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RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, ESTABLISHING RULES OF PROCEDURE AND ORDER OF BUSINESS FOR THE CITY COUNCIL OF THE CITY OF RIVERSIDE AND RELATED FUNCTIONS AND ACTIVITIES AND RESCINDING ALL PRIOR ACTIONS TAKEN THERETO, AND REPEALING RESOLUTION NO. 23618.

WHEREAS, it is the intent and desire of the City Council to conduct its business in an orderly and fair manner; and

WHEREAS, there are certain basic rights of due process and opportunity to address issues with equity, fairness, and equal protection of the law; and

WHEREAS, certain parliamentary procedures have been found to be useful in order to assure that the communication and process of government are fair, reasonable, and just; and

WHEREAS, the City has a duty to proceed with the business of government in an efficient and orderly fashion; and

WHEREAS, the City Council desires to establish uniform norms and procedures in order to accomplish these goals.

BE IT RESOLVED by the City Council of the City of Riverside as follows:

That the following shall be the Rules of Procedure and Order of Business of the City ~~Council, and Council~~ and shall govern all proceedings of the City Council therein described, subject to the exceptions and deviations provided for in ~~these such~~ rules.

Violation of these rules shall not be construed as a penal offense, excepting that breach of the peace or willful failure to comply with the lawful orders of the City Council or its presiding officer shall be punishable as misdemeanors under applicable law. ~~The City Council retains the authority to take appropriate action to enforce these rules amongst its members including, but not limited to, the inherent power of censure.~~

I
AUTHORITY

The Charter of the City of Riverside, ~~Section 412~~, provides that the City Council ~~may establish, and uniformly apply rules for the conduct of its proceeds. shall determine its own rules and order of business.~~ By ~~virtue thereof~~ accordance with said authority, and when not in conflict

1 with the Charter of the City of Riverside and the Constitution and laws of the State of California,
2 the following set of rules shall be in effect upon adoption by the City Council and until such time
3 as they are amended or new rules adopted in the manner hereinafter provided and shall prevail to
4 govern the **conduct of the proceedings and** order of business of the City Council of the City of
5 Riverside.

6 **The business of the City Council and its standing committees shall be conducted, so far as**
7 **it is practicable, in accordance with parliamentary rules as contained in Robert’s Rules of Order,**
8 **except as modified by these rules and is consistent with state open meeting laws and local**
9 **Sunshine Ordinance. The presiding officer, with the approval of the City Council, shall designate**
10 **an official parliamentarian for meetings of the City Council. The City Attorney shall act as a**
11 **resource for the interpretation of such rules but not as a parliamentarian. All appointed Boards**
12 **and Commissions shall amend their own rules and regulations to adopt Robert’s Rules of Order,**
13 **consistent with state open meeting laws, local Sunshine Ordinance and the City Charter.**

14 **II**

15 **ACT IN THE PUBLIC INTEREST**

- 16 A. **The** City Council and staff shall recognize that stewardship of the public interest must be
17 the primary concern.
- 18 B. **The** City Council will work for the common good of the people of Riverside.
- 19 C. **The** City Council will assure fair and equal treatment of all persons, claims and
20 transactions coming before the City Council and Boards and Commissions.

21 **III**

22 **ADVOCACY**

- 23 A. **The** City Council shall represent the official policies or positions of the City Council when
24 designated as delegates for this purpose.
- 25 B. When representing their individual opinions and positions, City Council **members** shall
26 explicitly state they do not represent the City Council of the City, nor will they allow the
27 inference that they do.
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IV

DUTIES

A. **DUTIES OF MAYOR; MAYOR PRO TEMPORE**

The Mayor shall be the presiding officer at all meetings of the City Council and shall have a voice in all its proceedings but shall not vote except for appointments to City Boards & Commissions or to break a City Council tie-vote which exists for any cause. The Mayor shall be the official head of the City for all ceremonial purposes. The Mayor shall have the primary but not exclusive responsibility for interpreting the policies, programs and needs of the city government to the people, and of informing the people of any major change in policy or program. The Mayor shall advise the City Council on all matters of policy and public relations and perform such other duties as may be prescribed by the City Charter. At any time before the adjournment of a meeting, the Mayor may, by public declaration spread upon the minutes of the meeting, veto any formal action taken by vote of the City Council including any ordinance or resolution, except an emergency ordinance, the annual budget or an ordinance proposed by initiative petition. Thereupon, pending the vote to override the veto as herein provided, such ordinance, resolution or action shall be deemed neither approved nor adopted. The Mayor shall, no more than twenty days following the veto, provide to Council members, in writing, reasons for the Mayor's veto. If the Mayor fails to provide a written veto message within the time allotted, the original action of the City Council shall stand. At any regular or adjourned meeting held not less than thirty days, nor more than sixty days after veto the City Council shall reconsider such ordinance, resolution or action and vote on the question of overriding the veto. Five affirmative votes shall be required for its adoption or approval. The Mayor shall have no right to veto the veto override of any ordinance, resolution, or action.

In the absence of the Mayor, the Mayor Pro Tempore shall assume the duties of the Mayor. The Mayor Pro Tempore shall be appointed from members of the City Council on the following ward rotational basis with each member serving for a term of six months: Ward 7, Ward 6, Ward 5, Ward 4, Ward 3, Ward 2, and Ward 1 or as otherwise determined by the City Council. In the event the Mayor and Mayor Pro Tempore are absent, the Councilmember last

1 serving as Mayor Pro Tempore shall be assigned said role. The Mayor Pro Tempore shall
2 conduct the City Council meetings and shall vote only as a member of the City Council, not as
3 Mayor Pro Tempore. In the event of a tie-vote, the Mayor Pro Tempore shall not have a tie-
4 breaking vote and the City Council vote shall be recorded as a negative or "nay" vote. The Mayor
5 Pro Tempore shall not have the power to veto acts of the City Council.

