

Ordinance No. 1677(21)

**An Ordinance of the City Council of the City of Lompoc,
County of Santa Barbara, State of California,
Amending Chapters 2.48, 2.52, 2.56, and 2.60 of the Lompoc
Municipal Code to Change Appointment of Certain Commissioners
from At-Large to By-District**

WHEREAS, the Lompoc Municipal Code establishes requirements for the appointment of commissioners to the Planning Commission (Chapter 2.48), Parks and Recreation Commission (Chapter 2.52), Utility Commission (Chapter 2.56), and Beautification and Appearance Commission (Chapter 2.60) ("Requirements"); and

WHEREAS, under the Requirements, commissioners may reside anywhere in the City; and

WHEREAS, the City Council desires to amend the Requirements to require that certain commissioners reside within the geographical district of the council member who nominated them for appointment, and to make other related changes to the Requirements.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LOMPOC DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Section 2.48.030 (Term of Office) is hereby replaced in its entirety with the following:

The term of office of each Planning Commissioner shall expire concurrently with that of the Council Member who was entitled to nominate the Commissioner under Section 2.48.010(A), regardless of whether the Commissioner was, in fact, nominated by a different Council Member pursuant to Section 2.48.010(C). Vacancies on the Planning Commission shall be filled in the same manner provided for in Section 2.48.010. Commissioners shall serve until their successors have been appointed by the City Council and qualified, except in the case of a vacancy due to termination of residency as described in Section 2.48.050(A). A vacancy occurring on the City Council shall not automatically terminate the office of the Commissioner nominated by the departing Council Member; however, the new Council Member filling the Council vacancy shall be entitled to nominate a candidate of his or her choice for Commissioner in the manner provided in Section 2.48.010.

SECTION 2. Section 2.48.050 (Qualifications) is hereby replaced in its entirety with the following:

- A. Each Planning Commissioner shall reside in the district represented by the Council Member who was entitled to nominate the Commissioner under Section 2.48.010(A), regardless of whether the Commissioner was, in fact, nominated by a different Council Member pursuant to Section 2.48.010(C). The Mayor, being elected at-large, may nominate for appointment any person residing in the City. Termination of residency in a district by a seated Planning Commissioner shall create a vacancy for that Planning Commission district on the thirty-first (31st) day after termination of residency unless a substitute residence within the district is established within thirty (30) days after termination of residency. Termination of residency in the City shall create an immediate vacancy of any Planning Commission seat.
- B. No person shall be appointed to the Planning Commission who is employed by the City.
- C. For purposes of subsection (A), "district" refers to the City Council Electoral Districts established by, and described in, Chapter 2.06 of this Code.

SECTION 3. Section 2.52.030 (Term of Office) is hereby replaced in its entirety with the following:

The term of office of each Parks and Recreation Commissioner shall expire concurrently with that of the Council Member who was entitled to nominate the Commissioner under Section 2.52.010(A), regardless of whether the Commissioner was, in fact, nominated by a different Council Member pursuant to Section 2.52.010(C). Vacancies on the Parks and Recreation Commission shall be filled in the same manner provided for in Section 2.52.010. Commissioners shall serve until their successors have been appointed by the City Council and qualified, except in the case of a vacancy due to termination of residency as described in Section 2.52.050(A). A vacancy occurring on the City Council shall not automatically terminate the office of the Commissioner nominated by the departing Council Member; however, the new Council Member filling the Council vacancy shall be entitled to nominate a candidate of his or her choice for Commissioner in the manner provided in Section 2.52.010.

SECTION 4. Section 2.52.050 (Qualifications) is hereby replaced in its entirety with the following:

- A. Each Parks and Recreation Commissioner shall reside in the district represented by the Council Member who was entitled to nominate the Commissioner under Section 2.52.010(A), regardless of whether the Commissioner was, in fact, nominated by a different Council Member pursuant to Section 2.52.010(C). The Mayor, being elected at-large,

may nominate for appointment any person residing in the City. Termination of residency in a district by a seated Parks and Recreation Commissioner shall create a vacancy for that Parks and Recreation Commission district on the thirty-first (31st) day after termination of residency unless a substitute residence within the district is established within thirty (30) days after termination of residency. Termination of residency in the City shall create an immediate vacancy of any Parks and Recreation Commission seat.

- B. No person shall be appointed to the Parks and Recreation Commission who is employed by the City.
- C. For purposes of subsection (A), "district" refers to the City Council Electoral Districts established by, and described in, Chapter 2.06 of this Code.

