applicable law so that the provision, which had been held invalid, is no longer invalid, said provision shall thereupon return to full force and effect without further action by the City and shall thereafter be binding.

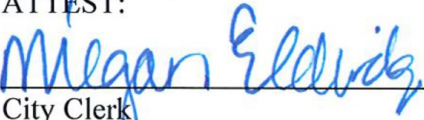
Section Four. This Ordinance shall be in full force and effect from and after its passage and approval.

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This Bill was passed and approved this 13th day of November, 2023, by the Council of the City of Wildwood after having been read by title or in full two times prior to passage.



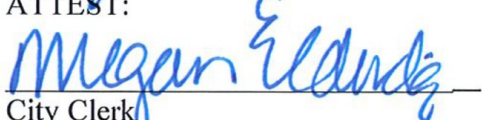
Presiding Officer

ATTEST:


City Clerk



James R. Bowlin, Mayor

ATTEST:


City Clerk