



PARKS & COMMUNITY SERVICES BOARD BYLAWS

These Bylaws constitute the official rules of procedure for the Parks and Community Services Board (hereinafter referred to as the Board). Where rules of procedure are not addressed in these Bylaws, the Board shall be governed by the City Council's adopted Rules (Resolution No. 8928) and/or by *Robert's Rules of Order, Newly Revised*.

ARTICLE I - Scope of Authority/Responsibility

The members of the Board accept the responsibility of the office and declare their intention to execute the duties defined under the State law and Bellevue City Code 3.62 to the best of their ability and to respect and observe the requirements established by the Bellevue City Council.

The authority of the Board is limited to those specific functions set forth in the Bellevue City Code. The purpose of the Board is advisory to the City Council.

The Board shall have no authority or responsibility relating to the following activities:

- A. The Board or its individual members shall not speak for or advocate on behalf of the City or Board, or act in a manner that may be construed as representing the City, unless specifically authorized to do so by the City Council.
- B. The Board or its individual members have no supervisory authority and shall not direct administrative operations, maintenance, or hiring of consultants and other independent contractors.
- C. The Board shall not participate in regional issues not specifically assigned to the Board by the City Council.

A member of the Board is not authorized to speak for the Board unless the Board has expressly authorized the member's communication.

An individual member is free to voice a position, oral or written, on any issue after making it clear that the member is not speaking as a representative of the City or as a member of the Board.

ARTICLE II - Membership and Organization of the Board

A. Membership.

- 1. Each person at time of nomination and continuing uninterrupted thereafter while serving on the Board shall be a resident of the City of Bellevue. If residency is broken at any point, the Council Liaison assigned to the Board shall recommend to the City Council a new Board member for appointment. (See Resolution 8928, Section 5C for full process).
- 2. Each person to be appointed shall be nominated by the Council Liaison for a specific, numbered position on the Board.

3. Appointees shall commence service after confirmation by the City Council and the effective date of the previous member's resignation or expiration of the existing term for the position, as applicable.
 4. Each confirmation motion by the Council shall include the ending date and term for the position to which the member is appointed and that information shall be entered into the Council meeting minutes and maintained in the Board's records by the Deputy City Clerk.
- B. Election of Officers. The Board shall elect a Chair and Vice-Chair, and any other officers the Board deems necessary, for a term of one year at their first regular meeting in June of each year, or as soon thereafter as feasible based on seating of newly-appointed members.
- The election process shall be in accordance with *Robert's Rules of Order Newly Revised*.
- In the event of the resignation of the Chair or Vice-Chair, the Board shall expeditiously elect a new officer to fill the vacancy for the remainder of the existing term.
- In the absence of the Chair and Vice-Chair, a Chair pro tem shall be elected informally by the members present to conduct the meeting.
- C. Committees. The Chair, with the concurrence of the Board, may appoint standing committees or special committees of the Board and assign one or more members to such committees.
- D. Quorum. At all meetings of the Board, quorum shall consist of a majority of the members.
- E. Ex officio members. The Council may approve the appointment of an ex officio member to the Board. Ex officio members are authorized to sit at the table and participate in discussions, but are non-voting members.
- F. Resignation. A member may resign by giving written notice to the City Clerk and the Chair of the Board.
- G. Removal from office. Members of the Board may be removed at any time by the Mayor, upon approval of a majority of the Council for neglect of duty, conflict of interest, unexcused absence from three consecutive regular meetings of the Board, or for any reason deemed sufficient by the majority of the Council. The decision of the Council shall be final and there shall be no appeal.
- H. Vacancies. Vacancies shall be reported immediately to the City Clerk.
- Vacancies occurring for reasons other than the expiration of a term shall be filled for the unexpired portion of the term. The appointment is made by the Mayor upon approval of a majority of the Council.
- I. Staffing. The Parks and Community Services Department Director shall assign staff support to the Board.

