

ORDINANCE NO. O2M21-4791

AN ORDINANCE OF THE ALHAMBRA CITY COUNCIL
AMENDING ALHAMBRA MUNICIPAL CODE CHAPTERS 2.24,
2.27, 2.28, 2.32, 2.34, 2.35, 2.36 AND 23.81 PERTAINING TO
EXISTING BOARDS AND COMMISSIONS

THE CITY COUNCIL OF THE CITY OF ALHAMBRA DOES ORDAIN AS FOLLOWS:

SECTION 1. Findings. The City Council finds and declares as follows:

WHEREAS, The Alhambra Municipal Code sets forth provisions governing the City's various boards and commissions; and

WHEREAS, as part of the City Council's strategic plan, the City Council held several meetings to review potential changes to provisions governing the City's existing boards and commissions as well as consider the creation of additional boards and commissions; and

WHEREAS, this ordinance revises provisions governing meeting frequency, purpose and qualifications of members of the existing boards and commissions; and

WHEREAS, two existing bodies described in the code have not been utilized in years and are therefore can be removed from the code: the Mayor Emeritus Committee and the Emergency Hospital Advisory Committee; and

WHEREAS, for ease of reference and reading, additions to existing provisions are shown in bold text and deletions are shown as strike-through text.

SECTION 2. Planning Commission.

A. Section 2.24.020(C) is hereby amended to read as follows:

(C) *Qualifications.* To be eligible to membership on the City Planning Commission, a person must be **at least eighteen (18) years of age** ~~a qualified elector of the city~~ and shall have resided in the city for at least one year next preceding the date of his or her appointment.

SECTION 3. Design Review Board

A. Section 2.27.020(C) is hereby amended to read as follows:

(C) *Qualifications.* To be eligible to membership on the Design Review Board a person must be **at least eighteen (18) years of age and** a resident ~~and qualified elector of the city~~. In addition, it is desirable that such person have experience in one of the design professions, such as architecture, construction, interior design, city planning, or landscape architecture.

SECTION 4. Parks and Recreation Commission

A. Section 2.28.020(C) is hereby amended to read as follows:

(C) *Qualifications.* All voting members of the Parks and Recreation Commission shall be ~~qualified electors of the city and shall~~ have resided in the city for at least one year next preceding the date of his or her appointment.

B. Section 2.28.030 is hereby amended to read as follows:

§ 2.28.030 EX OFFICIO MEMBERS.

~~—(A) Each year the Board of Education of the city shall designate one of its members who shall be an ex officio nonvoting member of the Parks and Recreation Commission.~~

~~—(B) In addition thereto, The City Manager, City Attorney and the Director of Parks and Recreation, or their designees, shall be ex officio nonvoting members of the Parks and Recreation Commission.~~

SECTION 5. Library Board

A. Section 2.32.030(A) is hereby amended to read as follows:

(A) *Qualifications.* To be eligible to membership on the Board of Library Trustees, a person ~~must be a qualified elector of the city and~~ shall have resided in the city for at least one year next preceding the date of his or her appointment.

SECTION 6. Transportation Commission

A. Section 2.34.020(C) is hereby amended to read as follows:

(C) *Qualifications.* To be eligible to membership on the Transportation Commission, a person ~~must be a qualified elector of the city and~~ shall have resided in the city for at least one year next preceding the date of his appointment.

SECTION 7. Arts and Cultural Events Committee (renamed Commission).

A. Section 23.81.030 is hereby amended to read as follows:

§ 23.81.030 ARTS AND CULTURAL EVENTS COMMITTEE COMMISSION DUTIES.

In addition to those duties described in chapter 2.35, the ~~There shall be a City Arts and Cultural Events Committee Commission shall to fulfill the duties established in this chapter. The City Council shall serve as the Committee unless and until by resolution the Council designates an alternate committee. The Committee shall set an annual budget for the Art Fund.~~ **The Commission** may establish procedures for the selection of locations of public art displays; for the selection of art to be purchased or commissioned for display; and for the selection of public performances to be funded by the Art Fund. The City Council may prescribe, by resolution, other duties, and the qualifications of and appointment process for the members of the **Commission**.

B. Chapter 2.35, Mayor Emeritus Committee is hereby deleted in its entirety and replaced with the following text (not bolded, as all of the text is new):

"CHAPTER 2.35: ARTS AND CULTURAL EVENTS COMMISSION

§ 2.35.010 ARTS AND CULTURAL EVENTS COMMISSION CREATED

There is hereby created and established a commission which shall be known as the Arts and Cultural Events Commission.

