

ORDINANCE NO. 2400

AN ORDINANCE OF THE CITY OF CHULA VISTA ADDING CHAPTER
2.29 TO THE CHULA VISTA MUNICIPAL CODE ESTABLISHING A
CHARTER REVIEW COMMITTEE

The City Council of the City of Chula Vista does ordain as follows:

Section 1. That Chula Vista Municipal Code is hereby amended by adding a new chapter 2.29 to read as follows:

"CHAPTER 2.29 CHARTER REVIEW COMMITTEE

Section 2.29.010 Creation

There is hereby created a Charter Review Committee.

Section 2.29.020 Purpose and Intent

It is the purpose and intent of the City Council in establishing the Charter Review Committee to create an advisory body which would serve as a resource to advise and make recommendations to the City Council and the City Manager on issues affecting the provisions of the Charter of the City of Chula Vista. The committee will work to identify language to amend to City Charter to clarify or improve the workings of the City government.

The purpose of the Committee is to review the organizational framework of City government and recommend changes sufficiently in advance of elections to allow thoughtful City council review and determination of whether to place the matter on the ballot.

Section 2.29.030 Functions and Duties

The function and duties of the Charter Review Committee shall be as follows:

- A. Constitute a forum for City-wide discussions, research and analysis of matters relating to current or proposed provisions of the City Charter, and amendment thereto.
- B. Help coordinate citizen and staff ideas with regard to potential Charter changes.

- C. Formulate specific language for proposed Charter changes to be submitted to the City Council in a form appropriate for placement on the ballot at an election wherein the proposed Charter changes can be submitted to the electorate.
- D. Provide analyses and reports to the City Council in connection with said recommendations.
- E. Prepare and submit proposed ballot arguments in favor or against proposed Charter changes.

Section 2.29.040 Membership

A. Number of Members.

The Committee shall consist of seven (7) Voting Members, and two (2) Staff Ex-officio Members.

B. Designation of Members.

1. Voting Members.

The seven (7) Voting Members shall be appointed by the City Council from the qualified electors of the City in accordance with the provisions of Section 600, et seq. of the Charter, whom shall be residents of the City and who shall, throughout their term, maintain their residency and elector status.

2. Staff Ex-officio Members.

The two (2) Staff Ex-officio Members shall be the City Manager and the City Attorney, or their designated representatives, who shall not be required to be a qualified elector of the City, and who shall have no vote ("Staff Ex-officio Member").

Section 2.29.050 Term of Office.

A. Term of Office--All Classes of Members.

1. Post-Initial Terms.

Except as otherwise provided in this Subsection A, the term of office of all members, and all classes of members, of said Committee shall be for a nominal period of four (4) years, and shall terminate on June 30th of the fourth year of their term, unless they shall otherwise sooner resign, die, become disqualified or incompetent to hold Office.

2. Initial Terms of Voting Members.

Notwithstanding subsection A.1., the Initial Terms of Voting Members shall commence upon appointment and shall conclude, for one (1) Voting Member on June 30, 1991; for two (2) Voting Members on June 30, 1992; for two (2) Voting Members on June 30, 1993; and for two (2) Voting Members on June 30, 1994, unless they shall otherwise sooner resign, die, become disqualified or incompetent to hold Office.

a. Appointment to Initial Terms by Lot.

Appointment of the initial Voting Members as to the Initial Terms shall be determined by lot.

3. Staff Ex-officio Members.

The term of the Staff Ex-officio Members shall be indefinite, and they shall serve at the pleasure of the Council.

4. Holdover Office.

Notwithstanding the end of any Member's Initial Term or Post-initial Term as herein provided, a Member, other than the Staff Ex-officio Members, shall be permitted to continue to exercise the privileges of his or her former Office for not more than two (2) months after the end of the term until the Office to which the Member was appointed is filled by reappointment or by the appointment of a qualified successor.

5. Vacancies.

Notwithstanding the term of Office to which a Member is appointed, said Office shall be deemed vacant upon any of the following events ("Event of Vacancy"):

- a. The death or disability of said Member that renders said Member incapable of performing the duties of his Office.
- b. The member's conviction of a felony or crime involving moral turpitude.
- c. The member's absence from three (3) regular, consecutive meetings of the Committee, unless excused by majority vote of the Committee expressed in its official minutes.

- d. he member has submitted a resignation which resignation has been accepted by the City Council.
- e. The membership has been terminated by three affirmative votes of the City Council.

Upon the occurrence of an Event of Vacancy as hereinabove listed, the City Council shall so declare the Office to be vacant, and shall expeditiously take such steps as are necessary to fill said vacancy.

