

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMMERCE, CALIFORNIA, WITH RESPECT TO APPOINTMENT TO AND MEMBERSHIP IN CITY COMMISSIONS, COMMITTEES AND BOARDS BY CLARIFYING ATTENDANCE REQUIREMENTS, AND THEREFORE SUPERSEDING AND RESCINDING RESOLUTION NO. 17-116

THE CITY COUNCIL OF THE CITY OF COMMERCE DOES RESOLVE AS FOLLOWS:

Section 1: Unless otherwise specifically provided, the provisions of this Resolution shall apply to all City of Commerce Commissions, Committees and Boards whose members are appointed by the City Council or its members, including any non-profit corporations that may be formed by action of the City Council.

Section 2: Except as provided herein, or may be otherwise specifically provided, where a Commission, Committee or Board has five members, each member of the City Council shall appoint one member, with the consent of the City Council. If there are more than five members, the City Council shall appoint the additional members by a majority vote.

Section 3: The terms of office of each appointee of an individual City Council member or full City Council shall be for a period not-to-exceed two years, expiring at the next General Municipal Election, but shall continue until the appointment and qualification of their respective successors. However, if any City Council member should resign, vacate or forfeit his or her Council seat before the expiration of the term of that office, that City Council member's appointees shall be removed, replaced or confirmed, at the discretion of the remaining members of the City Council.

Section 4: Notwithstanding the provisions of the preceding Section 3, all members shall serve at the will of the City Council. However, if a member is removed prior to the expiration of his or her term, the successor shall be appointed by the same member of the City Council or by the full Council who appointed the terminated member, subject to the approval of the City Council.

Section 5: With the exception of the Measure AA Committee, industrial, business, organized labor, community-based organization and professional member appointees, all persons appointed to City Commissions, Committees and Boards shall be residents of the City of Commerce at all times while such membership continues. Unless otherwise specifically provided, industrial and business member appointees must be employed by a business located within the City of Commerce; organized labor member appointees must be representative of employees working within the City of Commerce and community-based organizations must be located in the City of Commerce.

Section 6: Unless otherwise specifically provided, no person shall serve at the same time on more than one Commission, Committee or Board. This prohibition shall

not apply to appointment to a City Council Subcommittee or the Pageant Steering Committee.

Section 7: Unless otherwise specifically provided, no city employee shall serve on a Commission or Board.

Section 8: Unless otherwise specifically provided, while any member of a household is serving on a Commission, Committee or Board, no other person residing in the same household shall serve at the same time on any Commission, Committee or Board. This section shall not apply to service on the Youth Advisory Commission or City Council Subcommittees.

Section 9: The missing of three meetings within a calendar year shall result in automatic termination from a Commission, Committee or Board and there shall be no "excused absences" allowed. A Commissioner, or Committee or Board Member who attends a meeting for less than two thirds (2/3) of the duration of a Commission, Committee, or Board meeting will be counted as missing the meeting, and therefore deemed to be an absence. Said absence will not only count towards terminating a Commissioner's or Member's term, but the Commissioner or Committee or Board Member will also not be compensated for that meeting.

The City Council may reappoint individuals who are automatically terminated pursuant to this section on a case-by-case basis given the circumstances of the absences. Notwithstanding the provisions herein, in the event that an absence is due to a procedural error or irregularity not within the control of the Commissioner, Committee Member or Board Member, said absence will not be counted toward the missing of meetings as delineated in this section.

Section 10. Except for the Youth Advisory Committee, any individual appointed to serve on a Commission, Committee or Board must be at least 18 years of age.

Section 11. Any individual appointed to serve on a Commission, Committee or Board must take the required loyalty oath, complete the application for appointment and provide fingerprints as required by Resolution No. 98-37 within twelve (12) weeks of appointment or reappointment. Failure to comply with this section will result in the automatic termination from the Commission, Committee or Board. The City Council may reappoint the individual on a case-by-case basis given the circumstances for noncompliance herewith.

Section 12. Except as provided herein, or as may be otherwise specifically provided, the provisions of this Resolution shall cancel and supersede any conflicting provisions which may be contained within individual resolutions establishing or regulating the Commissions, Committees and Boards to which this Resolution applies, including, but not limited to, Resolution No. 17-116.

PASSED, APPROVED AND ADOPTED this 19th day of November, 2019.

John Soria, Mayor

ATTEST:

Lena Shumway, City Clerk