§ 2.35.020 PURPOSE OF COMMISSION

The Commission shall fulfill those duties established in Alhambra Municipal Code Chapter 23.81, and in addition thereto, shall develop plans and make recommendations to the Alhambra City Council pertaining to City-sponsored cultural events and activities in public

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places throughout the City, which events and/or activities shall reflect, honor, and celebrate the history and diversity of our community and its citizens.

§ 2.35.030 COMPOSITION, APPOINTMENT AND TERM OF OFFICE, QUALIFICATIONS

- (A) Composition. The Alhambra City Arts and Cultural Events Commission shall consist of five members. Members of the Commission shall serve without compensation.
- (B) Appointment, term of office. All terms of office of all present members of the Alhambra City Arts and Cultural Events Commission shall expire at the second regular meeting of the Alhambra City Council in March of 2022. Each Councilperson, at that same meeting, shall appoint one member of the Commission.
 - a. The term of office for each member of the Commission shall terminate annually on date of the second regular City Council meeting held in March of each year. Commencing on the date of the second regular meeting held in March, 2023, and annually thereafter, each Councilperson shall appoint one member to the Commission.
 - b. No person appointed to the Commission shall serve more than eight consecutive yearly terms.
- (C) Qualifications. All voting members of the Commission shall be either a resident of the City or a member of its business community; a member of a civic group; a professor, arts instructor or arts teacher; or a patron of the arts who is concerned about the City's Art in Public Places Program or City-sponsored cultural events programs.

§ 2.35.040 EX OFFICIO MEMBERS

The City Manager, City Attorney, Director of Development Services and Director of Community Services, or their designees, shall be ex officio nonvoting members of the Alhambra Arts and Cultural Events Commission.

§ 2.35.050 VACANCIES

When a vacancy occurs due to removal, resignation or other cause, such vacancy shall be filled for the unexpired term by an appointment made pursuant to section 2.35.030(B).

§ 2.35.060 OFFICERS

At the first meeting of the Commission after each annual appointment, the Commission shall organize by selecting one member to be president and one member to be vice president. A vacancy in any such office may be filled at any time during such year by action of the remaining members of the Commission.

§ 2.35.070 RECORDS

The Commission shall maintain minutes of its meetings and shall keep full and complete records of its actions and decisions on all matters before it. The City Manager shall make available one city employee, who shall attend all meeting of the Commission and shall record and transcribe the minutes of such meetings and shall perform such other secretarial duties as may be required for the functioning of the Commission.

§ 2.35.080 MEETINGS, OPEN TO THE PUBLIC, RULES AND REGULATIONS, TIE VOTE, QUORUM

- (A) Meetings, record, open to the public. Meetings of the Commission shall be held on an as-needed basis, and shall be subject to the requirements of the California Brown Act. All such meetings shall be open to the public.
- (B) Rules and regulations. Except as hereinafter provided in subsection (D) or otherwise provided by City Council resolution, the Commission shall make and enforce its own rules and regulations with respect to its meetings.
- (C) Quorum. A majority of the voting members of the Commission shall constitute a quorum for the transaction of business.
- (D) Tie vote. In the event of a tie vote, the matter upon which such vote is being cast shall fail to pass.

C. Resolution No. R2M5-5 is hereby rescinded in its entirety.

SECTION 8. Environmental Sustainability Commission.

Chapter 2.36 Emergency Hospital Advisory Committee is hereby deleted in its entirety and replaced with the following text (not bolded, as all of the text is new):

“CHAPTER 2.36 ENVIRONMENTAL SUSTAINABILITY COMMISSION

§ 2.36.010 ENVIRONMENTAL SUSTAINABILITY COMMISSION CREATED

There is hereby created and established a commission which shall be known as the Environmental Sustainability Commission.

§ 2.36.020 PURPOSE OF COMMISSION

The Commission shall advise the City Council and be the focal point in support of the City's sustainability plan, environmental issues, beautification and promotion of environmental awareness in the community. The Commission shall also advise the City Council with respect to matters pertaining to the Clean Power Alliance.

§ 2.36.030 COMPOSITION, APPOINTMENT AND TERM OF OFFICE, QUALIFICATIONS

- (A) Composition. The Alhambra Environmental Sustainability Commission shall consist of five members. Members of the Commission shall serve without compensation.
- (B) Appointment, term of office. All current members of the Alhambra Environmental Committee shall be deemed members of the Alhambra Environmental Sustainability Commission and such terms of office of the current members shall expire at the second regular meeting of the Alhambra City Council in March of 2022. Each Councilperson, at that same meeting, shall appoint one member of the Commission.
 - a. The term of office for each member of the Commission shall terminate annually on date of the second regular City Council meeting held in March of each year. Commencing on the date of the second regular meeting held in March, 2023, and annually thereafter, each Councilperson shall appoint one member to the Commission.

