

**ORDINANCE #455 -10**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHOWCHILLA  
AMENDING SECTIONS 2.25.030, 2.26.030 and 2.27.030 OF THE CHOWCHILLA  
MUNICIPAL CODE AS RELATED TO COMMISSIONS AND COMMITTEES**

***THE CITY COUNCIL OF THE CITY OF CHOWCHILLA DOES ORDAIN as follows:***

**SECTION 1:** Section 2.25.030 of Title 2 of the Chowchilla Municipal Code is hereby amended to read as follows:

"2.25.030 Terms, Meetings, Attendance, Vacancies and Removal.

Appointed members of the Heritage Preservation Commission shall serve for a term of four (4) years from January 1 of the year of appointment, or until their successors are appointed. All vacancies shall be filled for the unexpired terms of the member(s) whose office is vacant in the same manner as such member(s) received original appointment. If a vacancy should occur other than by expiration of a term, it shall be filled by the City Council's appointment for the unexpired portion of the term.

The City Administrator shall serve as an ex-officio ad hoc member with an unlimited term.

Each January at its first meeting, the Commission shall elect from its membership a Chair and Vice Chair as Officers of the Commission. Said Officers shall hold office for the calendar year in which they are elected and until their successors are elected.

The Commission shall adopt rules and regulations to govern proceedings and shall, by vote, set a time and day for regular meetings which shall be held at least once each quarter, unless there is a lack of business, and shall determine the manner in which special meetings may be held and the notice given subject to the approval of City Council. Meeting schedule, location, day and time shall be established and amended upon approval by the City Council by resolution.

Commission members are expected to attend all scheduled meetings. The City Council wants the benefit of the full Planning Commission's judgment. Members must not miss three (3) consecutive regular meetings, or more than twenty-five percent (25%) of all meetings during the calendar year. Whenever possible, members should notify the City Clerk's office within twenty-four (24) hours of a scheduled meeting if unable to attend a meeting. If a member of the Commission is absent without cause and does not meet the attendance requirements as specified, his/her position becomes vacant automatically. The City Clerk's office shall hold the official records of attendance and report any violations to the City Council. A Commission member shall be relieved of his/her responsibilities for lack of attendance by majority vote of the City Council.

At a minimum of once each year, the Commission shall meet jointly with the City Council for the purpose of reviewing goals and visions of the City Council, purpose and commitment of the Commission, and address any issues of concern."

**SECTION 2:** Section 2.26.030 of Title 2 of the Chowchilla Municipal Code is hereby amended to read as follows:

"2.26.030 Terms, Meetings, Attendance, Vacancies and Removal.

Upon appointment, members of the Airport Advisory Committee shall serve for a term of four (4) years calculated from January 1 of the year of appointment, or until their successors are appointed. All vacancies shall be filled for the unexpired terms of the member(s) whose office is

vacant in the same manner as such member(s) received original appointment. If a vacancy occurs in a manner other than by expiration of a term, it shall be filled by the City Council's appointment for the unexpired portion of the term.

The City Administrator shall serve as an ex-officio ad hoc member with an unlimited term.

Each January at its first meeting, or as soon thereafter as reasonably possible, the Members shall elect from its membership a Chair and Vice Chair as officers. The Officers shall hold office for the calendar year in which they are elected and/or until their successors are elected and sworn into office.

The Committee shall adopt rules and regulations to govern proceedings and shall, by vote, set a time and day for regular meetings which shall be held at least once each quarter unless there is a lack of business, and shall determine the manner in which special meetings may be held and the notice given subject to the approval of City Council. Meeting schedule, location, day and time shall be established and amended upon approval by the City Council by resolution.

Committee members are expected to attend all scheduled meetings. The City Council wants the benefit of the full Committee's judgment. Members must not miss three (3) consecutive regular meetings, or more than twenty-five percent (25%) of all meetings during the calendar year. Whenever possible, Members should notify the City staff representative within twenty-four (24) hours of a scheduled meeting if unable to attend a meeting. If a Member of the Committee is absent without cause and does not meet the attendance requirements as specified, his/her position becomes vacant automatically. The designated staff representative shall immediately notify the City Clerk's office of the attendance violation, who will report this information to the City Council. A Committee Member shall be relieved of his/her responsibilities for lack of attendance by majority vote of the City Council.