ARTICLE III - Duties

- A. Presiding Officer. The Chair shall be the presiding officer of the Board. In the temporary absence of the Chair, the Vice-Chair shall perform the duties and responsibilities of the Chair.
- It shall be the Presiding Officer's duty to see that the transaction of Board business is in accord with these Bylaws.

- B. Presiding Officer Duties. It shall be the duty of the Presiding Officer to:
1. Call the meeting to order.
 2. Keep the meeting to its order of business.
 3. Control the discussion in an orderly manner.
 - a. Introduce the agenda topic, provide for staff presentation and questions from the Board, and call for discussion among the Board members.
 - b. Give every Board member who wishes an opportunity to speak.
 - c. Permit audience participation at the appropriate times.
 - d. Require all speakers to speak to the question and to observe the rules of order.
 - e. Give pro and con speakers opportunities to speak to a question when practicable.
 - f. Guide the Board in providing direction to staff and making recommendations to the City Council.
 4. State each motion before it is discussed and before it is voted upon.
 5. Put motions to a vote and announce the outcome or summarize consensus direction achieved by the Board.
 6. Decide all questions of order, subject to the right of appeal to the Board by any member.

The Presiding Officer may at his or her discretion call the Vice-Chair or any member to take the Chair so the Presiding Officer may make a motion.

- C. Board Staff Duties. The Board staff, or an authorized designee, shall attend all meetings of the Board. The Board staff shall:
- a. Provide for noticing of special meetings or changed locations of meetings;
 - b. Post agendas and Board packet materials for each meeting;
 - c. Record and retain, by electronic means, each meeting for the official record;
 - d. Provide for timely preparation of summary minutes of all Board meetings;
 - e. Maintain the Board's official records;
 - f. Manage correspondence on behalf of the Board.

ARTICLE IV - Council Liaison

- A. The Mayor, with the concurrence of Council, shall appoint a Councilmember to serve as Liaison to the Board.
- B. The Council shall identify roles and responsibilities for Liaisons to the Council's appointed Boards and Commissions.

ARTICLE V - Meetings

Public notice of meetings or of hearings before the Board shall be provided as required by law. Noticing of special meetings and public hearings is provided by the Deputy City Clerk.

- A. Regular meetings. The regular meetings of the Board shall be held at 6:00 pm on the second Tuesday of each month; unless there is critical or time-sensitive work, the Board may recess for the month of August or December.

Regular or continued meetings that fall on a holiday shall be rescheduled by the Board.

- B. Special meetings. Special meetings may be held by the Board subject to notice requirements prescribed in state law. The notice for special meetings shall state the subjects to be considered, and no subjects other than those specified in the notice shall be considered.

Electronic mail shall be considered written notice to members for purposes of this rule.

- C. Meeting place. Meetings of the Board shall be held at Bellevue City Hall unless otherwise noticed.

- D. Open Public Meetings. No legal action may be taken by the Board except in a public meeting. "Action" is defined as the transaction of official business, but is not limited to receipt of public testimony, deliberations, discussions, considerations, reviews, evaluations, and final actions.

All meetings of the Board shall be open to the public; provided, the Board may hold Executive Sessions as permitted by law (RCWs 42.30.110 and 43.30.140).

Minutes will be prepared for all regular and special meetings and presented as soon as practicable for Board review and approval. Minutes will include all pertinent information, motions, decisions made, and actions and votes taken. Minutes are not required to be taken at an Executive Session (RCW 42.32.030).

- E. Public Notice. Public notice of meetings or hearings before the Board shall be provided as required by law. Notice of special meetings will be delivered in writing by mail or electronic mail at least 24 hours in advance to Board members and to the City's newspaper of record and other media publications that have filed written requests of the City to be notified. The notice will specify the time and place of the special meeting and the business to be transacted.

- F. Attendance. Attendance at regular and special meetings is expected of all Board members.

Any member anticipating absence from an official meeting should notify the Board staff in advance.

