

IN THE CITY COUNCIL OF THE CITY OF SAN LEANDRO

ORDINANCE NO. 2023-xxx

AN ORDINANCE OF THE CITY OF SAN LEANDRO CITY COUNCIL TO AMEND SAN LEANDRO MUNICIPAL CODE SECTIONS 1-3-110 AND 1-3-1720 RELATED TO THE APPOINTMENT OF STUDENT MEMBERS TO THE COMMUNITY POLICE REVIEW BOARD

The City of San Leandro City Council does **ORDAIN** as follows (deletions in strikethrough and new language underlined):

Section 1. San Leandro Municipal Code section 1-3-110 is amended in its entirety to read as follows:

One elector from each Council Member District shall be appointed to each of the following Boards and Commissions:

- (a) Board of Zoning Adjustments;
- (b) Human Services Commission;
- (c) Arts, Culture and Library Commission;
- (d) Planning Commission;
- (e) Recreation and Parks Commission;
- (f) Senior Commission; and
- (g) Community Police Review Board.

Except as provided in this Code, all other members of each such Board and Commission shall be an elector of the City and appointed at large. ~~Two (2) residents who are either secondary students in their third or fourth year of secondary school or college students between the ages of eighteen (18) and twenty-two (22) ("Student Member") who are able to attend in person meetings of the Community Police Review Board shall be appointed to the Community Police Review Board. Once these members reach the age of twenty three (23), they are no longer eligible to serve or eligible for reappointment to these designated seats. Residents who are interested in appointment to the Student Member designated seats shall complete an application that will be submitted to the City Clerk, who shall schedule a City Council Rules Committee meeting for the Committee to review the applications and, at the Council Rules Committee's discretion, interview the applicants for recommendation to the City Council for appointment.~~

For two out of the three at-large appointments to the Community Police Review Board, the Mayor should endeavor to nominate for the City Council's consideration youth or students from the community to fill these particular positions, if such applicants may be identified. Any vacancy in ~~these any~~ designated seats must be addressed by the Council in accordance with San Leandro Municipal Code Section [1-3-115](#). Three (3) residents selected at large shall be appointed to the Youth Advisory Commission by each Council Member, at least one resident selected from each Council Member District, and the remainder may be selected at large. No change in Council Member District boundaries shall operate to disqualify an incumbent from office before the expiration of the term for which such member was appointed.

Section 2. Subsection (a) of San Leandro Municipal Code section 1-3-1720 is amended to read as follows:

(a) The board shall consist of nine (9) members. The membership shall include one member from each of the six (6) Council Member Districts, ~~an at large member~~ and three (3) at large members appointed by the Mayor pursuant to Section 1-3-110 of this Code ~~and two (2) Student Members, as defined by San Leandro Municipal Code Section 1-3-110.~~

Section 3. Environmental. The passage of this ordinance is not a project according to the definition in the California Environmental Quality Act and, therefore, is not subject to the provisions requiring environmental review.

Section 4. Ordinances Repealed. With the exception of the provisions protected by the savings clause, all ordinances (or parts of ordinances) in conflict with or inconsistent with this ordinance are hereby repealed.

Section 5. Severability. If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision will not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance and each of every section, subsection, sentence, clause, or phrase not declared invalid or unconstitutional without regard to whether any portion of the ordinance would be subsequently declared invalid or unconstitutional.

Section 6. Effective Date and Duration. This ordinance shall take effect thirty (30) days after its final adoption.

Section 7. Publication. The City Clerk is directed to cause this ordinance to be published in a manner required by law.

INTRODUCED at a first reading by Councilmember Ballew and passed to print on the 5th day of June 2023 by the following called vote:

AYES:

NOES:

ABSENT:

ATTEST: _____

Kelly B. Clancy, CMC
City Clerk