



AGENDA REPORT

Meeting Date: December 1, 2015
Item Number: D-6
To: Honorable Mayor & City Council
From: David M. Snow, Interim City Attorney
Subject: AN ORDINANCE OF THE CITY OF BEVERLY HILLS
REPEALING SECTION 2-1-21 OF THE BEVERLY HILLS
MUNICIPAL CODE REGARDING COUNCIL VACANCIES
Attachments: 1. Ordinance

RECOMMENDATION

It is recommended that the City Council move to waive the full reading and adopt the ordinance entitled, "AN ORDINANCE OF THE CITY OF BEVERLY HILLS REPEALING SECTION 2-1-21 OF THE BEVERLY HILLS MUNICIPAL CODE REGARDING COUNCIL VACANCIES".

INTRODUCTION

At its meeting of November 17, 2015, the City Council conducted a first reading of this ordinance and introduced it.

DISCUSSION

This ordinance amends the municipal code to repeal the provisions regarding filling council vacancies so that the general provisions contained in the California Government Code would govern.

FISCAL IMPACT

Adoption of this ordinance will have no fiscal impact to the City.

David M. Snow, Interim City Attorney

Attachment 1

ORDINANCE NO. 15-O-____

**AN ORDINANCE OF THE CITY OF BEVERLY HILLS
REPEALING SECTION 2-1-21 OF THE BEVERLY HILLS
MUNICIPAL CODE REGARDING COUNCIL VACANCIES**

WHEREAS, Section 2-1-21 of the Beverly Hills Municipal Code requires the City Council to call a special election within 30 days after the commencement of a vacancy on the Council in order to fill the vacancy for the unexpired term of the former incumbent.

WHEREAS, the City desires to be governed by the provisions contained in Government Code Section 36512(b) which give cities the option of filling a council vacancy by either appointing a person or holding a special election within 60 days.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BEVERLY HILLS DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Section 2-1-21 (“COUNCIL VACANCIES”) of Chapter 1 (“COUNCIL”) of Title 2 (“ADMINISTRATION, PERSONNEL, AND PROCEDURES”) of the Beverly Hills Municipal Code is hereby repealed.

Section 2. 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 attest and 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 3. Effective Date. This Ordinance relates to an election and shall take effect immediately upon its adoption.

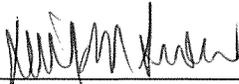
Adopted:
Effective:

JULIAN A. GOLD, M.D.
Mayor of the City of Beverly Hills, California

ATTEST:

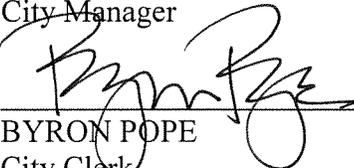
(SEAL)
BYRON POPE
City Clerk

APPROVED AS TO FORM:



DAVID M. SNOW
Interim City Attorney

APPROVED AS TO CONTENT:

MAHDI ALUZRI
City Manager


BYRON POPE
City Clerk