

**ORDINANCE NO. 99-01**

**AN ORDINANCE OF THE CITY COUNCIL  
OF THE CITY OF AMERICAN CANYON, STATE OF CALIFORNIA,  
AMENDING CHAPTER 2.28 OF THE AMERICAN CANYON MUNICIPAL  
CODE, PERTAINING TO THE LENGTH OF OFFICE AND THE SELECTION  
OF BOARD AND COMMISSION MEMBERS**

**WHEREAS**, the City Council has expressed an interest in establishing clear procedures when selecting board or commission members; and

**WHEREAS**, in order to ensure continuity, the terms of office for all board or commission members should be equal in length;

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF AMERICAN CANYON DOES HEREBY ORDAIN AS FOLLOWS:**

**SECTION ONE.** Title 2, Chapter 2.28.010 of the American Canyon Municipal Code is amended as set forth below:

**2.28.10 General rules regarding appointments, terms, vacancies**

- A. Unless otherwise provided by law, or by ordinance or resolution, or unless by the very nature of a situation the provisions hereof may not be made applicable, all members of boards and commissions of the city shall be appointed by the city council for four-year terms commencing on January 1<sup>st</sup> following the year of appointment; provided, that interim vacancies shall be filled by appointment for the unexpired term of the member replaced. This rule shall not, however, apply in regard to a newly established board or commission to which initial appointments are made on a staggered-term basis, provided that the longest such term shall not exceed four years commencing with the January 1<sup>st</sup> following the appointment.
- B. Any member of a board or commission of this city may be removed from office at any time, with or without cause, by a majority vote of the city council, except in cases where the mayor or city council are not the appointing authority (in which cases such regular appointing authority may exercise this power of removal). If a member absents himself without advance permission of the board or commission or of his appointing authority, from three consecutive regular meetings or from twenty-five percent of the duly scheduled meetings of the board or commission within any calendar year, his office shall thereupon become vacant and shall be filled as any other vacancy.
- C. Unless otherwise provided by law, or by ordinance or resolution of the city council, all members of any board or commission shall be initially, and during their incumbencies, bona fide residents of the city. No such member shall at or during his incumbency be an employee of the city. (Prior code § 2.06.010)

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- D. Except in cases where the mayor or city council are not the appointing authority, the method of selecting any member of a board or commission shall be determined by the city council in open session. However, if an open recruitment is selected, the following procedures shall apply:
1. A public notice announcing the opening shall be posted in the same areas as other public notices;
  2. A minimum of seven calendar days will be allowed for receiving applications;
  3. The public notice must include a date and time certain after which applications will no longer be accepted. This deadline will be strictly enforced.
  4. The city council may establish any other procedures for selecting among the eligible candidates.

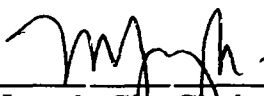
**SECTION TWO.** The Mayor shall sign this Ordinance and the City Clerk shall attest thereto and shall within fifteen days of its adoption cause it or a summary of it to be published in a newspaper published and circulated in the City and thereupon and thereafter this Ordinance shall take effect and be in force according to law.

The foregoing Ordinance was introduced and read at a regular meeting of the City Council of the City of American Canyon, State of California, held on the 21<sup>st</sup> day of January, 1999, and adopted at a regular meeting held on February 4, 1999:

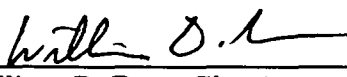
**AYES:** Anderson, Maples, Canziani, Colcleaser, Shaver  
**NOES:** None  
**ABSTAIN:** None  
**ABSENT:** None

  
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Benjamin "Ben" Anderson, Mayor

**ATTEST:**

  
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Mark Joseph, City Clerk

**APPROVED AS TO FORM:**

  
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William D. Ross, City Attorney