

PREPARED BY:
CITY OF LEAD
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ORDINANCE #1102-24

AN ORDINANCE MODIFYING LEAD CITY ORDINANCES TITLE III, CHAPTER 33, CITY ORGANIZATIONS, BY AMENDING CHAPTER 33.

BE IT ORDAINED by the City Commission of the City of Lead that, pursuant to SDCL 9-19, section of Lead Ordinance Title III, Chapter 33, City Organizations be amended to read as follows:

CHAPTER 33: CITY ORGANIZATIONS

Section

~~33.01 Parks and Recreation Board Code of Conduct~~

~~33.02 Planning and Zoning Board Commission~~

~~33.03 Library Board~~

~~33.04 Historic Preservation Board Commission~~

~~33.05 Requirements~~

§ 33.01 PARKS AND RECREATION BOARD. CODE OF CONDUCT

~~—(A) Under authority of SDCL § 9-38-90.1 and the special levy therefore having been approved at a municipal election on June 13, 1972, there is established a Park and Recreation Board, consisting of up to 11 members to be appointed by the Lead City Commission each to serve five-year terms.~~

~~—(B) As to the new members of the Board, one shall be appointed for five years, one for four years, one for three years and thereafter each for five years.~~

~~—(C) The members of the Board shall be appointed on January 1, and their term on the Board shall be determined from the appointment date. The Board members shall receive no compensation for their services.~~

~~—(D) The Board shall hold regular meetings at least once a month and as many special meetings as it may deem proper. Five members shall constitute a quorum for the transaction of business, but an affirmative vote of at least four members shall be necessary to authorize any action of the Board.~~

~~—(E) The organization, powers and duties of the Park and Recreation Board shall be regulated by SDCL Chapter 9-38 and acts amendatory thereto.
(Prior Code, § 2-900) (Ord. 819-90, passed 7-9-1990)~~

(A) Integrity and Honesty: Board members are expected to act with integrity and honesty in all matters relating to their position. This includes being truthful, transparent, and avoiding conflicts of interest.

(B) Accountability: Board members should be accountable for their actions and decisions, taking responsibility for the consequences of their choices.

(C) Respect: Respect for fellow board members, staff, public, and the community is paramount. This includes listening to diverse viewpoints, treating others with dignity, and fostering a positive working environment.

(D) Confidentiality: Board members must maintain the confidentiality of sensitive information discussed during board meetings and related to municipal affairs unless disclosure is legally required.

(E) Fairness and Impartiality: Decisions should be made impartially, without bias or favoritism, and in the best interests of the community.

(F) Compliance with Laws and Policies: Board members are expected to comply with all applicable laws, regulations, and municipal policies governing their conduct and decision-making.

(G) Proper Use of Authority: Board members should exercise their authority judiciously, avoiding abuse of power or influence for personal gain.

(H) Professionalism: always conduct oneself in a professional manner, both in public and private interactions, representing the municipality with dignity and respect.

(I) Continuous Improvement: Board members should strive for ongoing self-improvement, staying informed about relevant issues, and participating in relevant training and development opportunities.

(J) Avoiding Personal Gain: Board members should refrain from using their position for personal gain or engaging in activities that could create the appearance of impropriety.

(K) Promotion of Public Trust: Uphold and promote public trust in the municipal government through ethical conduct and transparency in decision-making processes.

(L) Compliance with Code: Board members are expected to familiarize themselves with this code of conduct and adhere to its principles in their duties as elected or appointed representatives of the municipality. Failure to adhere to this code of conduct could result in suspension or removal from the board the member was appointed to.

§ 33.02 PLANNING COMMISSION AND ZONING BOARD.

(A) The official name of the Planning Commission and Zoning Board shall be "Lead City Planning Commission and Zoning Board", hereafter referred to as "Commission P & Z Board".

(B) The composition of the P & Z Board City Planning Commission shall consist of up to seven members appointed by the mayor and confirmed by the Lead City Commission, and to hold office as set forth by state law.

(C) The City Planning Commission P & Z Board created under and by virtue of SDCL Chapter 11-6 shall be created, established and carry on its' functions in accordance with SDCL Chapter 11-6 and any acts amendatory thereto, and shall have all the powers, duties and responsibilities as set forth in the statutes.

(D) An appointment to the P & Z Board shall be for a 2-year term. Appointees may be renewed for another term by the mayor and confirmed by the Lead City Commission. It is the responsibility of the appointee to formally request renewal from the mayor and failure to do so will result in the loss of the appointee's position on the board when the current term ends. An appointee shall receive no compensation for their service.

(Prior Code, § 2-901) (Ord. 947-03, passed 3-17-2003)

§ 33.03 LIBRARY BOARD.

(A) There is hereby established a Library Board of Trustees, consisting of five members to be appointed by the mayor and confirmed by the Lead City Commission. Each term shall be for a 3-year period one for one year, two for two years, and two for

three years, and thereafter each for three years, or until his or her successor is appointed and confirmed. ~~They shall receive no compensation for their services.~~

(B) The organization, powers and duties of the Library Board of Trustees shall be regulated by SDCL Chapter 14-1 and acts amendatory thereto and SDCL § 9-12-15.

(C) It is the responsibility of the appointee to formally request renewal from the mayor and failure to do so will result in the loss of the appointee's position on the board when the current term ends. An appointee shall receive no compensation for their service.

(Prior Code, § 2-903)

§ 33.04 HISTORIC COMMISSION PRESERVATION BOARD.

(A) Membership will be comprised of up to seven members to be appointed by the mayor and confirmed by the Lead City Commission. ~~from a list of applicants.~~ Every effort will be made to receive applications from people who are qualified to serve because of professional activities, or because of academic or experiential qualifications. However, non-professional members, who represent a demonstrated interest, experience or knowledge in historic preservation will also be encouraged to apply and will have equal right to serve. ~~The Board members shall receive no compensation for their services.~~

(B) It is the responsibility of the appointee to formally request renewal from the mayor and failure to do so will result in the loss of the appointee's position on the board when the current term ends. An appointee shall receive no compensation for their service. Board members shall receive no compensation for their service.

(Ord. 934-01, passed 7-16-2001; Ord. 1034-15, passed 6-15-2015; Ord. 1040-15, passed 9-8-2015)

§ 33.05 REQUIREMENTS.

To be an appointed member on any of the city organizations, as defined in [Chapter 33](#), the appointee must meet one of the following requirements:

- (A) Be a resident within the city.
- (B) Own and/or operate a business within the city.
- (C) Own property in the city.
- (D) Be a person who has qualities that would benefit the city.

(Ord. 1040-15, passed 9-8-2015; Ord. 1084-22, passed 4-18-2022)

Those voting aye: Mayor Ron Everett, and Commissioners Robert Carr, Kayla Klein, Roger Thomas and Dustin Heupel.

Those voting nay: None

Motion carried.

ATTEST:

Ron Everett
City of Lead, Mayor
(Seal)

John Wainman
City of Lead, Administrator

First Reading: 06/03/2024

Second Reading: 06/17/2024

Published:

Enacted: