

AN ORDINANCE REPEALING AND RE-ENACTING SECTION 2.254 OF THE SACRAMENTO CITY CODE AND DECLARING SAID ORDINANCE AN EMERGENCY MEASURE EFFECTIVE IMMEDIATELY

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

Section 1

Section 2.254 of the Sacramento City Code is hereby repealed and re-enacted to read as follows:

"Section 2.254. Appointment of Commission Members

The Commission shall consist of nine (9) members who shall be appointed as follows:

- (a) Four (4) members shall be appointed by the Mayor with the approval of the City Council;
- (b) Four (4) members shall be appointed by the Board of Supervisors of the County;
- (c) One (1) member shall be appointed by the Board of Supervisors of the County, and the Mayor with the approval of the City Council;
 - (1) Two Commissioners appointed pursuant to this Section shall be tenants of housing authority units. At least one commissioner so appointed shall be an elderly tenant.
 - (2) One non-tenant commissioner appointed pursuant to subsection (a) of this Section shall be designated by the appointing authority as Housing Commissioner Alternate One.
 - (3) One non-tenant commissioner appointed pursuant to subsection (b) of this Section shall be designated by the appointing authority as Housing Commissioner Alternate Two.

(4) Housing Commissioners Alternates One and Two shall have all of the rights and powers of other commissioners except that said Alternates shall not participate in the decision-making process for housing authority items except as follows:

(i) In the event any non-alternate non-tenant commissioner is not in attendance at a regular or special meeting of the commission, Alternate No. One shall participate in the decision-making process for housing authority items in place of that commissioner.

(ii) In the event two non-alternate non-tenant commissioners or one non-alternate non-tenant commissioner and Alternate No. One are not in attendance at any regular or special meeting of the commission, Alternate No. Two shall participate in the decision-making process for housing authority items in place of one of these commissioners.

(d) The term of office of each member shall be four (4) years, except that the terms of office of the members first appointed shall be determined as follows:

(1) At the first meeting of the Commission, the members first appointed, except the member appointed pursuant to subsection (c) of this Section, shall draw lots to determine their individual terms. Based upon the results of the lot drawing, the members first appointed shall have terms as provided in subparagraph (2) through (5) of this subsection.

(2) One member appointed pursuant to subsection (a) of this Section and one member appointed pursuant to subsection (b) of this Section, shall have an initial term of one (1) year;

(3) One member appointed pursuant to subsection (a) of this Section and one member appointed pursuant to subsection (b) of this Section shall have initial terms of two (2) years.

- (4) One member appointed pursuant to subsection (a) of this Section and one member appointed pursuant to subsection (b) of this Section shall have initial terms of three (3) years;
 - (5) One member appointed pursuant to subsection (a) of this Section and one member appointed pursuant to subsection (b) of this Section shall have an initial term of four (4) years;
 - (6) The member appointed pursuant to subsection (c) of this Section shall serve an initial term of two (2) years;
 - (7) The results of the lot drawing shall be reported to the City Council and the Board of Supervisors of the County and shall become the initial terms for the Commission members.
- (e) Vacancies occurring during a term shall be filled for the unexpired term by the appointing authority or authorities. A member shall hold office until his successor has been appointed and qualified;
 - (f) A member shall not be an elective officer or an employee of the City or County, but notwithstanding any other law, may be a member, commissioner, or other employee of any other agency, board, commission or authority of or created by or for the City or County;
 - (g) Each member shall receive as compensation the sum of Twenty Dollars (\$20.00) for each Commission meeting attended; provided that the total compensation of each member shall not exceed One Hundred Dollars (\$100.00) in any one month and further provided that the term "compensation" as used herein shall mean compensation received by said member from both the City of Sacramento and the County of Sacramento for services as a member of the Commission. In addition, each such member shall receive necessary travel and subsistence expenses incurred in the discharge of his duties.

Any member may waive compensation by filing a written Waiver of Compensation form with the Controller for the Agency.

(h) For inefficiency, neglect of duty, or misconduct in office, a member may be removed upon the affirmative vote of

- (1) a majority vote of the members of the City Council as to a commission member appointed pursuant to subsection (a) of this Section, or
- (2) a majority vote of the members of the Board of Supervisors of the County as to a commissioned member appointed pursuant to subsection (b) of this Section, or
- (3) a majority vote of both the members of the City Council and Board of Supervisors of the County as to the commission member appointed pursuant to subsection (c) of this Section.

A commission member may be removed only after the affected member has been given a copy of the charges constituting grounds for the removal and the opportunity to appear before the appointing authority or authorities in executive session to answer such charges unless the member requests a public hearing in person or by counsel. A request to appear must be made by the affected member in writing within ten (10) days after his receipt of the copy of the charges."

Section 2

The purpose of this Ordinance is to comply with the provisions of Health and Safety Code Section 34290 as amended by Chapter 1137 Statutes 1975, by reorganizing the existing Housing Commission by dissolving and reappointing the Housing Commission in order to reduce the Commission to seven (7) members.

The present members of the Housing Commission are hereby reappointed for the same terms which they held as of the date of the enactment of this Ordinance.

Section 3

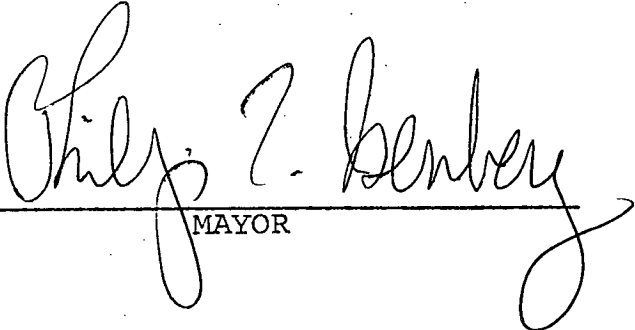
This Ordinance is declared to be an emergency Ordinance and shall take effect immediately. The reason for the emergency is to allow the Housing Authority to comply with the provisions of Chapter 1137 of Statutes 1975 which become effective January 1, 1976.

Section 4

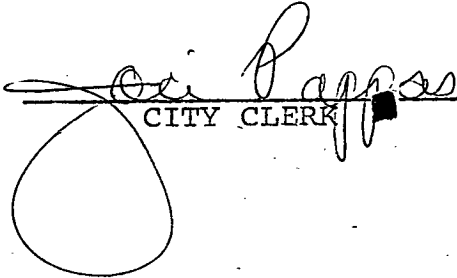
This Ordinance shall be published once in the official newspaper of the City of Sacramento within ten days after its passage.

PASSED: December 18, 1975

EFFECTIVE: December 18, 1975


MAYOR

ATTEST:


CITY CLERK