

ORDINANCE NO. 1172

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COACHELLA, CALIFORNIA, REGARDING CITY COMMISSION AND COMMITTEE APPOINTMENTS.

THE CITY COUNCIL OF THE CITY OF COACHELLA DOES ORDAIN AS FOLLOWS:

SECTION 1. Amendment to Coachella Municipal Code. Coachella Municipal Code Chapter 2.26 *Commission Member Requirements*, Section 2.26.020 is hereby amended as follows:

“2.26.020 - Appointment.

- A. The number of members on each commission shall be set by the city council.
- B. Unless otherwise provided in this code or by other law, each council member may nominate an individual to serve on each city commission and committee subject to appointments by the mayor, with approval by the city council, at open session of a regular or special city council meeting. If a council member fails to nominate an individual, the mayor may appoint someone with approval by the city council.
- C. Members of the city council may be appointed by the majority of the city council to be nonvoting, ex-official members of a commission.
- D. In the event of an interim vacancy, the council member who nominated the vacating member may nominate another individual, subject to appointment by the mayor with approval by the city council, for the unexpired term of the member replaced.”

SECTION 2. Amendment to Coachella Municipal Code. Coachella Municipal Code Chapter 2.26 *Commission Member Requirements*, Section 2.26.040 is hereby amended as follows:

“2.26.040 - Term.

Members of commissions shall be appointed for four year terms or less. The term of each commission member shall continue for the term of the nominating council member and automatically terminate when the council member’s term ends. If a council member is reelected, that council member is entitled to make all new nominations or may choose to re-nominate the council member’s previous nominee.

SECTION 3. Amendment to Coachella Municipal Code. Coachella Municipal Code Chapter 2.28 *Parks and Recreation Commission*, is hereby amended as follows:

“Chapter 2.28 - PARKS AND RECREATION COMMISSION

2.28.010 - Powers and duties.

There shall be a parks and recreation commission consisting of five members and one alternate member; all members shall be adults. Their duties shall include:

1. Act in an advisory capacity to the city council in all matters pertaining to parks and recreation.
2. Promote and stimulate interest in recreational programs.
3. Recommend policies for improving parks and playgrounds.
4. To consider, advise and make recommendations to the city council relative to:
 - a. Methods and policies for the acquisition, planning, development and improvement of public recreation facilities, including parks, playgrounds and special use facilities and including the selection of contract consultants for the implementation of such activities;
 - b. Permits, fees and charges to be made for recreation programs and for the use of public recreation facilities, including parks, playgrounds, and special use facilities;
 - c. Rules and regulations for the use of existing public recreation facilities, including parks, playgrounds and special use facilities, with an emphasis on equal opportunity of use and on minimizing adverse environmental impacts.
5. The city council shall respect the responsibilities of the commission and, accordingly, will endeavor, in good faith, to refer matters pertaining to parks and recreation to the commission for advice and recommendations. Notwithstanding the forgoing, nothing in this code shall prohibit the city council from acting on urgent or other matters without referring the same to the commission.

2.28.020 – Organization and procedure.

The parks and recreation commission shall follow the provisions in Chapter 2.26.

SECTION 4. CEQA. The City Council finds that this Ordinance is not subject to the California Environmental Quality Act (“CEQA”) pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonable foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly.

SECTION 5. Effective Date. This Ordinance shall take effect thirty (30) days after its adoption.

SECTION 6. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance, or any part thereof is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portion of this Ordinance or any part thereof. The City Council hereby declares that it would have passed section, subsection, subdivision, paragraph, sentence, clause or phrase thereof, irrespective of the fact that any one or

more section, subsection, subdivision, paragraph, sentence, clause or phrase be declared unconstitutional.

SECTION 7. Certification. The City Clerk shall certify the passage of this Ordinance and shall cause the same to be entered in the book of original ordinances of said City; shall make a minute passage and adoption thereof in the records of the meeting at which time the same is passed and adopted; and shall, within fifteen (15) days after the passage and adoption thereof, cause the same to be published as required by law, in a local newspaper of general circulation and which is hereby designated for that purpose

PASSED, APPROVED and ADOPTED this 10th day of February 2021.

Steven A. Hernandez
Mayor

ATTEST:

Angela M. Zepeda
City Clerk

APPROVED AS TO FORM:

Carlos Campos
City Attorney

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF COACHELLA)

I HEREBY CERTIFY that the foregoing Ordinance No 1172 was duly and regularly introduced at a meeting of the City Council on the 27th day of January 2021, and that thereafter the said ordinance amendment was duly passed and adopted on the 10th day of February 2021.

AYES: Councilmember Beaman Jacinto, Councilmember Delgado, Councilmember Galarza, Mayor Pro Tem Gonzalez, and Mayor Hernandez.

NOES: None.

ABSENT: None.

ABSTAIN: None.

Andrea J. Carranza, MMC
Deputy City Clerk