6 In addition to the duties enumerated above, the Mayor Pro Tempore shall be responsible
7 for the coordination of any special or annual evaluation of the City Manager, City Attorney, or the
8 City Clerk. Said responsibility may include but not be limited to the distribution, collection, and
9 tabulation of any written evaluations; and the calendaring of any closed session during which time
10 the evaluations shall be conducted.

11 The Mayor Pro Tempore shall also use their best efforts to participate in the agenda-
12 setting meeting, as set forth in Article IX(D) below, preceding each City Council meeting.

13 B. DUTIES OF MAYOR AND COUNCIL MEMBERS

14 Promptly at the hour set by law on the date of each regular meeting, the Mayor and
15 Councilmembers shall take their regular stations in the Art Pick Council Chamber and the
16 business of the City Council shall be taken up for consideration and disposition.

17 C. MOTIONS TO BE STATED BY PRESIDING OFFICER

18 When a motion is made, it shall be stated by the presiding officer or the City Clerk before
19 debate.

20 D. DECORUM

21 1. While the City Council is in session, the members must preserve order and decorum, and a
22 member shall not, by conversation or otherwise, delay or interrupt the proceedings or the peace of
23 the City Council nor disturb any member while speaking, nor refuse to obey the orders of the City
24 Council, or the presiding officer, except as otherwise herein provided.

25 2. During City Council, Board, Commission, and Committee meetings noticed and open to
26 the public pursuant to the Brown Act, the use of Electronic Communication System Devices by
27 members is discouraged with limited access.

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1 E. VOTES REQUIRED TO TAKE ACTION

2 Unless a higher vote is required by provisions of the City Charter, the affirmative votes of
3 at least four members of the City Council shall be required in order for the City Council to ~~take~~
4 ~~action~~ **act** on an item of business or the adoption of any ordinance or resolution, or for the making
5 or approving of any order for the payment of money.

6 Any ordinance declared by the City Council to be necessary as an emergency measure as
7 hereinafter defined may be introduced and adopted at one and the same meeting if passed by at
8 least five affirmative votes.

9 At any meeting after the adoption of the City's budget, the City Council may amend or
10 supplement the budget by motion adopted by the affirmative votes of at least five members so as
11 to authorize the transfer of unused balances appropriated for one purpose to another purpose or to
12 appropriate available funds not included in the budget.

13 F. VOTING DISQUALIFICATION

14 Neither the Mayor nor any Council member who is disqualified shall vote upon the matter
15 on which the member is disqualified. Any member shall openly state that they are ~~abstaining~~
16 ~~recusing themselves~~ because of a disqualifying financial or other conflict of interest. The Mayor
17 or any councilmember who is disqualified due to a financial interest shall publicly identify the
18 financial interest in detail sufficient to be understood by the public except that disclosure of the
19 exact street address of a residence is not required. As to any other conflict of interest, the
20 member's determination may be accompanied by an oral or written disclosure of such conflict of
21 interest. A member who is disqualified by a conflict of interest in any matter shall not remain in
22 the member's chair during the discussion and vote on such matter unless the matter has been
23 placed on the consent agenda.

24 G. PARTICIPATION ON NON-PROFIT BOARDS OF DIRECTORS AND CONFLICTS
25 OF INTEREST.

26 It shall be the policy of this Council that the Mayor and members of the City Council
27 should not serve as members of the board of directors of a non-profit corporation which is
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1 receiving or will be reasonably likely in the future to seek and/or receive funding from the City of
2 Riverside so as to avoid any appearance of a conflict of interest.

3 In the event that the Mayor and/or a member of the City Council serves as a non-
4 compensated member of the board of directors of a non-profit corporation, then a contract may be
5 made between the City of Riverside and the non-profit corporation provided that:

- 6 • The public official discloses his/her participation on the non-profit corporation's
7 board of directors to the City Council at the time the City Council is considering the contract with
8 the non-profit corporation;
- 9 • The public official's interest as a member of the non-profit corporation's board of
10 directors is noted in the official minutes of the City Council meeting; and
- 11 • The public official disqualifies themselves from any vote, deliberation, or
12 influence on the matter before the City Council.

13 Furthermore, if it is determined based upon a factual analysis that the Mayor or a City
14 Council member serves as a non-compensated member of the board of director of a non-profit
15 corporation, and that the non-profit supports functions of the City as one of its primary purposes,
16 then the public official is determined to have a "non-interest" and may therefore participate in the
17 deliberation and vote on the matter before it. However, the public official's interest as a member
18 of the non-profit corporation's board of directors must be noted in the official minutes of the City
19 Council meeting.

20 Further, the City Manager, City Attorney, and City Clerk shall not serve as a member of
21 the board of directors of a non-profit corporation which is receiving or will be reasonably likely in
22 the future to seek and/or receive funding from the City of Riverside so as to avoid any appearance
23 of a conflict of interest.

24 H. MAYOR AND COUNCIL MEMBERS TO AVOID IMPROPER CONSIDERATION OF
25 PENDING OR CONTEMPLATED MATTERS

26 Open Mind. The Mayor and Councilmembers will make every effort not to pledge or
27 promise to vote in any particular manner on any matter pending before it.