Unexcused absences from three consecutive regular meetings shall be reported to the City Council for appropriate action as prescribed by Bellevue City Code, Section 3.62.010.

- G. Remote participation. A member not able to be physically present for a meeting may participate remotely using approved teleconferencing equipment. Remote participation must be approved in advance, by majority vote of the Board, either at an earlier Board meeting or before joining a current meeting. A member may participate remotely no more than four times per calendar year, unless absent for medical reasons, and only two members may participate remotely during any one Board meeting. Such remote participation will be considered attendance at the meeting and shall be counted toward determination of a quorum.

- H. Recess. The Board may, by a majority vote or consensus, recess for a short break. The proposal to recess may set a time limit or run until the Chair calls the meeting back to order.

- I. Continuation. The continuation of a meeting shall be to a definite time and place and approved by majority vote.

- J. Adjournment. Regular meetings of the Board shall adjourn at 8:30 pm. The adjournment time may be extended to a later time certain upon approval of a motion carried by a majority of Board members.

At the conclusion of the agenda, after calling for any additional business, the Chair may declare the meeting adjourned.

ARTICLE VI - Order of Business/Agenda

- A. Preparation of meeting agendas will be the duty of the Board staff in coordination with the Chair and Vice-Chair, taking into account the input, if any, of the Board at previous meetings.
- B. Copies of the agenda will be available to all Board members at least two days prior to a regular meeting and 24 hours in advance of special meetings.
- C. The agenda will indicate whether formal action is intended to be taken by the Board on a particular matter.
- D. The order of business for each regular meeting shall be as follows:
 - 1. Call to Order and Roll Call
 - 2. Approval of the Agenda
 - 3. Approval of Minutes
 - 4. Oral Communications
 - 5. City Council Communication
 - 6. Director's Report
 - 7. Board Communication
 - 8. Chair Communication & Discussion
 - 9. Board Member Committee / Liaison Reports
 - 10. Discussion / Action Items
 - 11. New Business
 - 12. Proposed Agenda for Next Meeting
 - 13. Other Communication
 - 14. Oral Communications
 - 15. Adjournment
- E. The printed agenda of a regular meeting may be modified, supplemented or revised by a majority affirmative vote of the Board members present.
- F. A topic on the agenda may be continued to subsequent meetings when it is apparent that one meeting will not be sufficient to complete the scheduled business.
- G. The order of business does not apply to Special Meetings.

ARTICLE VII - Public Comment

- A. Timing of Communications. The Board shall not take public comment at regular meetings except for that given at a public hearing or at Oral and Written Communications. Written comments may be submitted to the Board staff in advance of the meeting.

- B. Addressing the Chair. Speakers shall address all statements to the Chair. Board members may direct questions to speakers only with the Chair's permission.
- C. Public hearings. The purpose of a public hearing is to gather information and opinions on a specific subject the Board is studying. The following rules shall be observed during any public hearing:
1. The Chair shall, at the opening of a public hearing, state the purpose of and process for the hearing and may request that staff provide an introductory staff report.
 2. Persons wishing to speak shall sign in on the sign-in sheet provided and will be called to speak in the order in which they signed.
 3. Speakers will be allowed three minutes in which to make their comments. Additional time will not be allowed unless the Chair or a majority of the Board determines to allow additional time.
 4. Speakers are encouraged to indicate support for or opposition to previous comments rather than repeating prior testimony.
 5. No specific time limitations are placed on the length of public hearings.
 6. The Board may continue a hearing to a future date or close a hearing after everyone wishing to speak has spoken.
 7. All written material provided before or during the hearing will be included in the hearing record.
 8. The Chair may allow additional time for receipt of written comments when needed.
- D. Oral Communications.
1. The time allowed for Oral Communications shall not exceed 30 minutes.
 2. Persons wishing to speak shall sign in on the sign-in sheet provided and will be called to speak in the order in which they signed.
 3. Speakers will be allowed to speak for three minutes. Additional time will not be allowed unless the Chair or a majority of the Board determines to allow additional time.
 4. Suspension of these rules will require a majority vote of the Board members present.
- E. Decorum. Persons participating in Board meetings are strongly encouraged to aid the Board in maintaining the decorum and orderly progression of the meeting agenda. Engaging in shouting, use of profanity or slurs against others, disruptive noise, or comments that are off-topic detract from the ability of the Board to conduct business. Where such conduct results in actual disruption of the meeting, the Chair may issue a verbal warning to the speaker and, if the behavior continues, have the speaker removed from the meeting room. Repeated disruption may result in the speaker being excluded from participating in public comment at one or more subsequent Board meetings. If the Chair issues an exclusion to any speaker, he or she shall inform the person of the basis for the exclusion and the term of the exclusion. The Chair shall also notify the speaker that if he or she desires to address the Board during the period of exclusion from public comment, he or she may submit written comments which will be received by the Board staff and provided to each of the Board members.
- F. Timekeeping. The Board staff shall be the timekeeper.

