



## City Council Staff Report

DATE: May 16, 2012 CONSENT CALENDAR  
SUBJECT: SECOND READING AND ADOPTION OF ORDINANCE  
NO. 1807, INCREASING THE NUMBER OF MEMBERS ON THE  
MEASURE "J" OVERSIGHT COMMISSION TO NINE MEMBERS AND  
TWO ALTERNATE MEMBERS  
FROM: David H. Ready, City Manager  
BY: Office of the City Clerk

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### SUMMARY:

The City Council will consider adoption of Ordinance No. 1807.

### RECOMMENDATION:

Waive further reading and adopt Ordinance No. 1807, "AN ORDINANCE OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING SECTIONS 2.59.010 AND 2.59.020 OF THE PALM SPRINGS MUNICIPAL CODE, INCREASING THE NUMBER OF MEMBERS ON THE MEASURE "J" OVERSIGHT COMMISSION TO NINE AND TWO ALTERNATE MEMBERS."

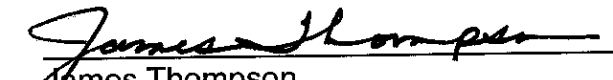
### STAFF ANALYSIS:

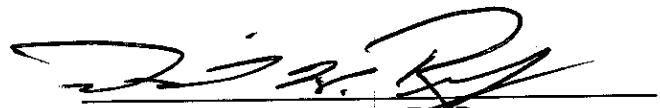
On May 2, 2012, Ordinance No. 1807 was introduced for first reading, "AN ORDINANCE OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING SECTIONS 2.59.010 AND 2.59.020 OF THE PALM SPRINGS MUNICIPAL CODE, INCREASING THE NUMBER OF MEMBERS ON THE MEASURE "J" OVERSIGHT COMMISSION TO NINE AND TWO ALTERNATE MEMBERS."

**ACTION:** Waive the reading of the full text of the Ordinance, and introduce by title Ordinance No. 1807, "AN ORDINANCE OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING SECTIONS 2.59.010 AND 2.59.020 OF THE PALM SPRINGS MUNICIPAL CODE, INCREASING THE NUMBER OF MEMBERS ON THE MEASURE "J" OVERSIGHT COMMISSION TO NINE AND TWO ALTERNATE

*MEMBERS" amending the Ordinance to provide that alternate members may vote on subcommittees they are appointed and alternate members may vote if the full nine primary members are unable to vote. Motion Mayor Pro Tem Foat, seconded by Councilmember Mills and unanimously carried on a roll call vote.*

This report provides for the City Council to waive further reading and adopt the ordinance. The ordinance shall be effective 30-days from adoption.

  
James Thompson  
City Clerk

  
David H. Ready, Esq., Ph.D.  
City Manager

/kdh  
Attachment: Ordinance No. 1807

ORDINANCE NO. 1807

AN ORDINANCE OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING SECTIONS 2.59.010 AND 2.59.020 OF THE PALM SPRINGS MUNICIPAL CODE, INCREASING THE NUMBER OF MEMBERS ON THE MEASURE "J" OVERSIGHT COMMISSION TO NINE AND TWO ALTERNATES.

City Attorney Summary

*The current number of members to the Measure "J" Oversight Commission is seven (7) members. This Ordinance would increase the number of members to nine (9) members and two (2) alternates.*

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ORDAINS:

SECTION 1. Section 2.59.010 of the Palm Springs Municipal Code is amended to read:

**2.59.010 Creation and Membership.**

A. There is created within the City of Palm Springs the Measure "J" Oversight Commission consisting of nine (9) members, appointed by the City Council, to serve at the pleasure of City Council.

B. Two (2) alternates may be appointed by the City Council and serve at the pleasure of the City Council.

C. The membership of the Measure "J" Oversight Commission may include, but is not limited to, residents with accounting or financial backgrounds and expertise.

SECTION 2. Section 2.59.020 of the Palm Springs Municipal Code is amended to read:

**2.59.020 Term; Vacancies; Vote.**

A. Members and alternates of the Commission shall serve for the term provided by Chapter 2.06 of the Palm Springs Municipal Code, except that in order to ensure a stagger of appointees, the initial appointments shall be for staggered terms as determined by the City Clerk.

B. A vacancy in the Commission shall not impair the right of the remaining members to exercise the powers of the Commission pursuant to this chapter. Five (5)

members shall constitute a quorum of the Commission, and any ruling, decision or other action of the Commission may be taken by a majority of those members present, provided a quorum is present.

C. Alternates of the Commission appointed pursuant to Subsection B of Section 2.59.010 may participate in all discussion of the Commission and may be appointed to any subcommittees created by the Commission. Alternates are eligible to vote on matters before the subcommittee they are appointed to, as created by the Commission.

D. Alternates of the Commission appointed pursuant to Subsection B of Section 2.59.010 shall not be eligible to vote on matters before the Commission except that an alternate is eligible to vote on matters before the Commission if one or more of the members are absent.

The Commission shall within 60 days of its initial meeting adopt by resolution, Rules of Procedure, which shall include and provide a method for alternates to vote on matters before the Commission, when one or more of the members are not present or unable to vote.

SECTION 3. The Mayor shall sign and the City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same, or the summary thereof, to be published and posted pursuant to the provision of law, and this Ordinance shall take effect thirty (30) days after adoption.

PASSED, APPROVED, AND ADOPTED BY THE PALM SPRINGS CITY COUNCIL THIS 16<sup>TH</sup> DAY OF MAY, 2012.

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STEPHEN P. POUQUET, MAYOR

ATTEST:

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JAMES THOMPSON, CITY CLERK

CERTIFICATION

STATE OF CALIFORNIA )  
COUNTY OF RIVERSIDE ) ss.  
CITY OF PALM SPRINGS )

I, JAMES THOMPSON, City Clerk of the City of Palm Springs, California, do hereby certify that Ordinance No. 1807 is a full, true, and correct copy, and was introduced at a regular meeting of the Palm Springs City Council on May 2, 2012, and adopted at a regular meeting of the City Council held on May 16, 2012, by the following vote:

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

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JAMES THOMPSON, CITY CLERK  
City of Palm Springs, California