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V

ROLE OF THE MAYOR AND CITY COUNCIL

A. MAYOR AND CITY COUNCIL CONDUCT IN GENERAL

1. **The** Mayor and Councilmembers shall treat everyone with courtesy.

2. Inappropriate behavior is derogatory and damages the perception of the City.

3. While the City Council is in session the Mayor, Councilmembers and City staff shall preserve strict order and decorum. Neither the Mayor nor any Councilmember shall delay or interrupt the proceedings of the City Council or interrupt any member while speaking.

4. Councilmembers should use the speaker sequencing system to indicate to the presiding officer that they want to speak. The presiding officer will acknowledge them before they begin speaking.

5. Any Councilmember shall have the right to express dissent from, or protest to, or comment upon, any action of the City Council.

6. Once a vote is taken on an issue, Councilmembers will support the law made by the City Council. If a Councilmember wants an issue to be reconsidered, he/she will make a motion to reconsider as provided for in Section XII of these Rules of Procedure. When possible, the City Council should attempt to reach consensus on an issue. When this is not possible, the majority vote shall prevail. However, the City Council shall respect the opinion of the minority.

7. The Mayor and City Council shall publicly share substantive information, which they may have received from sources outside the public decision-making process that is relevant to a matter under consideration by the City Council.

8. Allow for everyone's opinion to be heard and respected, even if they do not win the vote or prevail on the issue. Strive for a win-win situation by respecting diverse opinions.

9. Councilmembers will allow room for dialogue. When discussing an agenda item, the City Council will allow the opportunity to dialogue with each other to build consensus on an item.

1 10. Any member of the City Council may move to require the presiding officer to
2 enforce the rules and an affirmative vote of a majority of Council members present shall be
3 required to do so.

4 B. MAYOR AND CITY COUNCIL CONDUCT WITH ONE ANOTHER

- 5 1. The Mayor and City Council will value each other's time.
6 2. All Councilmembers have the opportunity to speak and agree to disagree.
7 3. The City Council will avoid negative comments that could offend other
8 Councilmembers during public meetings, in the press, or any other time.
9 4. The City Council will practice civility and decorum in discussions and debate.
10 5. The presiding officer has an affirmative duty to maintain order. The City Council
11 will honor the role of the presiding officer in maintaining order.

12 C. MAYOR, CITY COUNCIL AND CITY MANAGER CONDUCT WITH STAFF

- 13 1. Mayor and Councilmembers should always feel free to speak directly with the City
14 Manager on matters of interest or concern to them.
15 2. The Mayor, City Council, City Manager and City Staff shall respect and adhere to
16 the City's form of government, which is a Charter City operating under a Council-Manager form
17 of government, with the City Council acting as the legislative body of the City. The City Council
18 is the visionary policy maker and the staff is responsible for implementation of City Council
19 policies.
20 3. The City Council directs the City Manager to implement City Council policy
21 decisions through the administrative functions of the City.
22 4. The Mayor and City Council shall treat staff professionally.
23 5. When possible, the Mayor and City Council should attempt to seek answers to
24 questions on an item on the agenda, from the City Manager, City Attorney, City Clerk or
25 Department/Division Head prior to the meeting.
26 6. The Mayor and Councilmembers will not get involved in personnel issues except
27 during a closed session where personnel issues may be discussed or as otherwise appropriate
28 concerning the City Manager, City Attorney, City Clerk or other staff appointed by the City

1 Council. This includes hiring, firing, promoting, disciplining, and all other forms of personnel
2 matters.

3 7. If a Councilmember is unhappy about a department or an employee he/she may
4 discuss the situation with the City Manager, Assistant City Manager, or the City Attorney or City
5 Clerk as appropriate.

6 D. MAYOR AND CITY COUNCIL CONDUCT WITH THE PUBLIC

7 1. The Mayor and City Council will make the public feel welcome.

8 2. The Mayor and City Council shall not be partial, prejudiced or disrespectful
9 toward the public.

10 3. The Mayor and City Council should not make snappy, sarcastic comments to the
11 public or to each other.

12 4. The Mayor and City Council shall treat members of the public equally.

13 5. The Mayor and City Council members shall make no promises to the public on
14 behalf of the City Council.

15 6. The Mayor and City Council shall not argue with members of the public.

16 7. The Mayor and City Council shall listen courteously and attentively to all public
17 comments before the City Council.

18 E. MAYOR AND CITY COUNCIL CONDUCT WITH OTHER AGENCIES

19 1. The Mayor and City Council shall be clear about representing the City or personal
20 interests to members of other agencies.

21 2. The Mayor and City Council shall project a positive image of the City when
22 dealing with other agencies.

23 3. The Mayor and individual Councilmembers can lobby or discuss with other
24 legislators, government officials or developers issues that have been adopted by the City Council
25 or are City Council policy; they should not represent themselves as the City if it is only an
26 individual issue.

27 4. The Mayor and City Council shall show tolerance and respect for other agencies'
28 opinions and issues and agree to disagree with them when necessary.

1 F. MAYOR AND CITY COUNCIL CONDUCT WITH BOARDS AND COMMISSIONS

- 2 1. The Mayor and City Council works through the board/commission chairs.
- 3 2. The Mayor and City Council shall treat all members of Boards and Commissions
- 4 with appreciation and respect.
- 5 3. It has been the practice of the Mayor and City Council ~~to not~~ not to participate in
- 6 Board and Commission meetings for the purpose of, and to avoid perception of, influencing the
- 7 outcome of said meetings.