ARTICLE VIII - Motions

- A. No motion shall be entertained or debated until seconded and announced by the Chair. The motion shall be recorded and, if desired by any member, read by the Clerk before it is debated. With the consent of the Board, a motion may be withdrawn at any time before action is taken on the motion.
- B. Motions shall be entertained in the order of precedence outlined in *Robert's Rules of Order Newly Revised*.

ARTICLE IX - Voting

- A. Action. Action may be taken by a majority of the members present when a quorum exists.
- B. Votes on Questions. Each member present or participating remotely shall vote on all questions put to the Board except on matters in which he or she has been disqualified for a conflict of interest or under the Appearance of Fairness doctrine. Such member shall disqualify himself or herself prior to any discussion of the matter, stating the reason for the disqualification unless there is a legal impediment to disclosure. The disqualified member will then leave the meeting room.

Voting shall be accomplished by voice or through a showing of hands. Secret balloting is prohibited. Proxy votes of members not present are not valid votes. All votes shall be recorded in the Summary Minutes.

- C. Tie Vote. The passage of a motion is defeated by a tie vote, provided that the question may be brought forward again at the request of any member at the same meeting or at the next meeting when any members who were absent or disqualified at the time of the tie vote are present.
- D. Failure to Vote. Any Board member who fails to vote without a valid disqualification shall be declared to have voted in the affirmative on the question.
- E. Six-month Time Limitation. Except as otherwise provided in these Bylaws, once a matter has been voted on and the time for reconsideration has passed with no action, the matter may not be taken up again for six months unless there is a showing of a substantial change of circumstances.
- F. Decisions. The Board shall act as a body in making its decisions and in announcing them. The Chair or the Chair's designee shall serve as the spokesperson for the Board in reporting decisions.

ARTICLE X - Conflict of Interest, Appearance of Fairness, and Legal Assistance

Board members are held to high ethical standards and shall at all times comply with the provisions of Chapter 3.92 of the Bellevue City Code, as they exist now or as amended in future.

Any member of the Board who, in his or her opinion, has an interest in any matter before the Board that would tend to prejudice his or her actions shall so publicly indicate and shall step down and refrain from voting and participating in any manner on the matter in question to avoid any possible conflict of interest or violation of the appearance of fairness.

When there is doubt concerning the legality of an issue, the City Attorney (or designee) may be called upon to advise members as to the legality of the proposed action. If necessary, a hearing or deliberation may be continued until legal matters can be clarified. Care must be taken in maintaining records of the proceedings when litigation is a possibility.

ARTICLE XI - Minutes

- A. Minutes are the official record of a meeting. Electronic recordings of meetings are retained at the City for six years and then forwarded to the Digital Archives for permanent retention.

Minutes should be sufficiently detailed to provide what was done, by whom, and why, in order to provide an accurate summary of the main points of the discussion. Minutes are written to provide a readable, concise record of lengthy meetings, and as such not every speaker's comments on every topic are included.