At a minimum of once year calendar year, the Committee shall meet jointly with the City Council for the purpose of reviewing goals and visions of the City and the City Council, purpose and commitment of the Committee, and address any issues of concern."

SECTION 3. Section 2.27.030 of Title 2 of the Chowchilla Municipal Code is hereby amended to read as follows:

"2.27.030 Terms, Meetings, Attendance, Vacancies and Removal.

Upon appointment, members of the Parks and Recreation Commission shall serve for a term of four (4) years from January 1 of the year of appointment, or until their successors are appointed. All vacancies shall be filled for the unexpired terms of the member(s) whose office is vacant in the same manner as such member(s) received original appointment. If a vacancy should occur in a manner other than by expiration of a term, it shall be filled by the City Council's appointment for the unexpired portion of the term.

The City Administrator shall serve as an ex-officio ad hoc member with an unlimited term.

Each January at its first meeting, the Commission members shall elect from its membership a Chair and Vice Chair as Officers of the Commission. The officers shall hold office for the calendar year in which they are elected or until their successors are elected.

The Commission shall adopt rules and regulations to govern proceedings and shall, by vote, set a time and day for regular meetings which shall be held at least once each quarter unless there is a lack of business, and shall determine the manner in which special meetings may be held and the notice given subject to the approval of City Council. Meeting schedule,

location, day and time shall be established and amended upon approval by the City Council by resolution.

Members are expected to attend all scheduled meetings. The City Council wants the benefit of the full Commission's judgment. Members must not miss three (3) consecutive regular meetings, or more than twenty-five percent (25%) of all meetings during the calendar year. Whenever possible, members should notify their staff representative within twenty-four (24) hours of a scheduled meeting if unable to attend a meeting. If a member of a Commission is absent without cause and does not meet the attendance requirements as specific, his/her position becomes vacant automatically. The designated staff representative shall immediately notify the City Clerk's office of the attendance violation, who will report this information to the City Council. A Commission member shall be relieved of his/her responsibilities for lack of attendance by majority vote of the City Council.

At a minimum of once each year, the Commission shall meet jointly with the City Council for the purpose of reviewing goals and visions of the City and the City Council, purpose and commitment of the Commission, and address any issues of concern."

**SECTION 4: California Environmental Quality Act.** The City Council having considered the Staff Report and all public comments, has determined that the amendments are not a project under the California Environmental Quality Act because the amendments have no potential for resulting in a physical change in the environment. Since the amendment is not a project, no environmental documentation is required.

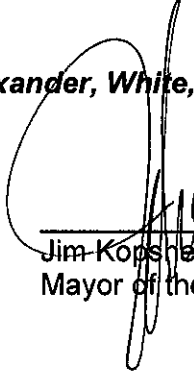
**SECTION 5: Severability.** If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, the decision shall not affect the validity of the remaining portions of the Ordinance. The City Council hereby declares that it would have passed this Ordinance, and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases have been declared invalid or unconstitutional.

**SECTION 6: Effective Date and Posting of Ordinance.** This Ordinance shall take effect and be in force thirty (30) days from and after the date of final passage. The City Clerk of the City of Chowchilla shall cause this Ordinance to be published at least once within fifteen (15) days after its passage in The Chowchilla News with the names of those City Council Members voting for or against the Ordinance."


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I, Rebekah Barr, CMC, Acting City Clerk of the City of Chowchilla, do hereby certify that the foregoing Ordinance was introduced at the January 25, 2010, regular City Council meeting and passed at a regular meeting of the City Council of the City of Chowchilla on the 8th day of February 2010, by the following vote, to wit:

AYES:           5     COUNCIL MEMBERS: **Alexander, White, Chavez, Haworth, Kopshever**  
NOES:  
ABSENT:

  
\_\_\_\_\_  
Jim Kopshever  
Mayor of the City of Chowchilla

ATTEST:

  
\_\_\_\_\_  
Rebekah Barr, CMC  
Acting City Clerk of the City of Chowchilla