Approved as to Form
City Attorney

CITY OF ALAMEDA ORDINANCE NO._____

New Series

AMENDING THE ALAMEDA MUNICIPAL CODE BY REPEALING ARTICLE II (BOARDS AND COMMISSIONS) OF CHAPTER II (ADMINISTRATION) IN ITS ENTIRETY AND BY REPEALING SUBSECTION 30-65.7 (PUBLIC ART COMMISSION) OF CHAPTER XXX (DEVELOPMENT REGULATIONS) IN ITS ENTIRETY AND ADDING A NEW ARTICLE II (BOARDS AND COMMISSIONS)

BE IT ORDAINED by the Council of the City of Alameda that:

Section 1. The Alameda Municipal Code is hereby amended by repealing Article II (Boards and Commissions) of Chapter II (Administration) in its entirety to read as follows:

ARTICLE II. BOARDS AND COMMISSIONS

2-6 PUBLIC UTILITIES BOARD

2-6.1 Purpose.

The Public Utilities Board is responsible for the control and management of all public utilities owned by the City of Alameda, presently doing business as Alameda Municipal Power.

2-6.2 Membership; Appointment; Term of Office; Removal; Vacancies.

a. The Board shall consist of five (5) members, one of whom shall be the City Manager who shall have full power of participating and voting. All members, excepting the City Manager, shall, at the time of their appointment and continuously during their incumbency, be electors of the City.

b. Upon nomination of the Mayor, the City Council shall appoint, between May 1 and July 1 of each year, such members as are necessary to maintain a full Board, for terms commencing on the first day of July following such appointment and continuing for four years thereafter until the successor of such member is appointed and qualified.

c. No person shall be eligible for the office held by that person for two consecutive terms immediately prior to the term for which the person seeks appointment.

d. A member of the Board may be removed by the vote of a majority of the City Council. A vacancy in the office of a member shall be filled for the

unexpired term by nomination and appointment by the Mayor and the City Council, respectively, for the duration of the unexpired term of office.

2-6.3 Meetings; Officers; Voting.

a. The Board shall meet as necessary to perform the duties outlined in subsection 2-6.4. Meetings shall be held on a fiscal year schedule, running July 1 through June 30. The Board shall have the power to establish rules for its proceedings. At its first meeting, after July 1 of each year, the Board shall elect a President, a Vice-President, and such other officers as it may desire.

b. The votes of a majority of the entire membership of the Board shall be necessary to take any action thereof.

2-6.4 Duties of Board.

The Public Utilities Board shall carry out the duties as set forth in Article XII of the City Charter.

2-6.5 Composition of Board; Special Terms, Qualifications, and Conditions.

One member of the Public Utilities Board shall be an electrical, civil, mining, or mechanical engineer.

2.7 CIVIL SERVICE BOARD

2-7.1 Purpose.

The Civil Service Board is responsible to the City Council for establishing and reviewing the policies of the Civil Service System and for making recommendations thereon.

2-7.2 Membership; Appointment; Term of Office; Removal; Vacancies.

a. The Board shall consist of five (5) members, all of whom shall, at the time of their appointment and continuously during their incumbency, be electors of the City.

b. Upon nomination of the Mayor, the City Council shall appoint, between May 1 and July 1 of each year, such members as are necessary to maintain a full Board, for terms commencing on the first day of July following such appointment and continuing for four years thereafter until the successor of such member is appointed and qualified.

c. No person shall be eligible for the office held by that person for two consecutive terms immediately prior to the term for which the person seeks appointment.

d. A member of the Board may be removed by the vote of a majority of the Council. A vacancy in the office of a member shall be filled for the unexpired term by nomination and appointment by the Mayor and the City Council, respectively, for the duration of the unexpired term of office.

2-7.3 Meetings; Voting.

a. The Board shall meet as necessary to perform the duties outlined in subsection 2-7.4. Meetings shall be held on a fiscal year schedule, running July 1 through June 30. The Board shall have the power to establish rules for its proceedings.

b. The votes of a majority of the entire membership of the Board shall be necessary to take any action thereof.

2-7.4 Duties of Board.

The Civil Service Board shall carry out the duties as outlined in Article XIII of the City Charter.

2.8 PLANNING BOARD

2-8.1 Purpose.

The Planning Board's purpose is to investigate and recommend plans for the future development, improvement and beautification of the City.

2-8.2 Membership; Appointment; Term of Office; Removal; Vacancies.

a. The Board shall consist of seven (7) members, all of whom shall, at the time of their appointment and continuously during their incumbency, be electors of the City.

b. Upon nomination of the Mayor, the City Council shall appoint, between May 1 and July 1 of each year, such members as are necessary to maintain a full board, for terms commencing on the first day of July following such appointment and continuing for four years thereafter until the successor of such member is appointed and qualified.

c. No person shall be eligible for the office held by that person for two consecutive terms immediately prior to the term for which the person seeks appointment.

d. A member of the Board may be removed by the vote of a majority of the Council. A vacancy in the office of a member shall be filled for the unexpired term by nomination and appointment by the Mayor and the City Council, respectively, for the duration of the unexpired term of office.

