

STAFF REPORT
City of Lancaster, California

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07/22/08
MVB

Date: July 22, 2008

To: Mayor Parris and City Council Members

From: Geri K. Bryan, CMC, City Clerk

Subject: **Consideration of Adoption of Ordinance No. 904**

Recommendation:

Adopt **Ordinance No. 904**, an ordinance of the City Council of the City of Lancaster, California adding Chapter 2.30 to the Lancaster Municipal Code relating to the Criminal Justice Commission.

Fiscal Impact:

None.

Background:

At the July 8, 2008 meeting, the City Council approved the introduction of Ordinance No. 904 by the following vote:

AYES: Council Members: Mann, Marquez, Sileo, Vice Mayor Smith, Mayor Parris
NOES: None
ABSTAIN: None
ABSENT: None

Attachment:

Ordinance No. 904

ORDINANCE NO. 904

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LANCASTER, CALIFORNIA ADDING CHAPTER 2.30 TO THE LANCASTER MUNICIPAL CODE RELATING TO THE CRIMINAL JUSTICE COMMISSION

WHEREAS, the City Council of the City of Lancaster (the “City Council”) has determined that it is in the public interest to establish a Criminal Justice Commission (the “CJC”) as set forth in Exhibit “A” attached hereto and incorporated herein; and

WHEREAS, the primary purpose of the CJC shall be to act in an advisory capacity to the City Council, City Manager, and Los Angeles County Sheriff’s Department on any community issue or project having a direct or indirect affect on crime and to assist in implementing projects to address high crime areas within the community; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LANCASTER DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Chapter 2.30 (“Criminal Justice Commission”) is hereby added to the Lancaster Municipal Code to read as set forth in Exhibit “A” attached hereto and incorporated herein by reference.

Section 2. If any section, subsection, sentence, clause, phrase or portion of this Ordinance, including Exhibit “A”, is held for any reason to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council of the City of Lancaster hereby declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or portions be declared invalid or unconstitutional.

Section 3. The Mayor shall sign and the City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same to be published and posted pursuant to the provisions of law in that regard and this Ordinance shall take effect 30 days after its final passage.

I, Geri K. Bryan, CMC, City Clerk of the City of Lancaster, do hereby certify that the foregoing ordinance was regularly introduced and placed upon its first reading on the _____ day of _____, 2008, and placed upon its second reading and adopted at a regular meeting of the City Council on the _____ day of _____, 2008 by the vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

GERI K. BRYAN, CMC
City Clerk
City of Lancaster

R. REX PARRIS
Mayor
City of Lancaster

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss
CITY OF LANCASTER)

CERTIFICATION OF ORDINANCE
CITY COUNCIL

I, _____, _____ City of
Lancaster, California, do hereby certify that this is a true and correct copy of the original
Ordinance No. 904, for which the original is on file in my office.

WITNESS MY HAND AND THE SEAL OF THE CITY OF LANCASTER, on this
_____ day of _____, _____.

(seal)

**EXHIBIT “A”
ORDINANCE NO. 904**

CHAPTER 2.30

CRIMINAL JUSTICE COMMISSION

Sections:

2.30.010	Creation.
2.30.020	Purpose.
2.30.030	Term of Office.
2.30.040	Chairman and vice-chairman.
2.30.050	Vacancy on the criminal justice commission.
2.30.060	Removal from office.
2.30.070	Absence from meetings.
2.30.080	Meetings.
2.30.090	Expenses.

2.30.010 Creation.

There is created a criminal justice commission for the city composed of seven commissioners who shall be residents of the city or primarily employed in the city and selected in a manner to provide representation from the entire city.

2.30.020 Purpose.

The primary purpose of the criminal justice commission is to act in an advisory capacity to the City Council, City Manager, and Los Angeles County Sheriffs Department on any community issue or project having a direct or indirect affect on crime and to assist in implementing projects to address high crime areas within the city.

2.30.030 Term of Office.

All commissioners of the criminal justice commission shall be appointed by the mayor, subject to approval of a majority of the city council. Each commissioner’s term shall be concurrent with the term of the appointing mayor and shall be automatically extended in the event the appointing mayor is reelected as mayor. Nothing contained in this section is intended to preclude the reappointment of any criminal justice commissioner upon the expiration of his or her term and all commissioners of the criminal justice commission shall serve at the will of the mayor and city council.

2.30.040 Chairman and vice-chairman.

The commissioners of the criminal justice commission shall, by election, select their own chairman to preside over their meetings, and their own vice-chairman, to preside in the absence of the chairman.

2.30.050 Vacancy on the criminal justice commission.

Any vacancy occurring on the criminal justice commission shall be filled by an appointment made by the mayor, subject to approval of a majority of the city council. Any person appointed to fill such vacancy shall serve for the remainder of the term of the commissioner whose office has been vacated.

2.30.060 Removal from office.

Whenever, in the opinion of the mayor or upon a vote of a majority of the city council, the best interests of the city shall be served thereby, any commissioner of the criminal justice commission may be removed from office by a majority vote of the city council.

2.30.070 Absence from meetings.

If a commissioner of the criminal justice commission shall be absent from three regular meetings of the criminal justice commission during any one calendar year without cause, the office of said commissioner is ipso facto terminated and such vacancy shall be filled for the unexpired term pursuant to Section 2.30.050 of this code.

2.30.080 Meetings.

The criminal justice commission shall hold one regular meeting per month, which meeting shall be held at the Lancaster City Hall Council Chamber located at 44933 North Fern Avenue, Lancaster, California. The timing and date of such meeting shall be established by resolution of the criminal justice commission.

2.30.090 Expenses.

The commissioners of the criminal justice commission shall be entitled to reimbursement for all necessary and proper expenses incurred by them in the performance of their duties as members of said criminal justice commission.