



AGENDA REPORT

Meeting Date: August 23, 2012
Item Number: E-1
To: Honorable Mayor & City Council
From: James R. Latta, Human Services Administrator
Subject: ORDINANCE OF THE CITY OF BEVERLY HILLS AMENDING THE BEVERLY HILLS MUNICIPAL CODE TO AMEND THE NUMBER OF NONRESIDENT MEMBERS OF THE HUMAN RELATIONS COMMISSION

Attachments:

1. Ordinance
2. Ordinance No. 12-0-2618

RECOMMENDATION

It is recommended that an ordinance revising language regarding residency as it applies to serving on the Human Relations Commission be introduced (attachment 1).

INTRODUCTION

This ordinance amends Ordinance No. 12-0-2618 adopted January 24, 2012 (attachment 2) that reduced the number of members of the Traffic and Parking, Fine Art, Human Relations and Architectural commissions from seven to five members. The amended section pertains to the exception to the residency requirement for specific categories of membership on the Human Relations Commission.

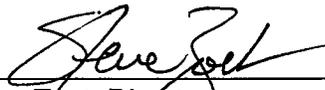
DISCUSSION

When the Human Relations Commission was a seven member body, there was a residency exception that stated that two (2) members may be nonresidents who are active in religious, educational, or social service agencies serving the Beverly Hills community. The amendment before the Council is to state that as a five member body, one (1) member, not two (2) may be a nonresident.

Meeting Date: August 23, 2012

FISCAL IMPACT

There is no fiscal impact anticipated from the adoption of this ordinance.



Steve Zoet, Director
Community Services

ATTACHMENT 1

**ORDINANCE OF THE CITY OF BEVERLY HILLS
AMENDING THE BEVERLY HILLS MUNICIPAL CODE
TO AMEND THE NUMBER OF NONRESIDENT
MEMBERS OF THE HUMAN RELATIONS COMMISSION**

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

Section 1. Human Relations Commission. The City Council hereby amends Section 2-2-1403 (“Membership”) of Article 14 (“Human Relations Commission”) of Chapter 2 (“Commissions and Committees”) of Title 2 (“Administration, Personnel, and Procedures”) of the Beverly Hills Municipal Code to read as follows:

“The human relations commission shall consist of five (5) members who shall be residents of the city, except that one (1) member may be a nonresident who is active in religious, educational, or social service agencies serving the Beverly Hills community.

The commission shall request that the Beverly Hills Unified School District and the police chief appoint a representative to attend meetings when the commission deems it appropriate.”

Section 2. Severability. If any section, subsection, subdivision, sentence, clause, phrase, or portion of this Ordinance or the application thereof to any person or place, is for any reason held to be invalid or unconstitutional by the final decision of any court of competent jurisdiction, the remainder of this Ordinance shall remain in full force and effect.

Section 3 Publication. 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 the City Clerk's certification, together with proof of publication, to be entered in the Book of Ordinances of the Council of this City.

Section 4. Effective Date. 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:
Effective:

WILLIAM M. BRIEN, M.D.
Mayor

ATTEST:

(SEAL)
BYRON POPE
City Clerk

APPROVED AS TO FORM:



LAURENCE S. WIENER
City Attorney

APPROVED AS TO CONTENT:

JEFFREY KOLIN
City Manager

ATTACHMENT 2

ORDINANCE NO. 12-O- 2618

**ORDINANCE OF THE CITY OF BEVERLY HILLS
AMENDING THE BEVERLY HILLS MUNICIPAL CODE
TO REDUCE THE TRAFFIC AND PARKING, FINE ART,
HUMAN RELATIONS AND ARCHITECTURAL
COMMISSIONS FROM SEVEN MEMBERS TO FIVE
MEMBERS.**

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

Section 1. Traffic and Parking Commission. The City Council hereby amends
Section 2-2-701 (“Establishment”) of Article 7 (“Traffic And Parking Commission”) of
Chapter 2 (“Commissions and Committees”) of Title 2 (“Administration, Personnel, and
Procedures”) of the Beverly Hills Municipal Code to read as follows:

“There is established a traffic and parking commission consisting of five (5) members.”

Section 2. Fine Art Commission. The City Council hereby amends Section 2-2-801
 (“Establishment”) of Article 8 (“Fine Art Commission”) of Chapter 2 (“Commissions and
Committees”) of Title 2 (“Administration, Personnel, and Procedures”) of the Beverly Hills
Municipal Code to read as follows:

“There is established a fine art commission consisting of five (5) members.”

Section 3. Human Relations Commission. The City Council hereby amends Section
2-2-1403 (“Membership”) of Article 14 (“Human Relations Commission”) of Chapter 2
 (“Commissions and Committees”) of Title 2 (“Administration, Personnel, and Procedures”) of
the Beverly Hills Municipal Code to read as follows:

“The human relations commission shall consist of five (5) members who shall be residents of the city, except that up to two (2) members may be nonresidents who are active in religious, educational, or social service agencies serving the Beverly Hills community.

The commission shall request that the Beverly Hills Unified School District and the police chief appoint a representative to attend meetings when the commission deems it appropriate.”

Section 4. Architectural Commission. The City Council hereby amends Section 10-3-3002 (“Architectural Commission”) of Article 30 (“Architectural Commission, Architectural Review, And Procedure”) of Chapter 3 (“Zoning”) of Title 10 (“Planning and Zoning”) of the Beverly Hills Municipal Code to read as follows:

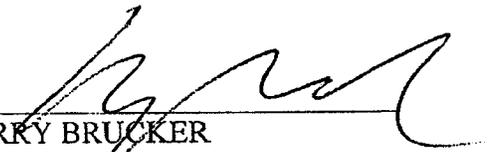
“An architectural commission is hereby established which shall consist of five (5) members who shall be appointed by the council. At least one of the members shall be appointed from each of the following disciplines: building construction, architecture, landscape architecture, and visual and graphic design, and at least three (3) members shall be laypersons. In the event no person is eligible for appointment in the designated field who is a resident of the city, the council may waive the residency requirement.”

Section 5. Severability. If any section, subsection, subdivision, sentence, clause, phrase, or portion of this Ordinance or the application thereof to any person or place, is for any reason held to be invalid or unconstitutional by the final decision of any court of competent jurisdiction, the remainder of this Ordinance shall be remain in full force and effect.

Section 6. Publication. 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 the City Clerk's certification, together with proof of publication, to be entered in the Book of Ordinances of the Council of this City.

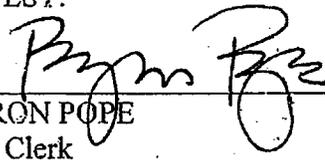
Section 7. Effective Date. This Ordinance shall go into effect and be in full force and effect at 12:01 a.m. on the thirty-first (31st) day after its passage.

Adopted: January 24, 2012
Effective: February 24, 2012



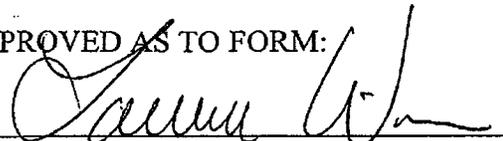
BARRY BRUCKER
Mayor of the City of Beverly Hills,
California

ATTEST:



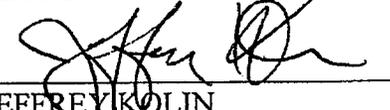
BYRON POPE (SEAL)
City Clerk

APPROVED AS TO FORM:



LAURENCE S. WIENER
City Attorney

APPROVED AS TO CONTENT:



JEFFREY KOLIN
City Manager