2-8.3 Meetings; Voting.

a. The Board shall meet as necessary to perform the duties outlined in subsection 2-8.4. Meetings shall be held on a fiscal year schedule, running July 1 through June 30. The Board shall have the power to establish rules for its proceedings.

b. The votes of a majority of the entire membership of the Board shall be necessary to take any action thereof.

2-8.4 Duties of Board

The Planning Board shall carry out the duties as outlined in Article XIV of the City Charter.

2-9 SOCIAL SERVICE HUMAN RELATIONS BOARD

2-9.1 Purpose.

It is the intent of the City Council in enacting this section to create an environment which will encourage and bring about mutual understanding, respect and good will among groups of people in the community and to improve social services in the community. The purpose of this section is to implement Section 15-1 of the City Charter.

2-9.2 Membership; Appointment; Term of Office; Removal; Vacancies.

a. The Board shall consist of seven (7) members, all of whom shall, at the time of their appointment and continuously during their incumbency, be electors of the City.

b. Upon nomination of the Mayor, the City Council shall appoint, between May 1 and July 1 of each year, at least two members of such Board for terms commencing on the first day of July following such appointment and continuing for four years thereafter until the successor of such member is appointed and qualified.

c. No person shall be eligible for the office held by that person for two consecutive terms immediately prior to the term for which the person seeks appointment.

d. A member of the Board may be removed by the vote of a majority of the City Council. A vacancy in the office of a member shall be filled for the unexpired term by nomination by the Mayor and the City Council, respectively, for the duration of the unexpired term of office.

2-9.3 Meetings; Voting.

a. The Board shall meet as necessary to perform the duties outlined in subsection 2-9.4. Meetings shall be held on a fiscal year schedule, running July 1 through June 30. The Board shall have the power to establish rules for its proceedings.

b. The votes of a majority of the entire membership of the Board shall be necessary to take any action thereof.

2-9.4 Duties of Board.

It shall be the duty of the Social Service Human Relations Board to:

a. Encourage the formation of private social welfare organizations to meet needs not already provided for and to foster all worthy philanthropic enterprises;

b. Foster mutual understanding, respect, equality and good will among community groups;

c. Facilitate the provision of social services in the community by informing private agencies of needs and of areas of duplication of effort;

d. Disseminate information concerning the programs and functions of social service and regulatory agencies and to refer persons to the agencies which can best meet the needs of those persons;

e. Assess and report to the City Council the social service needs of the people and the methods of meeting those needs; and

f. Adopt a plan for the performance of the above listed functions with advice and consent of the City Council. It is the intent of this section that the City Council and Board will meet at least once a year to review the plan.

The Board shall not investigate the actions or proceedings of other City or County agencies or make findings of fact concerning actions taken or determinations made or proposed by such agencies.

2-10 LIBRARY BOARD

2-10.1 Purpose.

The purpose of the Library Board is to act as steward for the Alameda Free Library and to advise the City Council on matters pertaining to the library.

2-10.2 Membership; Appointment; Term of Office; Removal; Vacancies.

a. The Board shall consist of five (5) members, all of whom shall, at the time of their appointment and continuously during their incumbency, be electors of the City.

b. Upon nomination of the Mayor, the City Council shall appoint, between May 1 and July 1 of each year, such members as are necessary to maintain a full board, for terms commencing on the first day of July following such appointment and continuing for four years thereafter until the successor of such member is appointed and qualified.

c. No person shall be eligible for the office held by that person for two consecutive terms immediately prior to the term for which the person seeks appointment.

d. A member of the Board may be removed by the vote of a majority of the Council. A vacancy in the office of a member shall be filled for the unexpired term by nomination and appointment by the Mayor and the City Council, respectively, for the duration of the unexpired term of office.

2-10.3 Meetings; Voting.

a. The Board shall meet as necessary to perform the duties outlined in subsection 2-10.4. Meetings shall be held on a fiscal year schedule, running July 1 through June 30. The Board shall have the power to establish rules for its proceedings.

b. The votes of a majority of the entire membership of the Board shall be necessary to take any action thereof.

2-10.4 Duties of Board.

The Library Board shall carry out the duties as outlined in Article XVI of the City Charter.

2-11 HISTORICAL ADVISORY BOARD

2-11.1 Purpose.

In order to encourage broad community participation in the history of Alameda, and preserve and protect structures, sites and areas of historical significance in the City, and pursuant to Sections 10-1 and 28-1 *et seq.* of the City Charter, there is hereby created the Alameda Historical Advisory Board, hereinafter referred to as the Board, which shall be appointed and organized, and shall have responsibilities, as hereinafter set forth.

