

ORDINANCE 2017-###

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AMENDING SECTION 1.16.020 OF THE SAN PABLO MUNICIPAL CODE REGARDING POSTING OF NOTICES; AMENDING SECTIONS 2.04.030 AND 2.04.050 REGARDING CITY MANAGER REQUIREMENTS; REPEALING CHAPTER 2.64, "DESIGN REVIEW COMMITTEE;" AND AMENDING SECTIONS 3.04.040 AND 3.04.060 REGARDING THE TERM OF THE BUDGET

THE CITY COUNCIL OF THE CITY OF SAN PABLO DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 1.16.020 of the San Pablo Municipal Code is amended in its entirety to update the addresses where notices are posted:

1.16.020 Designation of places where notices to be posted.

All notices required by law or by ordinance to be posted shall be posted in the following public places:

San Pablo City Hall, 13831 San Pablo Avenue, San Pablo, CA 94806;

San Pablo Branch Library, 13751 San Pablo Avenue, San Pablo, CA 94806;

San Pablo Senior Center, 1943 Church Lane, San Pablo, CA 94806.

SECTION 2. Section 2.04.030 of the San Pablo Municipal Code is amended in its entirety to read as follows:

2.04.030 Residence requirements.

~~Residence in the city at the time of appointment of a~~ *The city manager shall not be required to reside in the City as a condition of the appointment, but within six months thereafter the city manager must be a resident of the city, and if he is not such a resident, the city council shall declare the office of city manager vacant.*

SECTION 3. Section 2.04.050 of the San Pablo Municipal Code is amended in its entirety to read as follows:

2.04.050 Eligibility requirements—City employees.

~~No person who is a city employee, officer, member or employee of the City Council or any city board or commission shall be eligible for appointment as city manager until one year has elapsed after such person has ceased to be a city employee, member or employee of the City Council or any such board or commission.~~

SECTION 4. Chapter 2.64, of the San Pablo Municipal Code, "Design Review Committee," is repealed in its entirety.

SECTION 5. Section 3.04.040 of the San Pablo Municipal Code is amended in its entirety to read as follows:

3.04.040 Definitions.

For the purposes of this chapter, the following words and phrases shall have the meaning respectively ascribed to them by this section:

- A. ~~Biennial~~Budget” means a budget that *covers at least one fiscal year and may span multiple fiscal years* ~~spans over two fiscal years~~.
- B. Budget officer” means the city manager, or a person appointed or designated by him.
- C. Budget year” means the fiscal year or years for which a budget is made.
- D. Current year” means the present-day fiscal year in which a budget is implemented and managed

SECTION 6. Section 3.04.060 of the San Pablo Municipal Code is amended in its entirety to read as follows:

3.04.060 Fiscal year and budget preparation.

The fiscal year shall begin on the first day of July and shall end on the thirtieth day of June. The budget shall normally be prepared for *multiple fiscal years* ~~biennially and cover two fiscal years~~; however, if circumstances warrant, the governing body may, by resolution, require the budget to be prepared for a single fiscal year.

SECTION 7. Severability. If any sections, subsections, sentences, clauses, phrases or portions of this ordinance are for any reason held invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this and each section, subsection, phrase or clause of this ordinance whether or not any one or more sections, subsections, phrases or clauses may be declared invalid or unconstitutional on their face or as applied.

SECTION 8. Effective Date; Publication. This ordinance shall become effective thirty (30) days following its adoption. The City Clerk’s Office shall publish and post the ordinance in accordance with California Government Code section 36933.

First read at a regular meeting of the City Council of the City of San Pablo on October 16, 2017 and finally passed and adopted at a regular meeting of said City Council held on the _____, 2017, by the following vote:

AYES: COUNCILMEMBERS:
NOES: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:
ABSTAIN: COUNCILMEMBERS:

ATTEST:

APPROVED:

Elizabeth Pabon-Alvarado, City Clerk

Cecilia Valdez, Mayor