8 G. COUNCIL CONDUCT WITH STANDING CITY COUNCIL COMMITTEES

- 9 1. *Government Code* section 54952.2 defines a meeting of the legislative body of the
- 10 City of Riverside and provides certain limitations on the attendance of its members.
- 11 2. A member of the City Council, who is not a member of the standing committee,
- 12 may attend an open and noticed meeting of a the standing committee of the City Council,
- 13 provided that they attend only as observers and do not participate in any discussion.

14 H. MAYOR AND CITY COUNCIL CONDUCT WITH THE MEDIA

- 15 1. The Mayor and City Council shall never go “off the record”, discuss information
- 16 pertaining to closed sessions, personnel, litigation or acquisition of property items, when dealing
- 17 with the media. Providing background information is acceptable.

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21 I. OBTAINING THE FLOOR

- 22 1. Any member of the City Council wishing to speak must further obtain the floor by
- 23 being recognized by the presiding officer. The presiding officer must recognize any
- 24 Councilmember who seeks the floor when appropriately entitled to do so.
- 25 2. With the concurrence of the presiding officer, a Councilmember holding the floor
- 26 may address a question to another Councilmember and that Councilmember may respond while
- 27 the floor is still held by the Councilmember asking the question. A Councilmember may opt not
- 28 to answer a question while another Councilmember has the floor.

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VI

ROLE OF CITY STAFF

A. City staff will provide written analysis and information on all agenda items prior to the meetings. Additionally, a copy of the materials, including technical reports will be available to the public.

B. Staff will be available to answer questions of the City Council prior to and during City Council meetings.

C. Staff will respond to questions from the public during City Council meetings when requested to do so by the Mayor, City Council, or City Manager.

D. Staff will not argue with the public or the City Council.

E. During City Council meetings staff shall turn off or switch any electronic equipment such as pagers and cellular telephones to a silent mode.

F. Councilmembers and staff who participate in meetings with outsiders should be apprised of any follow-up correspondence to that party, particularly if there is some controversy; the City Manager and all Councilmembers should get copied on all correspondence.

G. Staff will remain objective on issues. Staff should not be an advocate for issues unless so directed by the City Council. Rather, they should promote or assist the efforts of the City Council.

H. Staff will inform the City Council as soon as possible of upcoming issues, particularly issues that will impact the City significantly and may be coming before City Council on short notice.

I. Staff will provide each Councilmember with written notification of any meetings or discussions relative to any development project in the Councilmember's respective ward. Each Councilmember may, at their option, follow up with staff regarding the details of the project and any policy issues that may be coming before the City Council.

J. If only one or two Councilmembers feel something is controversial or a "hot" issue and it may be coming before the City Council, the City Manager will inform the Mayor and the Councilmembers whose ward the issue concerns.

1 K. The City Manager will advise management to become aware of and sensitive to
2 potentially political or controversial issues coming before the City Council.

3 L. City staff will implement all City Council policies as directed by the City Manager; staff
4 will not implement any actions for the City without prior approval of the City Council and City
5 Manager.

6 **VII**

7 **ROLE OF THE PUBLIC**

8 A. Members of the public attending the City Council meetings are requested to observe the
9 same rules and decorum applicable to the City Council and staff.

10 B. All speakers must approach the podium when recognized by the presiding officer.
11 Members of the public shall only speak from the podium.

12 C. Members of the public shall turn off or switch any electronic equipment such as pagers
13 and cellular telephones to a silent mode while attending a City Council meeting.

14 D. If a member of the public desires to provide written correspondence (11 copies
15 recommended) to the City Council, all such materials shall be given directly to the City Clerk
16 prior to the meeting, or if during the course of the meeting, the materials shall be given to the City
17 staff on the dais. At no time shall the public enter the well to provide the materials directly to
18 members of the City Council.

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22 **VIII**

23 **MEETINGS**

24 A. **CALL TO ORDER - PRESIDING OFFICER**

25 The Mayor, or in the Mayor's absence the Mayor Pro Tempore, shall take the chair at the
26 hour appointed for the meeting and shall immediately call the City Council to order. Upon the
27 arrival of the Mayor, the Mayor Pro Tempore shall immediately relinquish the chair at the
28 conclusion of the business presently before the City Council.

1 B. ROLL CALL MEETING ATTENDANCE

2 Before the City Council ~~shall~~ proceeds with the business before it, the City Clerk shall
3 enter into the minutes the names of the Mayor and those Councilmembers present. The later
4 arrival of any absentee shall also be entered into the minutes.

5 C. QUORUM CALL

6 During the course of the meeting, should the presiding officer note a City Council quorum
7 is lacking, the presiding officer shall call this fact to the attention of the City Clerk. The presiding
8 officer shall issue a quorum call. If a quorum has not been restored within two minutes of a
9 quorum call, the Chair may declare a recess for a reasonable period of time in order to reestablish
10 a quorum or the meeting shall be deemed automatically adjourned.