2-11.2 Membership; Appointment; Term of Office; Removal; Vacancies.

a. The Board shall consist of five (5) members, all of whom, at the time of their appointment and continuously during their incumbency, shall be electors of the City.

b. Upon nomination of the Mayor, the City Council shall appoint, between May 1 and July 1 of each year, such members as are necessary to maintain a full Commission, for terms commencing on the first day of July following such appointment and continuing for four years thereafter until the successor of such member is appointed and qualified.

c. No person shall be eligible for the office held by that person for two consecutive terms immediately prior to the term for which the person seeks appointment.

d. A member of the Board may be removed by the vote of a majority of the Council. A vacancy in the office of a member shall be filled by appointment of a new member by the City Council for the duration of an unexpired term of office.

2-11.3 Meetings; Officers; Voting.

a. The Board shall hold regular meetings on the first Thursday of each month in the City Council Chambers, unless proper notification is given for a change of location or time, and shall hold such additional meetings as it determines to be necessary for discharge of its responsibilities hereunder. The Board shall select a Chairperson and Vice-Chairperson from its membership, each of whom shall serve in such offices for a term of one (1) year, or until their successors are selected. Office holders may be returned to office.

b. The votes of a majority of the entire membership of the Board shall be necessary to take any action thereof.

2-11.4 Duties of Board.

It shall be the duty of the Board to advise the City Council on all matters concerning the historical state of the City, to report to the City Council the historical needs of the City, and to recommend to the City Council the means for their fulfillment. In discharge of this responsibility, in addition to those set forth in subsection 13-21.3 of the Alameda Municipal Code, the Board shall have the following duties:

a. The Board shall act as a liaison between the City and historical organizations operating within the local community.

b. The Board may advise and recommend to the City Council implementation of procedures for establishing and maintaining appropriate relationships with non-local historical organizations.

c. The Board shall perform such related duties as may be referred to them for action by the City Council.

2-11.5 Composition of Board; Special Terms; Qualifications; and Conditions.

Members shall have a demonstrated interest in the history, heritage, and architecture of the City of Alameda. Member composition shall be:

a. One (1) registered architect;

b. One (1) registered landscape architect, architect, or building designer;

c. One (1) State-licensed general building contractor; and

d. Two (2) members shall be citizens of the City at large with an interest in community design;

In the event that the City Council determines that any of the positions in subparagraphs (a), (b) or (c) cannot be filled by persons qualified thereunder, the City Council may fill any such position by appointing persons otherwise qualified under any of the above subparagraphs.

2-11.6 Historic Sites.

The Board may develop and recommend to the City Council a program for the preservation and restoration of important historic sites within the City.

2-11.8 Fees.

All fines, fees or other monies arising out of the administration of the City

Historical Advisory Board, or gifts or trusts therefore, shall be deposited in the Historical Advisory Board fund. The schedule of fines and fees shall be adopted by the City Council. Expenditures from the fund shall be approved by the City Council.

2-12 RECREATION AND PARK COMMISSION

2-12.1 Commission Created; Purpose.

There is hereby created a commission which shall be known as the Recreation and Park Commission, whose purpose shall be to advise, coordinate and give guidance to the acquisition, development, maintenance and operation of parks, playgrounds, and other recreational facilities in the City of Alameda for the promotion of a sound program of community recreation and vocational activities, using to the greatest practicable extent the land, equipment and personnel of the City of Alameda and the Alameda Unified School District.

2-12.2 Membership; Appointment; Term of Office; Removal; Vacancies.

a. The Commission shall consist of seven (7) members, all of whom shall, at the time of their appointment and continuously during their incumbency, be residents of the City.

b. Upon nomination of the Mayor, the City Council shall appoint, between May 1 and July 1 of each year, such members as are necessary to maintain a full Commission, for terms commencing on the first day of July following such appointment and continuing for four years thereafter until the successor of such member is appointed and qualified.

c. No person shall be eligible for the office held by that person for two consecutive terms immediately prior to the term for which the person seeks appointment.

d. A member of the Commission may be removed by the vote of a majority of the Council. A vacancy in the office of a member shall be filled for the unexpired term by nomination and appointment by the Mayor and the City Council, respectively, for the duration of the unexpired term of office.

2-12.3 Meetings; Officers; Voting.

a. The Commission shall meet as necessary to perform the duties outlined in subsection 2-12.4. Meetings shall be held on a fiscal year schedule, running July 1 through June 30. The Commission shall have the power to establish rules for its proceedings. The Commission shall select from its regular membership a Chairperson and a Vice-Chairperson, who shall

serve in such office for a term of one (1) year commencing July 1 and until their successors are selected and qualified.

b. The votes of a majority of the entire membership of the Commission shall be necessary to take any action thereof.

2-12.4 Duties of Commission.

It shall be the duty of the Recreation and Park Commission to:

a. Advise the Director of Recreation and Parks, the City Council and the Board of Education on all matters pertaining to the establishment and operation of community recreation programs, activities and facilities.

b. Hold hearings and do all things necessary to inform itself with respect to the promotion and successful operation of City recreational activities.

c. Establish necessary or proper regulations and rules to carry out the provisions of this Section including, but not limited to, the recommendation of rates, fees, and charges in connection with the use of facilities or participation in recreational programs, which shall be included in the City's annual Master Fee Resolution for adoption by the City Council.

