

ORDINANCE NO. 20-022

Ordinance Of The City Council Of The City Of Emeryville Amending Emeryville Municipal Code Section 4-9.01 To Expand The Scope Of The Transportation Committee To Consolidate The Transportation Committee With The Public Works Committee Created By Resolution No. 95-131; CEQA Determination: Exempt Pursuant to CEQA Guideline 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 through the years), creating the City's Transportation Committee as it exists currently; and

WHEREAS, Emeryville Municipal Code 4-9.01 provides that the Transportation Committee "shall 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

WHEREAS, the Transportation Committee is comprised of two Council members, with the support of the following City staff (or staff's designee): the City Manager, the City Fire Chief, the City Police Chief and the City Public Works Director; and

WHEREAS, on July 18, 1995, the City Council adopted Resolution No. 95-131, creating the City's Public Works Committee, as it exists currently; and

WHEREAS, the Public Works Committee provides advice to the City Council on Public Works related issues; and

WHEREAS, the Public Works Committee is comprised of two Council members, with the support from the following City staff: City Manager, City Public Works Director, and City Public Works Superintendent; and

WHEREAS, given the overlap in subject matter and staff support, to encourage government efficiencies, the City Council desires to consolidate the Transportation Committee and the Public Works Committee;

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 Public Works Committee, created by Resolution 95-131 to allow for efficiency in government process.

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SECTION TWO. AMENDING EMERYVILLE MUNICIPAL CODE SECTION 4-9.01(a) TO EXPAND THE JURISDICTION OF THE TRANSPORTATION COMMITTEE

Section 4-9.01(a) of the Emeryville Municipal Code is hereby amended as follows. Additions are in **bold underline** text. Deletions are in ~~strikeout~~ text. Those portions not specifically amended remain unchanged.

Duties. The Transportation Committee shall 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.**

SECTION THREE. TRANSPORTATION COMMITTEE TO SUPERSEDE PUBLIC WORKS COMMITTEE

The Transportation Committee shall supersede the Public Works Committee, and Section One of this Ordinance shall supersede Resolution No. 95-131. The Transportation Committee shall continue to meet as set forth by Council resolution.

SECTION FOUR. CEQA DETERMINATION

The City Council finds that adoption of this Ordinance is exempt from the California Environmental Quality Act ("CEQA") pursuant to Section 15061(b)(3) of the State CEQA Guidelines because it can be seen with certainty that there is no possibility that the adoption of this Ordinance may have a significant effect on the environment.

SECTION FIVE. SEVERABILITY

Every section, paragraph, clause, and phrase of this Ordinance is hereby declared to be 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

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

Section Two of this this Ordinance shall be codified, and Sections One, and Three through Seven shall NOT be codified.

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This Ordinance was introduced and first read by the City Council of the City of Emeryville at a regular meeting held on Tuesday, September 1, 2020, and **PASSED AND ADOPTED** by the City Council at a regular meeting held on Tuesday, September 15, 2020 by the following vote:

AYES:	5	Mayor Patz, Vice Mayor Martinez, and Council Members Bauters, Donahue, and Medina
NOES:	0	
ABSTAIN:	0	
ABSENT:	0	

DocuSigned by:

Christian R. Patz

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MAYOR

ATTEST:

DocuSigned by:

Sheri Hartz

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CITY CLERK

APPROVED AS TO FORM:

Michael Quinn

CITY ATTORNEY