11 D. CITY COUNCIL MEETING SCHEDULE

12 Regular meetings of the City Council shall be held in the Art Pick Council Chamber, 3900
13 Main Street, Riverside, California, on the first four Tuesdays of each month, ~~taking into~~
14 ~~consideration any legal holidays which may occur.~~ There shall be no meeting on the fifth
15 Tuesday of the month. ~~As general policy, cancel any meetings the Tuesday following a legal~~
16 ~~Monday holiday, the week of Thanksgiving, the week of Christmas through the first of the year.~~

17 For the months of July, August and September, meetings shall occur on the first and third
18 Tuesdays of the month. ~~For the months of April, June, and October, meetings shall occur the~~
19 ~~second, third, and fourth Tuesday of the month.~~

20 Regular meetings of the City Council ~~are held in an afternoon session and/or evening~~
21 ~~session. Afternoon sessions shall may~~ commence at approximately 1:00 p.m. or 3 p.m. ~~and shall~~
22 ~~include oral communication public comment from the public followed by any closed sessions,~~
23 ~~workshops, public hearings, or other business, as necessary. Public hearings shall commence at~~
24 ~~approximately 3:00 p.m. or 6:15 p.m.~~ Evening sessions shall begin at approximately 6:15 p.m.
25 ~~Public hearings shall commence at approximately 3:00 p.m. or 6:15 p.m. and shall include an~~
26 ~~additional period for oral communications from the public at 7:00 p.m.~~ One meeting each month
27 shall be reserved for City Council workshops. City Council meetings may be canceled for lack of
28 agenda items.

1 The appointed hours noted herein are set forth for the convenience of the City Council and
2 are subject to change.

3 E. ADJOURNED MEETINGS

4 The City Council may adjourn any regular, adjourned regular, special, or adjourned
5 special meeting to a time and place specified in the order of adjournment as permitted by law and
6 in compliance with Chapter 4.05 of the Riverside Municipal Code.

7 F. SPECIAL MEETINGS

8 The Mayor or a majority of the City Council may call a special meeting by providing
9 notice five (5) days in advance of the meeting to the Mayor, all members of the City Council, to
10 all media outlets, and to persons having requested notification pursuant to State law.

11 G. CLOSED SESSIONS

12 The City Clerk or his/her designee shall attend each closed session of the City Council and
13 keep and enter in a minute ~~book~~ log a record of topics discussed and decisions made at the
14 meeting. In the event of a closed session concerning personnel matters conducted in conformance
15 with *California Government Code* section 54957, the Mayor Pro Tempore or his/her designee
16 shall enter in a minute ~~book~~ log a record of the topics discussed and decisions made at the
17 meeting. The minute ~~book~~ log is not a public record subject to inspection pursuant to the
18 California Public Records Act (*California Government Code* section 6250 *et seq.*), and shall be
19 kept confidential. The minute ~~book~~ log/audio shall be available only to members of the
20 legislative body or, if a violation of *California Government Code* sections 54950 through 54962 is
21 alleged to have occurred at a closed session, to a court of general jurisdiction wherein the local
22 agency lies.

23 All proper matters discussed during closed sessions shall be private and confidential, and
24 the disclosure by any person of the topics or details of such matters is expressly prohibited. If a
25 Councilmember feels it is necessary, then preliminary notes may be taken which should not be
26 kept as the Councilmembers permanent records. All closed session information, verbal or
27 written, is confidential and private.

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1 H. EMERGENCY MEETINGS.

2 In the case of an emergency situation involving matters upon which prompt action is
3 necessary due to the disruption or threatened disruption of public facilities, the City Council may
4 hold an emergency meeting without complying with either the 24-hour notice requirement or the
5 24-hour posting requirement of *Section 54956* or both of the notice and posting requirement.

6 Each local newspaper of general circulation and radio or television station that has
7 requested notice of special meetings pursuant to *Section 54956* shall be notified by the presiding
8 officer of the legislative body, or designee thereof, one hour prior to the emergency meeting, or,
9 in the case of a dire emergency, at or near the time that the presiding officer or designee notifies
10 the members of the City Council of the emergency meeting. This notice shall be given by
11 telephone and all telephone numbers provided in the most recent request of a newspaper or station
12 for notification of special meetings shall be exhausted. In the event that telephone services are
13 not functioning, the notice requirements of this section shall be deemed waived, and the
14 legislative body, or designee of the legislative body, shall notify those newspapers, radio stations,
15 or television stations of the fact of the holding of the emergency meeting, the purpose of the
16 meeting, and any action taken at the meeting as soon after the meeting as possible.

17 During an emergency meeting, the City Council may meet in closed session pursuant to
18 *Section 54957* if agreed to by a two-thirds vote of the members of the City Council present, or, if
19 less than two-thirds of the members are present, by an unanimous vote of the members present.

20 All special meeting requirements, as prescribed in *Section 54956* shall be applicable to an
21 emergency meeting, with the exception of the 24-hour notice requirement.

22 The minutes of an emergency meeting, a list of persons who the presiding officer of the
23 City Council, or designee of the City Council, notified or attempted to notify, a copy of the roll
24 call vote, and any actions taken at the meeting shall be posted for a minimum of ten days in a
25 public place as soon after the meeting as possible.

26 I. TELECONFERENCED MEETINGS

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1 City Council may hold teleconferenced meetings pursuant to *Section 54953* for City Council, City
2 Council Standing Committees, Planning Commission, Board of Public Utilities, Budget
3 Engagementpacket Commission, and the Community Police Review Commission.

4 IX

5 AGENDA

6 A. DECLARATION OF POLICY

7 No ordinance, resolution, or item of business shall be introduced or acted upon before the
8 City Council at its meeting without it having been published on the agenda of the meeting and
9 posted in accordance with Riverside Municipal Code Title 4 and *California Government Code*
10 section 54954.2(a) as the same now exist or hereafter amended. Exceptions to this rule are
11 limited to those provided by State law and matters of business remaining uncompleted from a
12 regular meeting.

13 B. DEFINITIONS

14 For purposes of this section, the terms listed herein shall be defined as follows:

15 1. "Agenda Item" means an item placed on the agenda irrespective of location (save
16 and except for matters raised under Oral Communications) to be transacted or discussed by the
17 City Council. For purposes of this Section, any quasi-judicial appeals shall be considered action
18 items in accordance with *California Government Code* section 54952.6 as the same now exists or
19 hereafter may be amended.