- b. No person appointed to the Commission shall serve more than eight consecutive yearly terms.

(C) Qualifications. All voting members of the Commission shall be residents of the City or a member of its business community.

§ 2.36.040 EX OFFICIO MEMBERS

The City Manager, City Attorney, Director of Development Services and Director of Public Works, or their designees, shall be ex officio nonvoting members of the Commission.

§ 2.36.050 VACANCIES

When a vacancy occurs due to removal, resignation or other cause, such vacancy shall be filled for the unexpired term by an appointment made pursuant to section 2.36.030(B).

§ 2.36.060 OFFICERS

At the first meeting of the Commission after each annual appointment, the Commission shall organize by selecting one member to be president and one member to be vice president. A vacancy in any such office may be filled at any time during such year by action of the remaining members of the Commission.

§ 2.36.070 RECORDS

The Commission shall maintain minutes of its meetings and shall keep full and complete records of its actions and decisions on all matters before it. The City Manager shall make available one city employee, who shall attend all meeting of the Commission and shall record and transcribe the minutes of such meetings and shall perform such other secretarial duties as may be required for the functioning of the Commission.

§ 2.36.080 MEETINGS, OPEN TO THE PUBLIC, RULES AND REGULATIONS, TIE VOTE, QUORUM

(A) Meetings, record, open to the public. Meetings of the Commission shall be held every two months, and shall be subject to the requirements of the California Brown Act. All such meetings shall be open to the public.

(B) Rules and regulations. Except as hereinafter provided in subsection (D) or otherwise provided by City Council ordinance or resolution, the Commission shall make and enforce its own rules and regulations with respect to its meetings.

(C) Quorum. A majority of the voting members of the Commission shall constitute a quorum for the transaction of business.

(D) Tie vote. In the event of a tie vote, the matter upon which such vote is being cast shall fail to pass.

D. Resolution No. R2M9-30 is hereby rescinded in its entirety.

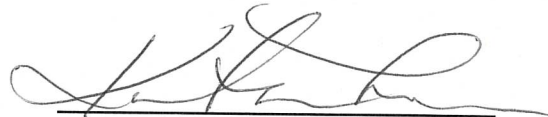
SECTION 9. The Council finds that this Ordinance is exempt from the provisions of the California Environmental Quality Act ("CEQA"), pursuant to CEQA Guidelines Section 15061(b)(3) because it can be seen with certainty that there is no possibility that the Ordinance will have a significant effect on the environment.

SECTION 10. Severability. If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision will not affect the validity of the remaining portions of this ordinance. The City Council declares that it would have passed this ordinance and each and every section, subsection, sentence, clause, or phrase not declared invalid or unconstitutional without regard to whether any portion of the ordinance would be subsequently declared invalid or unconstitutional.

SECTION 11. Effective Date. This ordinance takes effect 40 days from the date of its adoption.

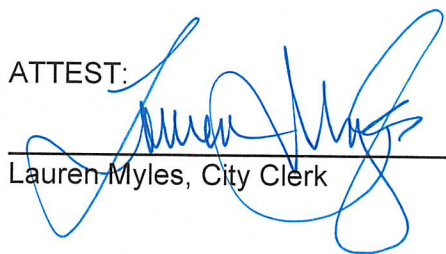
SECTION 12. Publication. The City Clerk is directed to certify this ordinance and cause it to be published in the manner required by law.

PASSED, APPROVED, AND ADOPTED THIS 11th DAY OF October 2021.



Mayor Katherine Lee

ATTEST:



Lauren Myles, City Clerk

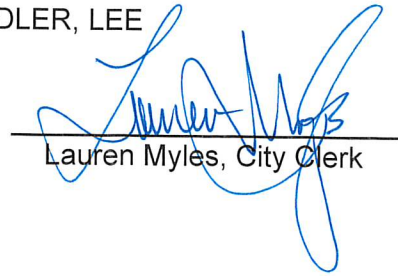
APPROVED AS TO FORM



Joseph M. Montes, City Attorney

I, Lauren Myles, City Clerk of the City of Alhambra, certify Ordinance No. O2M21-4791 was adopted by the City Council at a regular meeting held on the 11th day of October 2021, by the following vote:

AYES: MAZA, MALONEY, PÉREZ, ANDRADE-STADLER, LEE
NOES: NONE
ABSENT: NONE



Lauren Myles, City Clerk

LA #4819-5498-1371 v1
9/16/21