

**BEFORE THE CITY COUNCIL OF THE CITY OF LAFAYETTE**

**IN THE MATTER OF:**

An Ordinance of the City Council of the City of )  
Lafayette amending Chapter 2-11 of the Lafayette )  
Municipal Code to Reduce the Total Membership of )                      Ordinance No. 639  
the Senior Services Commission )

**WHEREAS**, section 2-1101 of the Lafayette Municipal Code establishes a nine-member Senior Services Commission; and

**WHEREAS**, section 2-1102 of the Lafayette Municipal Code provides for the qualifications of the Senior Services Commission and the residence of some of its members; and

**WHEREAS**, section 2-1110 of the Lafayette Municipal Code provides that the presence of five Senior Services Commissioners shall constitute a quorum for meeting purposes; and

**WHEREAS**, the Senior Services Commission currently has two vacancies; and

**WHEREAS**, the City Council wishes to reduce the total membership of said Commission to seven members; and

**WHEREAS**, this change in membership likewise requires an amendment to the qualifications and the number of Commissioners that shall constitute a quorum.

**THE CITY COUNCIL OF THE CITY OF LAFAYETTE DOES ORDAIN AS FOLLOWS:**

**Section 1. CEQA.** The City Council finds that adoption of Ordinance 639 is not a "project," as defined in the California Environmental Quality Act ("CEQA," codified at Public Resources Code § 21000, *et seq.*, and as further governed by 14 California Code of Regulations § 15000, *et seq.*) because it does not have a potential for resulting in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment and concerns general policy and procedure making.

**Section 2. Adoption of Amendments.** Based on the record before the City Council, and all written and oral evidence presented to the City Council, the City Council hereby adopts Ordinance 639 and thereby amends Sections 2-1101, 2-1102, and 2-1110 of the Lafayette Municipal Code as described in Exhibit "A," a true and correct copy of which is attached hereto and incorporated herein by reference.

**Section 3. Effective Date.** This Ordinance becomes effective thirty (30) days after its adoption.

**Section 4. 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, invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance or any part thereof. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance irrespective of the fact that one or more sections, subsections, subdivision, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid or ineffective. To this end the provisions of this Ordinance are declared to be severable.

**Section 5. Publication.** The City Clerk shall either (a) have this Ordinance published in a newspaper of general circulation once within fifteen (15) days after its adoption, or (b) have a summary of this Ordinance published twice in a newspaper of general circulation, once five (5) days before its adoption and again within fifteen (15) days after adoption.

The foregoing Ordinance was introduced at a meeting of the City Council of the City of Lafayette held on May 26, 2015, and adopted and ordered published at a meeting of the City Council held on June 8, 2015, by the following vote:

AYES: B. Andersson, Reilly, M. Anderson, Mitchell and Tatzin

NOES: None

ABSTAIN: None

ABSENT: None

ATTEST:

APPROVED:

\_\_\_\_\_  
Joanne Robbins, City Clerk

\_\_\_\_\_  
Brandt Andersson, Mayor

**Exhibit "A"**

The following sections of Chapter 2-11 of Title 2 of the Lafayette Municipal Code are hereby amended as follows:

Section 2-1101 Creation of senior services commission is hereby deleted in its entirety and shall be replaced as follows:

**"2-1101 - Creation of senior services commission.**

A senior services commission consisting of seven members is established. The seven members shall be appointed by the city council."

Section 2-1102 – Qualifications is hereby deleted in its entirety and shall be replaced as follows:

**"2-1102 - Qualifications.**

At least five members of the commission shall reside in the city. At least a majority of the commission shall be at least 60 years of age."

Section 2-1110 Quorum is hereby deleted in its entirety and shall be replaced as follows:

**"2-1110 - Quorum.**

A majority of the voting members of the commission (four) shall constitute a quorum for the transaction of business."