



AGENDA REPORT

Meeting Date: May 4 , 2010
Item Number: F-7
To: Honorable Mayor & City Council
From: City Attorney
Subject: AN UNCODIFIED ORDINANCE OF THE CITY OF BEVERLY HILLS
EXTENDING THE TERMS OF THREE MEMBERS OF THE
RECREATION AND PARKS COMMISSION (JILL TAVELMAN
COLLINS, MICHAEL BLUMENFELD AND KATHLEEN ROTHNER)
Attachments: 1. Ordinance

RECOMMENDATION

It is recommended that the ordinance entitled "An Uncodified Ordinance of the City of Beverly Hills Extending the Terms of Three Members of the Recreation and Parks Commission (Jill Tavelman Collins, Michael Blumenfeld and Kathleen Rothner)" be adopted.

INTRODUCTION

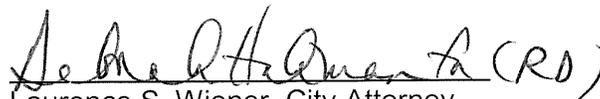
This ordinance amends the Municipal Code to extend the terms of three commissioners so that their replacements on the Commission will have sufficient time to become familiar with the Commission's work before taking up their new offices.

DISCUSSION

The City Council approved the introduction of the ordinance at the April 22, 2010 City Council meeting.

FISCAL IMPACT

There is no fiscal impact on the City.


Laurence S. Wiener, City Attorney

ORDINANCE NO. 10-O-____

AN UNCODIFIED ORDINANCE OF THE CITY OF BEVERLY HILLS EXTENDING THE TERMS OF THREE MEMBERS OF THE RECREATION AND PARKS COMMISSION (JILL TAVELMAN COLLINS, MICHAEL BLUMENFELD AND KATHLEEN ROTHNER)

THE CITY COUNCIL OF THE CITY OF BEVERLY HILLS HEREBY ORDAINS AS FOLLOWS:

Section 1. The City Council finds:

1.1 In accordance with the provisions of the Beverly Hills Municipal Code, the City Council duly appointed Jill Tavelman Collins to the Recreation and Parks Commission (“Commission”) on September 8, 2004, and Michael Blumenfeld and Kathleen Rothner to the Commission on October 22, 2004, to serve initial terms of two (2) years.

1.2 In accordance with the provisions of the Beverly Hills Municipal Code, the City Council duly reappointed Commissioners Collins, Blumenfeld and Rothner to second terms such that each would serve an additional four (4) years. Therefore, Commissioner Collins’ term expires on September 7, 2010, and Commissioners’ Blumenfeld and Rothner’s terms expire on October 21, 2010.

1.3 Pursuant to Section 2-2.105(b), Recreation and Parks Commissioners who serve two (2) successive terms are not eligible for reappointment to the Commission, and, accordingly, Commissioners Collins, Blumenfeld and Rothner may not be reappointed to serve on the Commission.

1.4 With the appointment of three (3) new Commissioners and, if Commissioners Collins, Blumenfeld and Rothner’s terms expire in 2010, the Commission would be comprised of a majority of members with relatively little experience as Recreation and Parks Commissioners. The City Council is concerned about the effect of this potential lack of

experience on the Commission, and desires to extend the terms of Commissioners Collins, Blumenfeld and Rothner and allow their appointed successors time to attend all Commission meetings prior to serving on the Commission.

1.5 The City Council duly considered this matter at a noticed public meeting and finds that it would be in the best interest of the City to extend the term of Commissioners Collins and Blumenfeld on the Commission to November 23, 2010, and the term of Commissioner Rothner to April 1, 2011.

Section 2. Notwithstanding the provisions of Section 2-2-105 of the Beverly Hills Municipal Code, the term of Commissioner Collins and the term of Commissioner Blumenfeld shall be extended to November 23, 2010.

Section 3. Notwithstanding the provisions of Section 2-2-105 of the Beverly Hills Municipal Code, the term of Commissioner Rothner shall be extended to April 1, 2011.

Section 4. To the extent necessary, this Ordinance amends the provisions of Beverly Hills Municipal Code, Title 2, Chapter 2, Article 1 to allow the City Council to extend the terms of the three Recreation and Parks Commissioners designated herein under the circumstances described in this Ordinance.

Section 5. The City Clerk shall cause this Ordinance to be published at least once in a newspaper of general circulation published and circulated in the City within fifteen (15) days after its passage, in accordance with Section 36933 of the Government Code; shall certify to the adoption of this Ordinance and shall cause this Ordinance and his certification, together with proof of publication, to be entered in the Book of Ordinances of the Council of this City.

Section 6. This Ordinance shall go into effect and be in full force and effect at 12:01 a.m. on the thirty-first (31st) day after its passage.

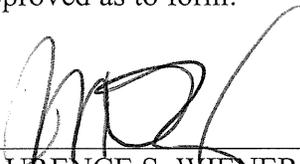
Adopted:

JIMMY DELSHAD
Mayor of the City of Beverly Hills

ATTEST:

(SEAL)
BYRON POPE
City Clerk

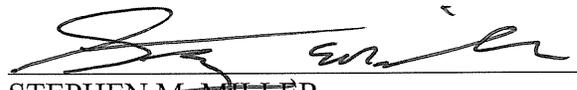
Approved as to form:



LAURENCE S. WIENER
City Attorney

Approved as to content:

JEFFREY KOLIN
City Manager



STEPHEN M. MILLER
Director of Community Services