



AGENDA REPORT

Meeting Date: February 18, 2014
Item Number: E-5
To: Honorable Mayor & City Council
From: City Attorney
Subject: AN ORDINANCE OF THE CITY OF BEVERLY HILLS AMENDING THE BEVERLY HILLS MUNICIPAL CODE TO ALLOW COMMISSION CHAIRS TO SERVE FOR TWO COMPLETE YEARS.
Attachments: 1. Ordinance

RECOMMENDATION

Staff recommends that the City Council move to waive the full reading and adopt the ordinance entitled "AN ORDINANCE OF THE CITY OF BEVERLY HILLS AMENDING THE BEVERLY HILLS MUNICIPAL CODE TO ALLOW COMMISSION CHAIRS TO SERVE FOR TWO COMPLETE YEARS."

INTRODUCTION

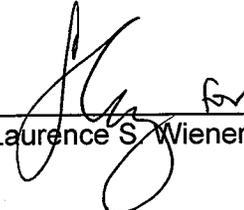
This ordinance amends the City's municipal code to clarify the rules regarding when Commissioners may serve as Chair. At the City Council meeting of February 4, 2014, an ordinance was presented, which provided that a "member shall not serve as chairperson in excess of two years; provided, however, that a member shall not serve as chair for two consecutive years." The City Council suggested that the ordinance be amended to delete the prohibition on serving as chair for two consecutive years and to add a sunset date of October 1, 2014.

DISCUSSION

At the City Council meeting of February 4, 2014, the City Council conducted a first reading of this ordinance and introduced it, as amended.

FISCAL IMPACT

None.



Laurence S. Wiener, City Attorney

Attachment 1

**ORDINANCE OF THE CITY OF BEVERLY HILLS
AMENDING THE BEVERLY HILLS MUNICIPAL CODE
TO ALLOW COMMISSION CHAIRS TO SERVE FOR
TWO COMPLETE YEARS**

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

Section 1. Commission Chair Terms. The City Council hereby amends Paragraph E of Section 2-2-107 (“Operational Procedures”) of Article 1 (“General Provisions”) of Chapter 2 (“Commissions and Committees”) of Title 2 (“Administration, Personnel, and Procedures”) of the Beverly Hills Municipal Code to read as follows:

“E. A chairperson and a vice chairperson shall be elected by the members from the membership. A member shall not serve as chairperson in excess of two years. The foregoing sentence shall no longer be effective and shall be repealed in its entirety on October 1, 2014 and replaced with the following sentence: A member shall not serve as chairperson in excess of two years; provided, however, that a member shall not serve as chair for two consecutive years.”

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 be 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.

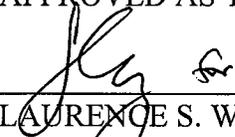
Adopted:
Effective:

JOHN A. MIRISCH
Mayor of the City of Beverly Hills,
California

ATTEST:

(SEAL)
BYRON POPE
City Clerk

APPROVED AS TO FORM:



LAURENCE S. WIENER
City Attorney

APPROVED AS TO CONTENT:

JEFFREY C. KOLIN
City Manager