
Chapter 2.06 BOARDS AND COMMISSIONS—GENERAL PROVISIONS

2.06.010 General rules regarding appointments, terms, vacancies.

- (a) Unless otherwise provided by law, or by ordinance adopted after the effective date of the ordinance codified in this section, all members of boards and commissions of the city shall be appointed for three-year terms commencing on July 1st of the year of appointment; provided, that interim vacancies shall be filled by appointment for the unexpired term of the member replaced.
- (b) Subject to its unfettered legislative discretion, the council will attempt to ensure that members appointed to city boards and commissions shall reflect the social, ethnic and cultural diversity of the community.
- (c) Persons appointed to a board or commission may be reappointed for up to one additional full term, not to exceed a total of seven years of service on such board or commission; such reappointments shall not be construed as automatic, and applicants must go through the same process for reappointment as all other applicants who are seeking initial appointment.
- (d) Except in cases where the mayor or the city council are not the appointing authority, no person appointed to a board or commission shall become eligible for appointment to such board or commission for a period of one year from the expiration of his or her service upon such board or commission; provided, however, that person, if otherwise qualified, shall become immediately eligible for appointment to any other board or commission without the one-year hiatus. After the expiration of one year during which the person has not served upon the same board or commission, that person, if otherwise qualified, shall again become eligible for appointment to the board or commission upon which he or she formerly served, subject to the provisions of subsection (c) of this section.
- (e) Unless otherwise provided by law, or by ordinance or resolution of the city council, all members of boards and commissions of the city shall be initially, and during their incumbencies, bona fide residents and registered voters of the city, and no such member at or during such time shall be an employee of the city, nor a current applicant for city employment.
- (f) Any member may be removed from office at any time, with or without cause, by a majority vote of the members of the city council. If a member is absent without advance permission of the board or commission or of the member's appointing authority, from three consecutive regular meetings or from twenty-five percent of the duly scheduled meetings of the board or commission within any fiscal year, the chair of the board or commission shall file a certification with the City Clerk that such absences have occurred, and the member's office shall thereupon automatically become vacant and shall be filled as any other vacancy.
- (g) All existing members of any board or commission shall be eligible upon the expiration of their existing term for one additional three-year term, unless they have also served an additional interim term, in which case they shall not be eligible for an additional term if their total continuous service would then be more than seven years, counting the additional three-year term to which they would be reappointed. (Ord. 1724 § 1, 2007; Ord. 1556 § 1, 1998; Ord. 1512 § 1, 1995; Ord. 1480 § 1, 1994; Ord. 1434 § 1, 1993; Ord. 1394 § 1, 1991; Ord. 1350 § 1, 1990; Ord. 1270 § 1, 1986; Ord. 1051 §§ 1, 2, 1977; Ord. 1040 § 1, 1977; Ord. 930 § 1, 1972; prior code § 1160)

2.06.020 Chairmen, vice-chairmen—Selection—Terms.

Unless otherwise provided by law, or by ordinance or resolution adopted after the effective date hereof, each board and commission of the city shall annually at its first meeting held after June 30, choose one of its number as chairman and one as vice-chairman. Each chairman and vice-chairman shall have authority and perform such duties as are commonly associated with their respective titles, or as may be specially prescribed by law or by the bylaws or other rules of the board or commission. Vacancies in either such position occurring prior to July 1 may be filled as in the first instance, and a new chairman or vice-chairman may be chosen at any time by majority vote of all members of the board or commission. (Ord. 1027 § 1, 1976)

2.06.030 Councilmember review of decisions.

- (a) Any member of the City Council of the City of Palm Springs may initiate a review of any decision or action of a City Council appointed commission or board that is not otherwise before the City Council by giving notice thereof to the City Clerk. The Notice of Review shall be submitted to the City Clerk no later than fifteen days following the date of the action which is the subject of the review. The Notice of Review shall not be deemed an appeal of a commission or board decision or action and the hearing thereon shall be conducted pursuant to the provisions of this Section.
- (b) The City Clerk, upon receipt of the Notice of Review, shall set a time and place for the hearing of the matter for which the review was requested. The hearing on the review shall be heard no more than forty-five days following the filing of the notice of review.
- (c) Notice of the time and place of the hearing on the review shall be mailed or otherwise delivered by the City Clerk to the applicant, if any, and all other persons, if any, to whom notice of the initial application or action was required, not less than ten days prior to hearing. If publication of the initial application or action being appealed was required, the notice of appeal shall be published in like manner.
- (d) The action of the council appointed commission or board shall be set aside and the City Council shall conduct a public hearing de novo on the review. All persons shall have the right to be heard by the City Council either in person, in writing, or by representative. Technical rules of evidence shall not apply in proceedings under this Section. No party shall have the right to cross-examine any other party or witness except for good cause shown to the satisfaction of the City Council.
- (e) The City Council shall render its decision within fifteen days following the conclusion of the hearing on review. Upon finding good cause to do so, the City Council may extend the time for rendering its decision up to ninety days.
- (f) No later than five days following the rendering of the council's decision the City Clerk shall mail or otherwise deliver a copy of said decision to each party or person who presented evidence during the proceedings, or who requested to be furnished a copy of the decision. Failure of the City Clerk to mail or deliver a copy of the decision to each such party or person shall not affect the finality or effectiveness of the decision. The City Council's decision shall be final. (Ord. 1874 § 1, 2015; Ord. 1873 § 1, 2015; Ord. 1783 § 1, 2011)

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