2-13 GOLF COMMISSION

2-13.1 Commission Created.

There is hereby established a Commission which shall be known as the Golf Commission.

2-13.2 Membership; Appointment; Term of Office; Removal; Vacancies.

a. The Commission shall consist of seven (7) members, all of whom shall, at the time of their appointment and during their incumbency, be residents of the City.

b. Upon nomination of the Mayor, the City Council shall appoint, between May 1 and July 1 of each year, such members as are necessary to maintain a full Commission, for terms commencing on the first day of July following such appointment and continuing for four years thereafter until the successor of such member is appointed and qualified.

c. No person shall be eligible for the office held by that person for two consecutive terms immediately prior to the term for which the person seeks appointment.

d. A member of the Commission may be removed by the vote of a majority of the City Council. A vacancy in the office of a member shall be filled for the unexpired term by nomination and appointment by the Mayor and the City Council, respectively, for the duration of the unexpired term of office.

2-13.3 Meetings; Officers; Voting.

a. The Commission shall meet as necessary to perform the duties outlined in subsection 2-13.4. Meetings shall be held on a fiscal year schedule, running July 1 through June 30. The Commission shall have the power to establish rules for its proceedings. The Commission shall select from its regular membership a Chairperson and a Vice-Chairperson, each of whom shall serve in such offices for a term of one (1) year, or until their successors are selected.

b. The votes of a majority of the entire membership of the Commission shall be necessary to take any action thereof.

2-13.4 Duties of Commission.

It shall be the duty of the Golf Commission to:

a. Advise the City Council on all matters concerning operational policies of the Alameda Municipal Golf Courses and such other golf facilities as may be established by or under control of the City, and to hold hearings, investigate, and do all other things necessary to inform itself with respect to the promotion and successful operation of the courses or facilities. In this connection, the Commission may consult and discuss with, and advise, the Golf Course General Manager respecting course operations and operational policies, subject to administrative duties of the City Manager as set forth in Charter Section 7-2(l).

b. Make recommendations and advise the City Council and other affected City Departments in writing with respect to the matters designated above.

c. Establish necessary regulations and rules to carry out the provisions of this Section, and for the proper administration of the affairs of the Commission; provided, however, that fees for play upon the Courses shall be established by action of the City Council.

2-14 HOUSING COMMISSION

2-14.1 Commission Created; Purpose.

There is hereby created a Commission which shall be known as the Housing Commission, whose purpose shall be to advise the Housing Authority

of the City of Alameda on the development and maintenance of assisted housing programs in which the Authority may choose to participate.

2-14.2 Membership; Appointment; Term of Office; Removal; Vacancies.

a. The Commission shall consist of seven (7) members, all of whom shall, at the time of their appointment and continuously during incumbency, be residents of the City.

b. Upon nomination of the Mayor, the City Council shall appoint, between May 1 and July 1 of each year, such members as are necessary to maintain a full Commission, for terms commencing on the first day of July following such appointment and continuing for four years thereafter until the successor of such member is appointed and qualified unless otherwise noted below in subsection 2-14.5(b).

c. No person shall be eligible for the office held by that person for two consecutive terms immediately prior to the term for which the person seeks appointment.

d. A member of the Commission may be removed by the vote of a majority of the Council. A vacancy in the office of a member shall be filled for the unexpired term by a nomination and appointment by the City Council for the duration of the unexpired term of office.

2-14.3 Meetings; Officers; Voting.

a. The Commission shall meet as necessary to perform the duties outlined in subsection 2-14.4. Meetings shall be held on a fiscal year schedule, running July 1 through June 30. The Commission shall have the power to establish rules for its proceedings. The Commission shall select from its regular membership a Chairperson and a Vice-Chairperson, each of whom shall serve in such offices for a term of one (1) year, or until their successors are selected.

b. The votes of a majority of the entire membership of the Commission shall be necessary to take any action thereof.

2-14.4 Duties of Commission.

It shall be the duty of the Housing Commission to:

a. Advise the Housing Authority Board of Commissioners of the availability of programs which may provide for the development of assisted housing.

b. Advise the Housing Authority Board of Commissioners of the availability of programs which provide for maintenance, modernization or revitalization of existing facilities.

c. Assist staff in the development of specific programs when requested to do so by the Housing Authority Board of Commissioners.

d. Assume those functions specifically delegated to it through resolution by the Housing Authority Board of Commissioners.

2-14.5 Composition of Commission; Special Terms; Qualifications, and Conditions.

a. Two (2) members of the Commission shall be tenants of the Housing Authority programs (Tenant Members), one of whom shall be over sixty-two (62) years of age.

b. Tenant Members shall be appointed for a two-year term.

2-15 ECONOMIC DEVELOPMENT COMMISSION

2-15.1 Commission Created; Purpose.