20 Each agenda item shall contain a brief general description of each item of business to be
21 transacted or discussed at the meeting in accordance with *California Government Code* section
22 54954.2 as the same now exists or hereafter may be amended, whether the matter is to be
23 presented in Closed Session, on the Consent Calendar, the Discussion Calendar, the Public
24 Hearing Calendar, or such other time as may be scheduled.

25 Each agenda item shall be supported by all relevant documentation, which may include
26 but not be limited to the following as applicable:

27 a. The need therefore and the department or departments involved or affected
28 thereby;

- 1 b. Recommendation of the City Manager, if applicable;
2 c. Comments of the City Attorney, if the item involves legal issues;
3 d. Past City Council actions or practices, if any, relating to such matter;
4 e. Past legislative history or hearings, if any;
5 f. Financial benefits or costs which would accrue to the City as a result of the
6 recommended action;
7 g. For awards of contracts, the contracts shall be prepared and presented;
8 h. If funds are requested, the budgetary source of funds;
9 i. Person or persons to contact for further information;
10 j. Estimated balances shall be included for appropriations from General Fund
11 Contingency Reserve and supplemental appropriations from fund balance.

12 2. "Agenda" means the compilation of the descriptive titles of agenda items
13 submitted to the City Clerk, arranged in the sequence established in Section IX.E. hereof.

14 3. "Packet" means the Agenda and all supporting documentation.

15 4. "Emergency Situation" means both of the following:

16 a. An emergency, which shall be defined as a work stoppage, crippling
17 activity, or other activity that severely impairs public health, safety, or both, as determined by a
18 majority of the members of the City Council.

19 b. A dire emergency, which shall be defined as a crippling disaster, mass
20 destruction, terrorist act, or threatened terrorist activity that poses peril so immediate and
21 significant that requiring a legislative body to provide one-hour notice before holding an
22 emergency meeting may endanger the public health, safety, or both, as determined by a majority
23 of the members of the City Council.

24 5. "~~Items Carried Over~~ Continued Items" means items uncompleted from a prior
25 agenda of a City Council meeting.

26 C. PROCEDURE FOR BRINGING MATTERS BEFORE CITY COUNCIL

27 1. Persons Who May Place Matters On The Agenda
28

1 Except for matters pending before any committee, commission or other advisory body of
2 the City or the City Council, matters pertinent to and within the jurisdiction of the City may be
3 placed on the agenda by the Mayor, any Councilmember, the City Manager, City Attorney or City
4 Clerk.

5 2. Scheduling Public Hearings Mandated By State, Federal or Local Statute.

6 The City Clerk may schedule a public hearing at any available time and date in those cases
7 where State, Federal or local statute mandates the City Council hold a public hearing.

8 3. Submission of Agenda Items.

9 Except for ~~Items Carried Over Continued Items~~, as a condition to placing an item on the
10 Council's agenda, by the Mayor, any Councilmember, the City Manager, the City Attorney or the
11 City Clerk, a City Council report should be prepared and submitted to the City Clerk not later
12 than 12:00 p.m. of the fifteenth (15th) day prior to each regular City Council meeting at which the
13 item shall be heard.

14 4. Preparation of the Packet.

15 Not later than ~~5:00 p.m.~~ twelve (12) days prior to each regular City Council meeting, the
16 City Clerk shall prepare the packet. No item shall be considered by the City Council if not
17 included in the packet, except as provided in section 4.05.050 of the Riverside Municipal Code.

18 5. Posting of Agenda.

19 The City Clerk shall post the agenda of each City Council Regular or Adjourned Regular
20 Meeting at least twelve (12) days in advance of said meeting in a location that is freely accessible
21 to members of the public. The City Clerk shall maintain an affidavit indicating the location, date
22 and time of posting each agenda.

23 6. Distribution of the Packet.

24 Not later than ~~6:30 p.m.-noon~~ ~~twelve (12)~~ ~~elev~~ (11) days prior to each regular City
25 Council meeting, the City Clerk shall distribute the ~~paper~~ packet to the Mayor, each member of
26 the City Council, the City Manager and the City Attorney. ~~Twelve (12)~~ ~~Eleven~~ (11) days prior to
27 each regular City Council meeting, the City Clerk shall distribute the ~~paper~~ packet to the
28 designated department directors, and such other persons or institutions as the City Clerk shall

1 deem necessary or appropriate. Paper or electronic copies of the packet shall be made for the
2 news media and such other organizations, agencies, institutions or persons as may wish to
3 subscribe to receipt thereof, and the City Clerk will make the packet available electronically on
4 the City's webpage.

5 ///

6 ///

7 7. Failure to Meet Deadlines. Refer to Title 4 of the Riverside Municipal Code.

