

RESOLUTION 2021-48

A RESOLUTION OF THE CITY COUNCIL IMPLEMENTING TERMS OF REMOVAL
FOR CITY BOARD, COMMISSION AND COMMITTEE MEMBERS FOR NON-
COMPLIANCE OF FILING AND TRAINING REQUIREMENTS

WHEREAS, the City of El Cerrito currently has 13 City Boards, Commissions, and Committees (Advisory Bodies) totaling over 90 appointments; and

WHEREAS, the City of El Cerrito considers all Advisory Body members to fall under the definition of a "public Officer" and therefore requires all members to subscribe to the Oath of Office pursuant to Article XX of the California Constitution, and California Government Code (GC) §36507; and

WHEREAS, the City of El Cerrito has determined that all Advisory Body member are required to complete one hour of Sexual Harassment Prevention training pursuant to GC §12950.1(a)(1); and

WHEREAS, on November 19, 2013 the City Council adopted Resolution 2013-67 specifying certain Advisory Body members be required to complete ethics training pursuant to GC §53234; and

WHEREAS, on September 6, 1977 and biennially thereafter, the City Council has adopted a resolution approving a Conflict of Interest Code specifying certain Advisory Body members be required to complete the Statement of Economic Interests (Form 700); and

WHEREAS, certain regulations do not contain language pertaining to action(s) as a result of non-compliance.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of El Cerrito that the following deadlines are applied:

1. The Oath of Office shall be due for each term of appointment prior to participating as an appointed member of the Advisory Body.
2. Sexual Harassment Prevention training shall be due within 30 days of appointment and thereafter every two years for the duration of service.
3. For designated Advisory Body members, Ethics training shall be due within 30 days of appointment and thereafter every two years for the duration of service.
4. For designated Advisory Body members, the Form 700 shall be due within 30 days of appointment, annually thereafter by April 1st, and within 30 days of ending service.

BE IT FURTHER RESOLVED that if within 30 days of specific written notice of non-compliance provided by the City Clerk or designee, the required action has not been completed, the members' term on the Advisory Body shall expire.

BE IT FURTHER RESOLVED that the City Clerk or designee shall notify City Council prior to removal for non-compliance.

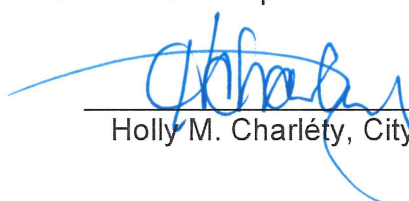
BE IT FURTHER RESOLVED that if a member is removed for non-compliance, they shall be eligible to apply for any future vacancy after a period of one year and shall be subject to the applicable appointment process established by the City Council.

BE IT FURTHER RESOLVED that this resolution shall become effective immediately upon passage and adoption.

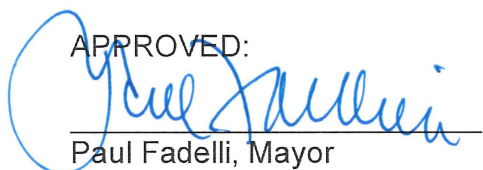
I CERTIFY that at a regular meeting on September 21, 2021 the City Council of the City of El Cerrito passed this Resolution by the following vote:

AYES: Mayor Fadelli; Mayor Pro Tem Quinto; Councilmembers Abelson, Motoyama, and Rudnick
NOES: None
ABSTAIN: None
ABSENT: None

IN WITNESS of this action, I sign this document and affix the corporate seal of the City of El Cerrito on September 28, 2021.



Holly M. Charléty, City Clerk

APPROVED:


Paul Fadelli, Mayor