SECTION 5. Section 2.56.040 (Term of Commissioners) is hereby retitled "Term of Office" and replaced in its entirety with the following:

2.56.040 Term of Office

The term of office of each Utility Commissioner shall expire concurrently with that of the Council Member who was entitled to nominate the Commissioner under Section 2.56.010(A), regardless of whether the Commissioner was, in fact, nominated by a different Council Member pursuant to Section 2.56.010(C). Vacancies on the Utility Commission shall be filled in the same manner provided for in Section 2.56.010. Commissioners shall serve until their successors have been appointed by the City Council and qualified, except in the case of a vacancy due to termination of residency as described in Section 2.56.060(A). A vacancy occurring on the City Council shall not automatically terminate the office of the Commissioner nominated by the departing Council Member; however, the new Council Member filling the Council vacancy shall be entitled to nominate a candidate of his or her choice for Commissioner in the manner provided in Section 2.56.010.

SECTION 6. Section 2.56.060 (Qualifications) is hereby replaced in its entirety with the following:

- A. Each Utility Commissioner shall reside in the district represented by the Council Member who was entitled to nominate the Commissioner under Section 2.56.010(A), regardless of whether the Commissioner was, in fact, nominated by a different Council Member pursuant to Section 2.56.010(C). The mayor, being elected at-large, may nominate for appointment any person residing in the City. Termination of residency in a district by a seated Utility Commissioner shall create a vacancy for

that Utility Commission district on the thirty-first (31st) day after termination of residency unless a substitute residence within the district is established within thirty (30) days after termination of residency. Termination of residency in the City shall create an immediate vacancy of any Utility Commission seat.

- B. No person shall be appointed to the Utility Commission who is employed by the City.
- C. For purposes of subsection (A), "district" refers to the City Council Electoral Districts established by, and described in, Chapter 2.06 of this Code.

SECTION 7. Section 2.60.030 (Term of Office) is hereby replaced in its entirety with the following:

The term of office of each Beautification and Appearance Commissioner shall expire concurrently with that of the Council Member who was entitled to nominate the Commissioner under Section 2.60.010(A), regardless of whether the Commissioner was, in fact, nominated by a different Council Member pursuant to Section 2.60.010(C). Vacancies on the Beautification and Appearance Commission shall be filled in the same manner provided for in Section 2.60.010. Commissioners shall serve until their successors have been appointed by the City Council and qualified, except in the case of a vacancy due to termination of residency as described in Section 2.60.050(A). A vacancy occurring on the City Council shall not automatically terminate the office of the Commissioner nominated by the departing Council Member; however, the new Council Member filling the Council vacancy shall be entitled to nominate a candidate of his or her choice for Commissioner in the manner provided in Section 2.60.010.

SECTION 8. Section 2.60.050 (Qualifications) is hereby replaced in its entirety with the following:

- A. Each Beautification and Appearance Commissioner shall reside in the district represented by the Council Member who was entitled to nominate the Commissioner under Section 2.60.010(A), regardless of whether the Commissioner was, in fact, nominated by a different Council Member pursuant to Section 2.60.010(C). The Mayor, being elected at-large, may nominate for appointment any person residing in the City. Termination of residency in a district by a seated Beautification and Appearance Commissioner shall create a vacancy for that Beautification and Appearance Commission district on the thirty-first (31st) day after termination of residency unless a substitute residence within the district is established within thirty (30) days after termination of residency.

Termination of residency in the City shall create an immediate vacancy of any Beautification and Appearance Commission seat.

- B. No person shall be appointed to the Beautification and Appearance Commission who is employed by the City.
- C. For purposes of subsection (A), "district" refers to the City Council Electoral Districts established by, and described in, Chapter 2.06 of this Code.

SECTION 9. Implementation. Notwithstanding any other provision in the Lompoc Municipal Code or any City Resolution, effective at 11:59 pm on March 15, 2021, all commission seats on the Beautification & Appearance, Human Services, Parks & Recreation, Planning, Public Safety, and Utility Commissions are vacated and shall thereafter be filled in accordance with City ordinances and resolutions effective on the date each seat is filled.

SECTION 10. Effective Date. This Ordinance shall be effective on the thirty-first day after its adoption.

This Ordinance was introduced on December 15, 2020, and duly adopted by the City Council of the City of Lompoc at its duly noticed regular meeting on January 5, 2021, by the following electronic vote:

PASSED AND ADOPTED this 5th day of January, 2021, by the following electronic vote:

AYES: Council Member(s):

NOES: Council Member(s):

ABSENT: Council Member(s):

Jenelle Osborne, Mayor
City of Lompoc

Attest:

Stacey Haddon, City Clerk
City of Lompoc