



AGENDA REPORT

Meeting Date: December 5, 2007
Item Number: F-4
To: Honorable Mayor & City Council
From: Laurence S. Wiener, City Attorney
Subject: ORDINANCE OF THE CITY OF BEVERLY HILLS EXTENDING THE TERMS OF THREE MEMBERS OF THE HUMAN RELATIONS COMMISSION
Attachments: Ordinance.

RECOMMENDATION

Staff recommends that the City Council adopt the ordinance.

INTRODUCTION

This ordinance extends the term of office for Human Relations Commissioner Julie Auerbach through April 2008 and Human Relations Commissioners Faye Miller and Paul Krentzman through January 2008.

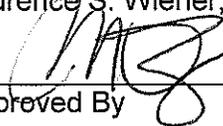
DISCUSSION

At the City Council meeting of November 20, 2007, the City Council conducted a first reading of this ordinance.

FISCAL IMPACT

There is no fiscal impact.

Laurence S. Wiener, City Attorney

Approved By 

ORDINANCE NO. 07-O-____

**ORDINANCE OF THE CITY OF BEVERLY HILLS
EXTENDING THE TERMS OF THREE MEMBERS OF THE
HUMAN RELATIONS COMMISSION**

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 Julie Auerbach, Faye Miller and Paul Krentzman to the Human Relations Commission on September 4, 2001, 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 Auerbach, Miller, and Krentzman to second terms such that each would serve an additional four (4) years. Therefore, Commissioners Auerbach, Miller, and Krentzman's terms expired on September 3, 2007.

1.3 Pursuant to Section 2-2.105(b), Human Relations Commissioners who serve two (2) successive terms are not eligible for reappointment to the Human Relations Commission, and, accordingly, Commissioners Auerbach, Miller, and Krentzman may not be reappointed to serve on the Human Relations Commission. A member, may, however, serve beyond the expiration of his or her term until such time as a successor is appointed pursuant to Section 2-2.105(c).

1.4 With the appointment of three (3) new Commissioners and, if Commissioners Auerbach, Miller, and Krentzman's terms expire in 2007, the Human Relations Commission would be comprised of three (3) members with relatively little experience as Human Relations Commissioners. The City Council is concerned about the effect of this potential lack of experience on the Human Relations Commission, and desires to extend the

terms of Commissioners Auerbach, Miller, and Krentzman to allow their appointed successors time to attend all Human Relations Commission meetings leading up to their appointments. The City Council/Human Relations Commission Liaison has requested that the City Council extend the term of Commissioner Auerbach through and including April 10, 2008, and the terms of Commissioners Miller and Krentzman through and including January 10, 2008.

1.5 The City Council duly considered this matter at a noticed public meeting and concurs with the recommendation of the City Council/Human Relations Commission Liaison that it would be in the best interest of the City to extend the term of Commissioner Auerbach on the Human Relations Commission to April 10, 2008, and the terms of Commissioners Miller and Krentzman to January 10, 2008.

Section 2. The term of any successor the City Council appoints to fill Commissioner Auerbach's position on the Human Relations Commission shall not begin prior to April 11, 2008, and, in accordance with the provisions of Section 2-2.105(c) of the Beverly Hills Municipal Code, Commissioner Auerbach shall continue to serve as a member of the Human Relations Commission until such time as a qualified successor is duly appointed by the City Council and takes office.

Section 3. The terms of any successors the City Council appoints to fill Commissioners Miller and Krentzman's positions on the Human Relations Commission shall not begin prior to January 11, 2008, and, in accordance with the provisions of Section 2-2.105(c) of the Beverly Hills Municipal Code, Commissioners Miller and Krentzman shall continue to serve as members of the Human Relations Commission until such time as a qualified successor is duly appointed by the City Council and takes office.

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 grant an extension of the terms of Human Relations Commissioners 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.

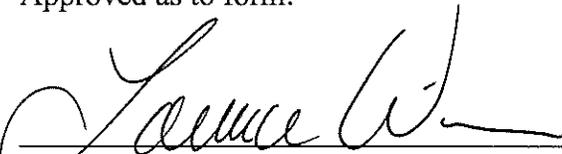
Adopted:

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:

RODERICK J. WOOD
City Manager



STEVE MILLER
Director of Community Services