8 ~~a. The City Clerk shall not, without the consent of the City Manager or City~~
9 ~~Attorney, accept any agenda item or revised agenda item after the deadlines established hereby.~~

10 ~~b. Supplemental Agenda And Related Materials Requirements For Regular Meetings~~
11 ~~Of The City Council and City Council Standing Committees. Notwithstanding the notice~~
12 ~~provisions of Section 4.05.050(A) of the Riverside Municipal Code, the City Council and City~~
13 ~~Council Standing Committees, may amend or supplement a posted agenda or agenda-related~~
14 ~~materials no later than 72 hours before a regular meeting and only for the following reasons or~~
15 ~~under the following conditions:~~

16 ~~(i) to add an item due to an emergency or urgency, provided the local body~~
17 ~~makes the same findings as required by Section 4.05.050(D) of the Riverside Municipal Code~~
18 ~~before taking action;~~

19 ~~(ii) to delete or withdraw any item from a posted agenda however, nothing~~
20 ~~herein shall limit the ability of a local body to delete or withdraw an item during the meeting;~~

21 ~~(iii) to provide additional information to supplement the agenda-related material~~
22 ~~previously published with the agenda provided that the additional information was not known to~~
23 ~~staff or considered to be relevant at the time the agenda-related materials were filed. Examples of~~
24 ~~supplemental material permitted by this Section are reports responding to questions or requests~~
25 ~~raised by members of a local body after posting and filing of the twelve-day agenda and materials,~~
26 ~~and analyses or opinions of the item by the Office of the City Attorney, any member of the City~~
27 ~~Council, or the Mayor;~~

28 ~~(iv) to correct errors or omissions, or to change a stated financial amount, or to~~

1 ~~clarify or conform the agenda title to accurately reflect the nature of the action to be taken on the~~
2 ~~agenda time;~~

3 ~~(v) to continue an agenda item to a future regular meeting of the local body~~
4 ~~provided that members of the public are given an opportunity to address the local body on the~~
5 ~~limited question whether to continue the item to a future meeting.~~

6 ~~///~~

7 ~~e. Excuse Of Sunshine Notice Requirements. If an item appears on an agenda but~~
8 ~~the local body fails to meet any of the additional notice requirements under this Section, the local~~
9 ~~body may take action only if:~~

10 ~~(i) The minimum notice requirements of the Riverside City Charter and the~~
11 ~~Brown Act have been met; and,~~

12 ~~(ii) The local body, by a two-thirds vote of those Councilmembers present,~~
13 ~~adopts a motion determining that, upon consideration of the facts and circumstances, it was not~~
14 ~~reasonably possible to meet the additional notice requirements under this Section and any one of~~
15 ~~the following exists:~~

16 ~~a. the need to take immediate action on the item is required to avoid a~~
17 ~~substantial impact that would occur if the action were deferred to a subsequent special or regular~~
18 ~~meeting; or,~~

19 ~~b. there is a need to take immediate action which relates to federal, state,~~
20 ~~county or other governmental agency legislation or action or the local body's eligibility for any~~
21 ~~grant or gift; or,~~

22 ~~c. the item relates to a purely ceremonial or commendatory action.~~

23 ~~(iii) Notwithstanding the provisions of this subsection, if the Mayor or a~~
24 ~~Council Member, with the concurrence of another Council Member, believe an item is urgent, and~~
25 ~~the failure to meet any additional notice requirements was due to:~~

26 ~~a. the need to take immediate action, which came to the attention of the~~
27 ~~local body after the agenda was posted, or;~~

28 ~~b. a software or hardware impairment as defined by Section 4.05.010(H) of~~

1 ~~the Riverside Municipal Code and such additional notice requirements are satisfied no later than~~
2 ~~seventy-two (72) hours before the date of the meeting; or,~~

3 ~~(iv) The item is a closed session item relating to ongoing, proposed or~~
4 ~~threatened litigation.~~

5 ~~d. Action On Items Not Appearing On The Agenda. Notwithstanding subsection~~
6 ~~(C) of this Section, a local body may take action act on items not appearing on a posted agenda~~
7 ~~only if:~~

8 ~~(i) The Matter Is An Emergency. Upon a determination by a majority vote of the~~
9 ~~local body that a work stoppage, crippling disaster, or other activity exists which severely impairs~~
10 ~~public health, safety or both.~~

11 D. AGENDA-SETTING MEETING

12 1. The City Council agenda-setting meeting normally takes place on Wednesdays,
13 and sets the following two City Council agendas, but can be rescheduled, if necessary.

14 2. The members include the Mayor, Mayor Pro Tem, City Manager, City Attorney,
15 City Clerk, and Assistant City Managers. In the event that any of these representatives cannot
16 attend the meeting, they may send a representative in their place.

17 3. The City Clerk, as the City official who manages and publishes the agenda, shall
18 serve as the chairperson.

19 4. The role of the Mayor and Mayor Pro Tem, in addition to collaborating as team
20 members with executive management to set the agenda, is to track City Councilmembers' referred
21 items and ensure they are placed on the agenda. If an item is not addressed in the timeframe
22 noted, the Mayor Pro Tem will provide written notification to the City Councilmember(s) who
23 made the referral. The City Clerk's Master Meeting Calendar will be used as the tracking tool.

24 5. When a City Councilmember refers an item to be placed on the agenda, a
25 timeframe must be included. It will include the Councilmember's name, and the specific type of
26 item requested (action vs. discussion). City Council items should always be considered a priority
27 for scheduling.
28

1 6. Any City Councilmember may attend at the invitation of the Mayor Pro Tem
2 (provided it does not violate quorum rules).

3 ///

4 ///

5 ///

6 E. CONSENT CALENDAR

7 There shall be a consent calendar on all regular meeting agendas on which shall be
8 included those matters which the Mayor, Councilmembers, and City Manager deem to be routine
9 in nature and not likely to be subject to debate or inquiry.

10 All items for presentation on the consent calendar shall conform to the format, guidelines
11 and deadlines set out in Section B, above. On any matter not requiring immediate action,
12 Councilmembers are encouraged to utilize a Motion to Postpone to a Time/Date Certain, as
13 opposed to a Motion to Table the matter, in order to have substantive issues addressed further.