B. Number of Terms.

1. Voting Members.

- a. Two Term Limit. No Voting Member shall be appointed to more than two (2) terms except as herein provided ("Two Term Limit").
- b. Unexpired Term Exception. Notwithstanding the Two Term Limit, a person appointed to the Committee as a Voting Member to fill the unexpired term of an Office of a Voting Member which has become vacant ("Unexpired Term") which has less than two (2) years remaining on said Unexpired Term, may be appointed to two (2) terms in addition to their Unexpired Term. A Voting Member who currently occupies an Office may not be re-appointed to fill the Unexpired Term of another Office which has become vacant.
- c. Initial Term Exception. Notwithstanding the Two Term Limit, a person appointed to an Initial Term of two (2) or less years may be appointed at the natural expiration of their Initial Term to two (2) terms in addition to their Initial Term. A Voting Member who occupies an Office under an Initial Term may not be appointed to fill the Unexpired Term of another Office which has become vacant.
- d. Any Voting Member may be re-appointed to serve on the Committee after two (2) successive years of not serving on the Committee in any Office or Membership capacity--Voting or Staff Ex-officio.

Section 2.29.060

Operation of Committee.

A. Time of Meetings.

1. First Pre-election ("Organizational Meeting"). Among such other meetings as the Committee may desire to have, the Committee shall meet not later than on the first Wednesday of the seventh month preceding the next regularly scheduled municipal election ("Organizational Meeting"), and thereupon shall do the following:
 - a. Select a Chairperson and a Vice Chairperson from among its Voting Members to serve for a period of one (1) year.
 - b. Assign such duties to its members as it determines may be necessary.
 - c. Deliberate upon agenda issues for further deliberation and discussion by the Committee.
2. Other Meetings. The Committee shall meet at such other times as it shall establish by majority vote, or at such time as the Chairperson thereof may call, or at such times as a majority of the members thereof may call a meeting.

B. Place of Meetings.

Unless the Committee shall otherwise establish another regular place for its meetings and advise the City Clerk accordingly, the Committee shall meet in the Council Conference Room in the Administrative Building at the City Hall Complex located at 276 Fourth Avenue, Chula Vista, or at such other place as may be posted upon the door of said Conference Room at least thirty (30) minutes in advance of the Meeting.

C. Conduct of Meetings.

The meetings of the Committee, and notice thereof, shall be governed by the same rules and regulations by which the City Council is bound in the conduct of public meetings.

D. Quorum.

Four Voting Members shall constitute a quorum for the transaction of business.

E. Resolutions.

The affirmative vote of a majority of the entire membership shall be required for the passage of any resolution of the Committee.

F. Reports and Recommendations.

All reports and recommendations shall be made in writing.

G. Staff Support.

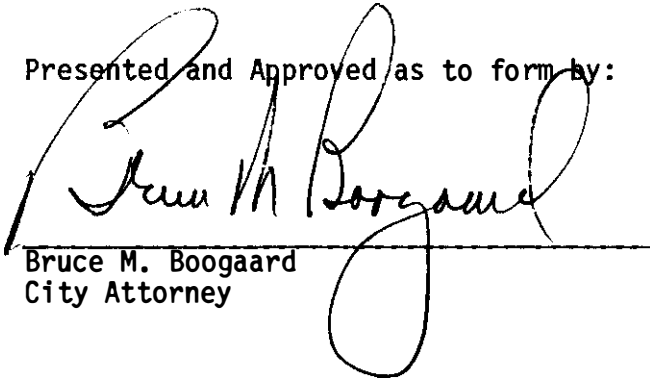
All officers and department heads shall cooperate with and render reasonable assistance to the Committee. The City Manager may make available staff and clerical support to the Committee to fulfill its functions and duties, provided such staff and clerical support is available.

H. Rules and Regulations.

The Committee may make such rules and regulations not inconsistent with the provisions of this Chapter."

Section 2: This ordinance shall take effect and be in full force on the thirtieth day from and after its adoption.


Presented and Approved as to form by:



Bruce M. Boogaard
City Attorney

PASSED, APPROVED, and ADOPTED by the City Council of the City of Chula Vista, California, this 6th day of November, 1990, by the following vote:

AYES: Councilmembers: Malcolm, McCandliss, Moore, Nader, Cox
NOES: Councilmembers: None
ABSENT: Councilmembers: None
ABSTAIN: Councilmembers: None



Gregory R. Cox, Mayor

ATTEST:




Beverly A. Authalet, City Clerk

STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO) ss.
CITY OF CHULA VISTA)

I, Beverly A. Authalet, City Clerk of the City of Chula Vista, California, do hereby certify that the foregoing Ordinance No. 2400 had its first reading on October 30, 1990, and its second reading and adoption at a regular meeting of said City Council held on the 6th day of November, 1990.

Executed this 6th day of November, 1990.



Beverly A. Authalet, City Clerk