

ORDINANCE NO. 3258

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FULLERTON,
CALIFORNIA, AMENDING CHAPTER 2.11 OF THE MUNICIPAL CODE
SETTING FORTH CONDITIONS GOVERNING COMMISSION AND
COMMITTEE APPOINTMENTS AND OFFICE

THE CITY COUNCIL OF THE CITY OF FULLERTON DOES ORDAIN AS
FOLLOWS:

SECTION 1. The title of Chapter 2.11 of the Fullerton Municipal Code is hereby
amended to include a reference to committees and shall read as follows:

2.11 CONDITIONS GOVERNING COMMISSION AND COMMITTEE
APPOINTMENTS AND OFFICE

SECTION 2. Section 2.11.011 of Chapter 2.11 of the Fullerton Municipal Code is
hereby amended to incorporate the provisions of Section 2.11.090 and shall read as
follows:

2.11.011 Definitions.

A. For purposes of this chapter, the use of the word "Board" in designating
membership to Council-appointed bodies shall be considered synonymous
with "Commissioner."

B. For purposes of this chapter, the word "Commission" includes the word
"Committee," the word "Commissioner" includes a member of a Committee,
and the word "Commissioners" includes members of a Committee.

SECTION 3. Section 2.11.020 of Chapter 2.11 of the Fullerton Municipal Code is
hereby deleted in its entirety and replaced by the following:

2.11.020 Appointment.

The City Council shall use the following appointment process, except as
may otherwise be determined by majority vote of the City Council, as to
the appointment of City Commission/Committee members:

- A. Applicants must complete an application for each Commission/
Committee he/she is applying for and submit the application(s) to the
City Clerk's Office. All qualified candidate applications will be
forwarded to City Council for review. In order to be considered a
qualified candidate, an applicant must, at a minimum, be a resident
of the City and be at least 18 years of age.

B. City Council will ratify direct appointments prior to making at-large appointments. All directly appointed Commission/Committee members will serve four-year terms with terms running concurrent with the appointing City Council member's term or remainder of term.

C. At-large Commission/Committee applicants shall be interviewed by a panel consisting of the Mayor, or his/her designee from the City Council; a member of the City Council designated by the Mayor; and the chair (or his/her Commission/Committee designee) of the appropriate Commission/Committee. The interview panel will provide a ranked list of qualified at-large candidates to the City Council for appointment. At-large Commission/Committee members will be appointed by City Council majority vote. At-large Commission/Committee members' appointment will be staggered two full consecutive four-year terms.

D. All Commission/Committee members shall continue in office until their successors are appointed.

E. City Council shall make appointments for unscheduled vacancies in the same manner as appointments for full terms. The person appointed to fill an unscheduled vacancy will serve for the remainder of the term. Partial terms do not count as a term for the purposes of term limits.

F. No person shall concurrently serve on any Commission or Committee at any time.

G. City employees are not eligible to serve on any Commission or Committee, except for the Investment Advisory Committee as set forth in the City's investment policy.

H. All appointed Commission/Committee members shall serve at the pleasure of the City Council unless otherwise provided by law. Any Commission/Committee member may be removed at any time by the City Council member appointing that member or by a four-fifths vote of the City Council.

I. Effective January 1, 2019, all Commissions and Committees will consist of five directly appointed members with the exception of the Investment Advisory Committee, which will have three public members appointed by City Council at-large, the Infrastructure and Natural Resources Advisory Committee which will have five directly appointed members and four at-large members and the Library Board of Trustees, which will have appointments as required by state law.

SECTION 4. Section 2.11.025 of Chapter 2.11 of the Fullerton Municipal Code is hereby amended to remove duplication with Section 2.11.020 and shall read as follows:

2.11.025 Term limits.

No Commissioner/Committee member appointed by the City Council shall serve more than two consecutive terms, except where specific technical expertise is required for membership, and will be eligible for reappointment after a waiting period equivalent to one full term. A partial term does not constitute a full term. In the event that the City receives no applicants for a Committee, City Council may reappoint a member who has served two full terms.

SECTION 5. Section 2.11.090 of Chapter 2.11 of the Fullerton Municipal Code is hereby deleted in its entirety and replaced by the following:

2.11.090 Chair and Vice-Chair.

Annually, each Commission/Committee shall elect one of its members as Chair and another of its members as Vice-Chair, and each shall hold office for one year or until a successor is elected.

SECTION 6. Section 2.11.100 is added to Chapter 2.11 of the Fullerton Municipal Code to read as follows:

2.11.100 Rules of Procedure.

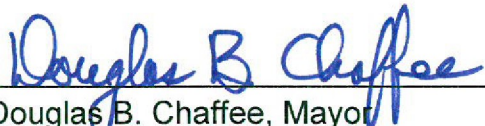
The City Council may adopt one or more resolutions setting forth rules of procedure and other administrative practices for Commissions/Committees. In the event of any conflict, the provisions of this code shall govern over the provisions of such resolutions.

SECTION 7. Any provision of the Fullerton Municipal Code or appendices thereto inconsistent with the provisions of this Ordinance, to the extent of such inconsistencies and no further, is hereby repealed or modified to that extent necessary to effect the provisions of this Ordinance.

SECTION 8. If any section, subsection, phrase, or clause of this Ordinance is for any reason held to be unconstitutional, such decision will not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed this Ordinance and each section, subsection, phrase or clause thereof irrespective of the fact that any one or more sections, subsections, phrases, or clauses may be declared unconstitutional.


SECTION 9. The City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same to be published in the manner required by law. This Ordinance shall become effective thirty days from and after its passage.

ADOPTED BY THE FULLERTON CITY COUNCIL ON MAY 15, 2018.



Douglas B. Chaffee, Mayor

ATTEST:



Lucinda Williams, City Clerk

May 23, 2018

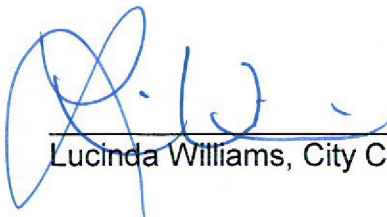
City of Fullerton
ORDINANCE CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF ORANGE) SS
CITY OF FULLERTON)

ORDINANCE NO. 3258

I, Lucinda Williams, City Clerk and ex-officio Clerk of the City Council of the City of Fullerton, California, hereby certifies that the whole number of the members of the City Council of the City of Fullerton is five; and that the above and foregoing Ordinance No. 3258 had first reading by title only, introduction and further reading waived at the May 1, 2018 City Council regular meeting and was adopted at the May 15, 2018 City Council regular meeting by the following vote:

COUNCIL MEMBER AYES:	Chaffee, Sebourn, Silva, Whitaker
COUNCIL MEMBER NOES:	None
COUNCIL MEMBER ABSTAINED:	None
COUNCIL MEMBER ABSENT:	Fitzgerald



Lucinda Williams, City Clerk