CALL TO ORDER:

Chairman Smith called the meeting to order at 7:00 p.m. Commissioner Leeming led the Pledge of Allegiance.

ROLL CALL

Members Present: Cook (arrived at 7:02 pm), Leeming, Less, McClean, Ware (arrived at 7:08 pm), Smith and Sullivan

Members Excused: None

STAFF:

City Administrator Daniel Coss, City Clerk-Treasurer Lisa Grysen and City Attorney Brian Goodenough

AUDIENCE:

Anne Seurynck

APPROVE AGENDA:

Motion by Commissioner Sullivan, seconded by Commissioner Leeming and carried by unanimous vote of the Planning Commission that **the Planning Commission's agenda for April 28, 2016 be approved as presented. MOTION CARRIED.**

APPROVAL OF MINUTES:

Motion by Commissioner Leeming, seconded by Commissioner McClean and carried by unanimous vote of the Planning Commission that **the minutes of the March 24, 2016 Regular Planning Commission Meeting be approved as presented. MOTION CARRIED.**

PUBLIC COMMENTS:

None

OLD BUSINESS:

None

NEW BUSINESS

1. Discussion of Reed v. Town of Gilbert"

   Reed v. Gilbert, Decided by U.S. Supreme Court on June 18, 2015 was a case that affects how municipalities regulate signs. Below is a summary of the case. City Attorney, Brian Goodenough was be in attendance to give the Planning Commission more details of the case and how it may impact our Zoning Ordinances.

   Brief Reed v. Gilbert Summary: Town of Gilbert sign code provisions deemed in violation of the First Amendment because it treated noncommercial speech differently based on the content of the speech:

- Subject of the case was the regulation of noncommercial signs(e.g., political signs, ideological signs, and directional signs)

- However, the Supreme Court required content neutrality for all signs without explicitly addressing previous Supreme Court rulings on commercial speech.

- Commercial Speech "proposes a commercial transaction" or "promotes intelligent market choices"

- Is protected by First Amendment, but to a lesser degree

- Noncommercial Speech about politics, religion, philosophy, etc. (essentially any noncommercial ideas)

- Receives highest degree of First Amendment protection

- Reed v. Gilbert involves noncommercial speech

Motion by Commissioner Sullivan, seconded by Commissioner Less and carried by unanimous vote of the Planning Commission **to initiate the process of amending the sign ordinance due to the recent ruling of Reed vs. the Town of Gilbert. MOTION CARRIED.**

PLANNING COMMISSION MEMBER COMMENTS:

None.

ADJOURNMENT:

Motion by Commissioner Sullivan, seconded by Commissioner Ware and carried by unanimous vote of the Planning Commission that **this meeting be adjourned at 7:52 p.m.**

Respectfully submitted,

Lisa M. Grysen,
Recording Secretary