There is hereby created a commission which shall be known as the Economic Development Commission, whose purpose shall be to provide planning and leadership in the areas of economic development, redevelopment, and commercial revitalization in Alameda; to enhance policy advice to Council; and to encourage greater integration, coordination, and cooperation for economic development.

2-15.2 Membership; Appointment; Term of Office; Removal; Vacancies.

a. The Commission shall consist of nine (9) members, all of whom shall, at the time of their appointment and during their incumbency, be residents of the City.

b. Upon nomination of the Mayor, the City Council shall appoint, between May 1 and July 1 of each year, such members as are necessary to maintain a full Commission, for terms commencing on the first day of July following such appointment and continuing for four years thereafter until the successor of such member is appointed and qualified.

c. No person shall be eligible for the office held by that person for two consecutive terms immediately prior to the term for which the person seeks appointment.

d. A member of the Commission may be removed by the vote of a majority of the Council. A vacancy in the office of a member shall be filled for the unexpired term by nomination and appointment by the Mayor and City Council, respectively, for the duration of the unexpired term of office.

2-15.3 Meetings; Voting.

a. The Commission shall meet as necessary to perform the duties outlined in subsection 2-15.4. Meetings shall be held on a fiscal year schedule, running July 1 through June 30. The Commission shall have the power to establish rules for its proceedings.

b. The votes of a majority of the entire membership of the Commission shall be necessary to take any action thereof.

2-15.4 Duties of Commission.

It shall be the duty of the Economic Development Commission to:

a. Provide economic policy and planning leadership;

b. Advise City Council and Community Improvement Commission on implementation of economic development goals and objectives identified in the Strategic and General Plans; and

c. Assist staff in the development of specific policies, plans and programs when requested to do so by the City Council or Community Improvement Commission.

2-15.5 Composition of Commission: Special Terms, Qualifications, and Conditions.

Five members of the Commission shall be appointed so as to represent each of the following industries:

Banking and Finance
Retail and Commercial
Real estate and Land Development
Manufacturing and Industrial
Marine and Waterfront-Related

2-16 TRANSPORTATION COMMISSION

2-16.1 Commission Created; Purpose.

There is hereby created a commission which shall be known as the Transportation Commission. The Commission shall advise the City Council on City transportation policies, through the development of transportation plans including but not limited to a Transit Plan, Bike Plan, Circulation Plan, Pedestrian Plan, and Transportation Demand Management Plan, and shall monitor, via quarterly staff reports, the implementation of approved transportation plans and policies. The Transportation Commission shall review proposed plans and policies with the Planning Board, where appropriate, prior to making recommendations to Council. The Transportation Commission may review major transportation plans, including project plans and documents that affect transportation systems in the City, for the purpose of providing comments to and advising the Planning Board and/or City Council, when and where appropriate, as to the consistency of the proposed plans or documents with established and/or adopted City of Alameda transportation policies.

2-16.2 Membership; Appointment; Term of Office; Removal; Vacancies.

a. The Commission shall consist of seven (7) members, all of whom shall, at the time of their appointment and during their incumbency, be residents of the City, unless otherwise noted below in subsection 2-16.5.

b. Upon nomination of the Mayor, the City Council shall appoint, between May 1 and July 1 of each year, such members as are necessary to maintain a full Commission, for terms commencing on the first day of July following such appointment and continuing for four years thereafter until the successor of such member is appointed and qualified unless otherwise noted below in subsection 2-16.5.

c. No person shall be eligible for the office held by that person for two consecutive terms immediately prior to the term for which the person seeks appointment.

d. A member of the Commission may be removed by the vote of a majority of the Council. A vacancy in the office of a member shall be filled for the unexpired term by nomination and appointment by the Mayor and the City Council, respectively, for the duration of the unexpired term of office.

2-16.3 Meetings; Officers; Voting.

a. The Commission shall meet as necessary to perform the duties outlined in subsection 2-16.4. Meetings shall be held on a fiscal year schedule, running July 1 through June 30. The Commission shall have the power to establish

rules for its proceedings and select from its membership a Chairperson and a Vice-Chairperson, each of whom shall serve in such offices for a term of one (1) year or until successors are selected.

b. The votes of a majority of the entire membership of the Commission shall be necessary to take any action thereof.

2-16.4 Duties of Commission.

It shall be the duty of the Transportation Commission to:

a. Develop transportation policy recommendations for City Council approval. Such policy recommendations shall be consistent with other adopted City plans and policies. The Transportation Commission shall consider the economic, community development (including environmental, aesthetic, public health and safety, and social welfare) and legal impacts of any recommended policies.

b. Review and advise the appropriate City departments, committees, commissions, boards, and City Manager on transportation related documents.

c. Review major transportation plans, including project plans and documents that affect transportation systems in the City for the purpose of providing comments and advising the Planning Board and/or City Council, when and where appropriate, on the consistency of the proposed plans or documents with established and/or adopted City of Alameda transportation policies.

d. Review and provide recommendations on referrals submitted by Public Works Director pursuant to Alameda Municipal Code subsections 8-1.1, 8-5.1, 8-8.1, 8-20.3, 8-20.4 and 8-27.3.

e. Perform the role as an appeals hearing board as designated in Alameda Municipal Code subsection 8-1.3.