If a Board member wishes to ensure that a particular statement is included in the minutes, he or she should indicate, "For the record, I believe...." to signal the desire to have this comment included.

- B. Draft minutes presented for approval in the meeting packet may be amended if a legally sufficient reason to do so exists.

Once approved, that page of amended minutes will subsequently show the following wording next to the spot of the amendment: "Corrected – see minutes of _____."

ARTICLE XII - Compliance with Laws

All Board members shall comply with all federal, state, and local laws and ordinances, including but not limited to Chapter 49.60 RCW (Washington's Law Against Discrimination) and 42 U.S.C. 12101 et. seq. (ADA), BCC 3.92 (Code of Ethics), RCW 42.56 (Public Records Act), RCW 42.30 (Open Public Meetings Act), BCC 2.26 (Public Records) and the Civil Rights Act of 1964 (Public Law 88-352).

ARTICLE XIII - Communications

- A. Communications with Council. The Board shall provide at least quarterly communications to the Council, either at Reports of Boards and Commissions or in written form. Reports should highlight major activities, future work plans, changes in work plans, and request any policy direction needed from Council.
- B. Communications among Board members. To avoid possible violations of the Open Public Meetings Act, Board members shall refrain from back-and-forth exchange of information, viewpoints, positions, or other dialogue via email, telephone, or in person among a quorum of the membership about the business of the Board outside of a public meeting. Communications among less than a quorum that are then relayed by a participant to other members, who together constitute a quorum, are also prohibited.

ARTICLE XIV - Records

The term “public records” applies to any paper, correspondence, completed form, bound record book, photograph, film, audio or video recording, map drawing, machine-readable material, videostream, email, text message, or social media that has been created or received by any state or local government agency during the course of public business and legislative records described in RCW 40.14.100. The following requirements apply to the Board and its individual members:

- A. Public records are the property of the City and must be managed (preserved, stored, transferred, destroyed, etc.) according to the provisions of RCW 40.14.
- B. Tools are in place to manage all emails sent to the Board’s email account (parkboard@bellevuewa.gov) according to state law.
- C. Board members are responsible for including Board staff on all Board-related communications, including forwarding any emails sent to the member in his/her individual capacity to the parkboard@bellevuewa.gov address. Any hard copy records shall also be transferred to staff for long-term maintenance.
- D. Members may be required to produce emails or documents that relate to the activities or operations of the Board in response to a public disclosure request. Members may also be required to produce their personal notes taken at Board meetings that relate to the activities and deliberations of the Board. To the extent that those notes contain information that is purely personal or material that is exempt under the Public Disclosure Act, they may not need to be provided to the requestor.
- E. As required by WAC 44-14-04003(2) and the City’s Public Records Act Rules, the City must provide the fullest assistance in response to public disclosure requests. The City’s Public Records Officer and a representative of the City Attorney’s Office will review any documents that may be exempt from disclosure and will provide the necessary explanations of any exemptions to the requestor if access to particular records is denied. Courts may award monetary penalties should the City not respond fully or promptly.
- F. Board members are advised to establish a separate, clearly-named file within their personal email account and/or on the hard drive of their personal computer to which they file all materials relating to the Board.

ARTICLE XV - Compensation and Reimbursement of Expenses

Members of the Board shall serve without compensation. Members shall be reimbursed for authorized travel or other expenses incidental to that service, which are authorized by the City Manager or City Council. Members should seek pre-authorization for any proposed expense.

ARTICLE XVI - Amendments

These Bylaws may be amended, revised, or repealed by the entire Board at any regular meeting or any special meeting, provided that notice of such changes is included on the agenda and the

vote to change takes place at the next regular meeting. Amendments will not be valid unless two-thirds of the membership of the Board vote in favor of amending the Bylaws.

ARTICLE XVII - Validity

If any part or parts of these Bylaws are found to be invalid, that part or parts will not invalidate the remainder of the Bylaws.

Approved this 8th day of May, 2018.


Chair


Director
Parks and Community Services
Department

 Board Staff