

ORDINANCE NO. _____

Ordinance Of The City Council Of The City Of Emeryville Amending Emeryville Municipal Code Section 4-9.01 To Combine The Transportation Committee And The Sustainability Committee, With Expanded Oversight, Rename It The Transportation And Sustainability Committee, And Delete Reference To City Staff; CEQA Determination: Not A Project And Exempt Pursuant To CEQA Guidelines 15378(b)(5) And 15061(b)(3)

WHEREAS, on April 16, 1991, the City Council adopted Ordinance No. 91-02, codified as part of Chapter 9 of Title 4 of the Emeryville Municipal Code (which has been subsequently amended) to create the City's Transportation Committee; and

WHEREAS, the Transportation Committee provides input and recommendations regarding City policies and priorities, as well as assisting the City Council in providing oversight related to the City's Public Works operations and the Emeryville Marina, vehicular traffic, and parking on City streets and off-street parking facilities; and

WHEREAS, on March 17, 2015, the City Council adopted Resolution No. 15-20, to create the Sustainability Committee to provide oversight related to the City's General Plan Sustainability Element, Climate Action Plan, and other environmental initiatives; and

WHEREAS, the Sustainability Committee provides oversight related to the City's General Plan Sustainability Element, Climate Action Plan, and other environmental initiatives; and

WHEREAS, each Committee is comprised of two Council Members with support from the City Manager's Office, the Public Works Department, Community Development, and Public Safety as needed, and it is not necessary to list City staff in the Municipal Code; and

WHEREAS, given the overlap in subject matter and staff support, and to encourage efficiency, the City Council desires to consolidate the Transportation and the Sustainability Committee into one committee, and rename it the Transportation and Sustainability Committee; and

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

SECTION ONE. PURPOSE AND INTENT

The purpose and intent of this Ordinance is to consolidate the City's Transportation Committee, created by Emeryville Municipal Code section 4-9.01, and the City's Sustainability Committee, created by Resolution No. 15-20, to allow for more efficiency.

SECTION TWO. AMENDING EMERYVILLE MUNICIPAL CODE SECTION 4-9.01 TO RENAME THE TRANSPORTATION COMMITTEE THE "TRANSPORTATION AND SUSTAINABILITY COMMITTEE", EXPAND THE JURISDICTION OF THE COMMITTEE, AND DELETE REFERENCE TO CITY STAFF.

Ordinance No. _____
Transportation and Sustainability Committee Consolidation
City Council Meeting | January 21, 2025
Page 2 of 4

Section 4-9.01 is hereby amended as follows. Additions are in **bold underline** text. Deletions are in ~~strikeout~~ text. Those portions not specifically amended remain unchanged.

4-9.01 Transportation and Sustainability Committee – Duties, Membership, and Procedures.

(a) Duties. The Transportation **and Sustainability** Committee may forward proposed actions to the City Council regulating vehicular traffic and parking upon the City streets and publicly controlled off-street parking facilities in a manner consistent with the provisions of this chapter, and advise the City Council on other matters related to Public Works, **and provide oversight related to the City's General Plan Sustainability Element, Climate Action Plan, and other environmental initiatives.**

(b) Membership.

~~(1)~~ The members of the Transportation **and Sustainability** Committee shall be two (2) City Councilmembers appointed by the City Council.

~~(2) The City Manager, Chief of Police, Chief of Fire, and Director of Public Works, or in the event of their absence a staff member from his or her department to serve in his or her place, shall attend all meetings of the Committee.~~

(c) Meetings. The Transportation **and Sustainability** Committee shall hold regular meetings on a monthly basis (except August). Special meetings may be held as directed by the Committee Chairperson.

(d) Committee Recommendations. Recommendations of the Transportation **and Sustainability** Committee, with the exception of items described in Section 4-9.17, shall be forwarded to the City Council to be placed on the administrative agenda of the City Council for consideration and adoption before any nonemergency recommendation is implemented.

(e) Council Action. The City Council may take any action to regulate traffic or parking in the City of Emeryville without a recommendation from the Transportation **and Sustainability** Committee.

(f) Regulated Street Parking Inventory. The Department of Public Works shall maintain an inventory of all City streets regulated for parking purposes. The inventory shall be updated to remain consistent with the actions of the Transportation **and Sustainability** Committee and resolutions of the City Council. Amendments to the Regulated Street Parking Inventory shall not require amendment to the enabling ordinance codified in this chapter.

Ordinance No. _____
Transportation and Sustainability Committee Consolidation
City Council Meeting | January 21, 2025
Page 3 of 4

(g) Regulated Off-Street Parking Facilities Inventory. The Department of Public Works shall maintain an inventory of all publicly controlled off-street parking facilities regulated for parking purposes. The inventory shall be updated to remain consistent with the actions and resolutions of the City Council. Amendments to the Regulated Off-Street Parking Facilities Inventory shall not require amendment to the enabling ordinance codified in this chapter.

(h) Traffic Signs and Signals Inventory. The City Department of Public Works shall maintain an inventory of all traffic signs, signals and painted curbs regulating traffic upon City streets. The inventory shall be updated to remain consistent with the actions of the Transportation **and Sustainability** Committee and resolutions of the City Council. Amendments to the Traffic Signs and Signals Inventory shall not require amendment to the enabling ordinance codified in this chapter.

SECTION THREE. TRANSPORTATION AND SUSTAINABILITY COMMITTEE TO SUPERSEDE THE TRANSPORTATION COMMITTEE AND THE SUSTAINABILITY COMMITTEE

The Transportation and Sustainability Committee shall supersede the Transportation Committee and the Sustainability Committee, and Section One of this Ordinance shall supersede Resolution No. 15-20. Accordingly, the City's Code Publisher is directed to change all references to the Transportation Committee in the Emeryville Municipal Code to the Transportation and Sustainability Committee.

SECTION FOUR. CEQA DETERMINATION

The City Council finds that adoption of this Ordinance is not a project as defined by the California Environmental Quality Act ("CEQA") because it is an organizational or administrative activity that will not result in direct or indirect physical changes to the environment pursuant to CEQA Guidelines 15378(b)(5) and 15061(b)(3).

SECTION FIVE. SEVERABILITY

Every section, paragraph, clause, and phrase of this Ordinance is hereby declared severable. If, for any reason, any section, paragraph, clause, or phrase is held to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity or constitutionality of the remaining section, paragraphs, clauses, or phrases.

SECTION SIX. EFFECTIVE DATE

Ordinance No. _____
Transportation and Sustainability Committee Consolidation
City Council Meeting | January 21, 2025
Page 4 of 4

This Ordinance shall take effect thirty (30) days following its final passage. The City Clerk is directed to cause copies of this Ordinance to be posted or published as required by Government Code section 33693.

SECTION SEVEN. CODIFICATION

Sections Two of this Ordinance shall be codified in the Emeryville Municipal Code. Sections One, Three, Four, Five, and Six shall not be so codified.

This Ordinance was **INTRODUCED AND FIRST READ** by the City Council of the City of Emeryville at a regular meeting held Tuesday, January 21, 2025, and **PASSED AND ADOPTED** by the City Council of the City of Emeryville at a regular meeting held Tuesday, February 4, 2025, by the following vote:

AYES: _____
NOES: _____
ABSTAIN: _____
ABSENT: _____

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

DocuSigned by:
John Kennedy
2C934D02DB55467...

CITY ATTORNEY