In no event shall the authority of the Transportation Commission subvert, duplicate, or lessen the authority, duties, and responsibilities of existing City Committees, Commissions, Boards, or of the City Manager.

2-16.5 Composition of Commission; Special Terms; Qualifications, and Conditions.

a. A maximum of two (2) members may be non-residents of Alameda, employed by a business operating within the City of Alameda.

b. Members shall be selected to represent the diversity of transportation modes and be balanced between commuter, business, and recreational use.

2-16.6 Appeal of Transportation Commission Decision.

a. Any interested person may file an appeal of a decision of the Transportation Commission by filing a written letter with the City Clerk within ten (10) days of the Transportation Commission decision and submitting an appeal fee as set forth by the master fee resolution. Appellant must state the reason for the appeal.

b. Any member of City Council may call for a review of the decision of the Transportation Commission by notifying the City Clerk. The call for review must be done within ten (10) days of the Transportation Commission decision. No fee shall be paid for a call for review.

c. Appeals or calls for review shall be scheduled for public hearing and decision by the City Council no later than the third regularly scheduled and held meeting following submittal of the appeal or call for review. An alternate date for the hearing may be selected by mutual agreement of the appellant and the City.

d. The City Council shall review the appeal de novo and may affirm, reverse or remand. The appeal fee will be refunded only if the decision of the Transportation Commission is reversed.

2-17 HOUSING AND BUILDING CODE HEARING AND APPEALS BOARD.

2-17 Definitions.

2-17.1.1 *Building Code* shall mean collectively or individually, the Alameda Administrative Code, the Alameda Building Code, the Alameda Residential Code, the Alameda Electrical Code, the Alameda Plumbing Code, the Alameda Mechanical Code, the Alameda Fire Code, the Alameda Housing Code, the Alameda Historical Building Code, the Alameda Code for the Abatement of Dangerous Buildings, the Alameda Green Building Standards Code, the Alameda Energy Code, and the State Housing Laws.

2-17.1.2 *Building Official* shall mean the Chief Building Inspector, Fire Marshall or Code Enforcement Officer, or his or her appointed or designated representative.

2-17.1 Board Created.

There is hereby created a Board, which shall be known as the Housing and Building Code Hearing and Appeals Board.

2-17.2 Membership; Appointment; Term of Office; Removal; Vacancies.

a. The Board shall consist of five (5) members, all of whom shall at the time of their appointment and continuously throughout their incumbency be residents of the City.

b. Upon nomination of the Mayor, the City Council shall appoint, between May 1 and July 1 of each year, such members as are necessary to maintain a full Board, for terms commencing on the first day of July following such appointment and continuing for four years thereafter until the successor of such member is appointed and qualified.

c. No person shall be eligible for the office held by that person for two consecutive terms immediately prior to the term for which the person seeks appointment.

d. A member of the Board may be removed by the vote of a majority of the Council. A vacancy in the office of a member shall be filled for the unexpired term by nomination and appointment by the Mayor and the City Council, respectively, for the duration of the unexpired term of office.

2-17.3 Meetings; Voting.

a. The Board shall meet as necessary to perform the duties outlined in subsection 2-17.4. Meetings shall be held on a fiscal year schedule, running July 1 through June 30. The Board shall have the power to establish rules for its proceedings.

b. The votes of a majority of the entire membership of the Board shall be necessary to take any action thereof.

2-17.4 Duties of Board.

It shall be the duty of the Housing and Building Code Hearing and Appeals Board to:

a. Hear and decide appeals from orders, decisions or determinations made by the Building Official regarding the application and interpretation of the Alameda Building Code, the Alameda Code for Building Conservation, the Alameda Electrical Code, the Alameda Plumbing Code, the Alameda Housing Code, and all determinations made by the Fire Chief regarding

the application of the Alameda Fire Code.

b. Hear and decide appeals from orders, decisions or determinations made by the Building Official regarding the requirements of the City relating to the use, maintenance and change of occupancy of hotels, motels, lodging houses, apartment houses and dwellings, or portions thereof, and buildings and structures accessory thereto, including requirements governing alterations, additions, repair, demolition and moving of such buildings.

c. Render all decisions and findings in writing to any appellant with a duplicate copy to the Chief Building Inspector.

d. To perform such other duties as may be assigned to it by the City Council.

2-17.5 Composition of Board; Special Terms, Qualifications, and Conditions

a. Members of the Board shall be persons who are qualified by experience and training to pass on matters pertaining to building construction and who are not employees of the City of Alameda. The City Council shall endeavor to appoint persons who are knowledgeable in the construction or design of buildings and who are familiar with the content and application of the Uniform Codes.

b. The Chief Building Inspector, or his/her designee, shall be an ex officio member of the Board, but shall have no vote on any matter before the Board.

c. The Board shall have no authority relative to interpretation of the administrative provisions of the Building Code nor shall the Board be empowered to waive requirements of the Building Code.

2.18 PUBLIC ART COMMISSION

2-18.1 Commission Created; Purpose

There is hereby created a commission, which shall be known as the Public Art Commission. The Public Art Commission is to support the provision of visual public art.

2-18.2 Membership; Appointment; Term of Office; Removal; Vacancies

a. The Commission shall consist of five (5) members, all of whom shall be residents of the City during incumbency. Members shall be knowledgeable about contemporary visual public art and capable of engaging effectively in a jury process.

b. Upon nomination of the Mayor, the City Council shall appoint, between May 1 and July 1 of each year, such members as are necessary to maintain a full Commission, for terms commencing on the first day of July following such appointment and continuing for four years thereafter until the successor of such member is appointed and qualified.

c. No person shall be eligible for the office held by that person for two consecutive terms immediately prior to the term for which the person seeks appointment.

d. A member of the Commission may be removed by the vote of a majority of the Council. A vacancy in the office of a member shall be filled for the unexpired term by nomination and appointment by the Mayor and the City Council, respectively, for the duration of the unexpired term of office.

2-18.3 Meetings; Voting

a. The Commission shall meet as necessary to perform the duties outlined in subsection 2-18.4. Meetings shall be held on a fiscal year schedule, running July 1 through June 30. The Commission shall have the power to establish rules for its proceedings.

b. The votes of a majority of the entire membership of the Commission shall be necessary to take any action thereof.

2-18.4 Duties of Commission

It shall be the duty of the Public Art Commission to:

a. Make decisions regarding applications for the installation of public art, the selection of public art, and matters pertaining to the quality, quantity, scope and style of art in public places.

b. Make recommendations to the City Council regarding the Public Art Plan.

c. Promote the City inventory of meritorious Public Art in public view.

d. Assist private property owners, as requested, regarding the selection and installation of Public Art who are knowledgeable about contemporary visual public art, and capable of engaging effectively in a jury process.

e. The Commission shall review and promote City inventory of meritorious Public Art in public view.

2-19 COMMISSION ON DISABILITY ISSUES.

2-19.1 Commission Established.

There is hereby established a commission which shall be known as the Commission on Disability Issues.

2-19.2 Membership; Term of Office; Removal.

a. The Commission shall consist of eleven (11) members, all of whom shall be residents of the City.

b. Upon nomination of the Mayor, the City Council shall, at the time of their appointment and during their incumbency, appoint, between May 1 and July 1 of each year, such members as are necessary to maintain a full Commission, for terms commencing on the first day of July following such appointment and continuing for four years thereafter until the successor of such member is appointed and qualified.

c. No person shall be eligible for the office held by that person for two consecutive terms immediately prior to the term for which the person seeks appointment.

d. A member of the Commission may be removed by the vote of a majority of the Council. A vacancy in the office of a member shall be filled for the unexpired term by nomination and appointment by the Mayor and the City Council, respectively, for the duration of the unexpired term of office.

2-19.3 Meetings; Voting.

a. The Commission shall meet as necessary to perform the duties outlined in subsection 2-19.4. Meetings shall be held on a fiscal year schedule, running July 1 through June 30. The Commission shall have the power to establish rules for its proceedings.

b. The votes of a majority of the entire membership of the Commission shall be necessary to take any action thereof.

2-19.4 Duties of Commission.

It shall be the duty of the Commission on Disability Issues to:

a. Provide information and make recommendations regarding disability issues to the City Council.

b. Receive information regarding disability issues from the community at large.

c. Adopt rules for the proper conduct of its affairs.

In no event shall the authority of the Commission on Disability Issues subvert, duplicate, or lessen the authority, duties, and responsibilities of existing City Committees, Commissions, Boards, or of the City Manager.

2-20 ALAMEDA FILM COMMISSION.

2-20.1 Commission Created; Purpose.

There is hereby established a commission which shall be known as the Alameda Film Commission, whose purpose shall be to enhance and encourage film/video production within the City, thereby advancing the economic benefits associated with it, and to encourage greater integration, coordination, and cooperation for the film/video industry in Alameda.

2-20.2 Membership; Appointment; Term of Office; Removal; Vacancies.

a. The Commission shall consist of eleven (11) members, all of whom shall, at the time of their appointment, be residents of the City during incumbency, except as noted below in subsection 2-20.5.

b. Upon nomination of the Mayor, the City Council shall appoint, between May 1 and July 1 of each year, such members as are necessary to maintain a full Commission, for terms commencing on the first day of July following such appointment and continuing for four years thereafter until the successor of such member is appointed and qualified unless otherwise noted below in subsection 2-20.5.

c. No person shall be eligible for the office held by that person for two consecutive terms immediately prior to the term for which the person seeks appointment.

d. A member of the Commission may be removed by the vote of a majority of the Council. A vacancy in the office of a member shall be filled for the unexpired term by nomination and appointment by the Mayor and the City Council, respectively, for the duration of the unexpired term of office.

2-20.3 Meetings; Officers; Voting.

a. The Commission shall meet as necessary to perform the duties outlined in subsection 2-20.4. Meetings shall be held on a fiscal year schedule, running July 1 through June 30. The Commission shall have the power to establish rules for its proceedings. The Commission shall select from its regular membership a Chairperson and a Vice-Chairperson, each of whom shall serve in such offices for a term of one (1) year, or until their successors are selected.

b. The votes of a majority of the entire membership of the Commission shall be necessary to take any action thereof.

2-20.4 Duties of Commission.

It shall be the duty of the Film Commission to:

a. Promote Alameda as a film destination;

b. Assist staff in the development of specific policies, plans and programs to promote the film/video industry in Alameda;

c. Maintain liaison with other specific interest groups, councils, organizations, and institutions related to the film industry;

d. Provide perspective and recommendations for the City Council with respect to the development and planning for a significant film arts base in Alameda; and

2-20.5 Composition of Commission; Qualifications and Conditions.

The Commission shall consist of eleven (11) members as follows:

i. Three (3) members as follows:
1. Executive Director of the Park Street Business Association, or his/her designee;
2. Executive Director of the West Alameda Business Association, or his/her designee;

3. Chief Executive Officer of the Alameda Chamber of Commerce, or his/her designee.

ii. Eight (8) members as follows:
1. One (1) neighborhood member;
2. One (1) waterways representative from a marina-based business;
3. One (1) realty/property management professional;
4. Three (3) members possessing working knowledge of the film/video industry;
5. One (1) resident with knowledge of local history; and
6. One (1) representative from the arts/cultural community.

The eight (8) members shall, upon nomination of the Mayor, be appointed by the City Council.

2-21 - YOUTH ADVISORY COMMISSION.

2-21.1 Commission Created; Purpose.

There is hereby established a commission which shall be known as the Youth Advisory Commission, whose purpose shall be to provide City policymakers with the unique perspective of the community's youth on municipal issues and matters of concern to young people, to provide a forum for discussion regarding how the City can better serve its youth, and to encourage the participation of youth in local government.

2-21.2 Membership; Appointment; Term of Office; Removal; Vacancies.

a. The Commission shall consist of eleven (11) regular members, all of whom shall be residents or attend a school within the City.

b. Upon nomination of the Mayor, the City Council shall appoint, between May 1 and July 1 of each year, such members as are necessary to maintain a full Commission, for terms commencing on the first day of July following such appointment and continuing for two (2) years and thereafter until the successor of such member is appointed and qualified.

c. No person shall be eligible for the office held by that person for two consecutive terms immediately prior to the term for which the person seeks appointment.

d. A member of the Commission may be removed by the vote of a majority of the Council. A vacancy in the office of a member shall be filled for the

unexpired term by nomination and appointment by the Mayor and the City Council, respectively, for the duration of the unexpired term of office.

2-21.3 Meetings; Officers; Quorum; Voting.

a. The Commission shall meet as necessary to perform the duties outlined in subsection 2-21.4. Meetings shall be held on a fiscal year schedule, running July 1 through June 30. The Commission shall have the power to establish rules for its proceedings and select from its regular membership a Chairperson and a Vice-Chairperson, who shall serve in such offices for a term of one (1) year commencing October 1, and until their successors are selected and qualified.

b. Six (6) members of the Commission shall constitute a quorum. The votes of the majority of the quorum present at any one meeting shall be necessary for any action thereof.

2-21.4 Duties of Commission.

It shall be the duty of the Youth Advisory Commission to:

a. Advise the City Council on all matters pertaining to the programs, activities, facilities and services of interest or concern to the Youth of the City of Alameda.

b. Prepare a report annually on the Commission's analysis of how well the City of Alameda is meeting the needs of its youth and what can be done by the City to better serve the interests of youth.

2-21.5 Composition of Commission; Special Terms; Qualifications, and Conditions.

Members shall be at least the age of fourteen (14) at the time they take office and no older than twenty (20) at the time they complete their second two-year term.

Section 2. The Alameda Municipal Code is hereby amended by repealing subsection 30-65.7 (Public Art Commission) of Article VI (Real Estate Subdivision Regulations) in its entirety.

Section 3. If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held invalid or unconstitutional, such decision shall not affect the validity or constitutionality of the remaining portions of this ordinance. The City Council of the City of Alameda herby declares that it would have passed this ordinance, and each section, subsection, sentence, clause or

phrase hereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional.

Section 4. This ordinance shall be in full force and effect from and after expiration of thirty (30) days from the date of its final passage.

_____
Presiding Officer of the Council

Attest:

_____
Lara Weisiger, City Clerk
City of Alameda

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