14 It is the policy of the City Council that Councilmembers wishing to ask questions
15 concerning consent calendar items should ask questions of the City Manager or staff person who
16 submitted the report prior to the City Council meeting so that the need for discussion of consent
17 calendar items can be minimized.

18 F. AGENDA SEQUENCE AND ORDER OF BUSINESS

19 1. The City Council agenda is to be arranged in the following order and sections:

20 a. Workshops or Discussion Calendar.

21 b. Joint session of the City Council and all other related agencies meeting to
22 receive oral communications from the public regarding closed session agenda items, or matters
23 within the jurisdiction of any such governing bodies.

24 c. Legislative report.

25 d. Closed Sessions.

26 e. Public Hearings/Land Use Appeals.

27 f. Brief reports on conferences, seminars and regional events; Ward updates;
28 Council comments; and announcements of upcoming events.

1 g. Ceremonial Matters shall (may) be limited to no more than three
2 presentations during a City Council meeting.

3 h. Public Comments from the audience regarding consent calendar items or
4 matters within the jurisdiction of the City. Public comment for -afternoon sessions starting at 1:00
5 p.m. may occur at any time after 1:00 p.m. Public comment for afternoon sessions starting at 3:00
6 p.m. may occur at any time after 3:00 p.m. Public Comment during an evening session may
7 commence at anytime any time after 6:15 p.m. To the extent the agenda states a specific time for
8 public comment, the times are approximate and may be adjusted by the presiding officer to ensure
9 an effective and efficient business meeting of the City Council. Public Comment may be
10 provided in-person/telephonically or prior to the meeting by email/e-comment.

11 i. Consent Calendar.

12 Removal of items from the Consent Calendar, shall be followed by one motion for action
13 on uncontested Consent Calendar Items. ~~Thereafter,~~ Removed consent items will be discussed
14 immediately after the Discussion Calendar.

15 j. Discussion Calendar.

16 k. Pulled consent calendar items, if any.

17 l. Mayor/Councilmember Communications.

18 m. Adjournment.

19 X

20 CONDUCT OF MEETING

21 A. ORDER OF DISCUSSION

22 The order of discussion after introduction of an item by the presiding officer will be as
23 follows:

24 1. Generally

25 a. Staff comments, information and reports, followed by questions from the
26 Mayor and Councilmembers.

27 b. Public comments and information followed by questions from the Mayor
28 and Councilmembers.

- 1 c. City Council discussion, motion and action.
- 2 2. Public Hearings
- 3 a. Staff comments, information and reports, followed by questions from the
- 4 Mayor and Councilmembers.
- 5 b. Public comments and information followed by questions from the Mayor
- 6 and Councilmembers.
- 7 c. Closure of public hearing.
- 8 d. Mayor and Council discussion, motion and action.
- 9 3. Appeals/Quasi-Judicial Hearings.
- 10 a. Staff comments, information and reports followed by questions from the
- 11 Mayor and Councilmembers.
- 12 b. Appellant/proponent comments, information and reports followed by
- 13 questions from the Mayor and Councilmembers.
- 14 c. Public comments, information and reports from others wishing to speak on
- 15 the item followed by questions from the Mayor and Councilmembers.
- 16 d. Closing statements by appellant/proponent limited to addressing comments
- 17 made in opposition.
- 18 e. Closure of public testimony.
- 19 f. Mayor and City Council discussion, motion and action.

20 Once the agenda item is placed before the City Council for discussion, motion and action,

21 no staff member nor member of the public shall be allowed to address the City Council without

22 the consent of the City Council.

23 B. CONSENT CALENDAR ITEMS CALLED UP FOR DISCUSSION

24 The Mayor, any Councilmember, or the City Manager may request that any matter be

25 removed from the Consent Calendar. If a matter placed on a Consent Calendar at a regular

26 business meeting is removed, it will be discussed immediately after adoption of the Discussion

27 Calendar. All matters remaining on the Consent Calendar and which have not been removed

28 shall be approved by a single action, such single action to have the legal effect of individual

1 action on each matter. The presiding officer or City Clerk shall read into the record each item on
2 the Consent Calendar which has been removed.

3 C. COMMUNICATIONS FROM THE AUDIENCE.

4 A portion of each agenda of a regular meeting of the City Council shall provide an
5 opportunity to members of the public to address the City Council on any issue concerning City
6 business, including closed session, consent calendar items, or item of interest that is within the
7 subject matter jurisdiction of the City (“Oral Communications”).

8 The Mayor and members of the City Council may:

- 9 1. Briefly respond to statements made or questions posed by members of the public.
- 10 2. Ask questions for clarification.
- 11 3. Provide a reference to staff or other resources for factual information.
- 12 4. Request staff to report back to the City Council at a subsequent meeting on any
13 matter.
- 14 5. Take action to direct staff to place a matter of business on a future agenda.

15 The City Council retains the right, by majority vote, to alter the time allotted for public
16 remarks. Each person desiring to address the City Council during Oral Communications, City
17 Council Discussion Items, Workshops, or Public Hearings shall fill out and file a form provided
18 by the City Clerk. Requests to be heard may be submitted to the City Clerk any time prior to the
19 conclusion of public comment on the agenda item. Each person speaking shall limit his/her
20 remarks to three (3) minutes. For each and every public speaker, the presiding officer shall be
21 required to utilize the timing system which provides them with notice of their remaining time to
22 complete their presentations.

23 D. PUBLIC HEARINGS

24 The City Council or City Clerk shall set the time and place for each public hearing. In
25 the conduct of the public hearing, the presiding officer will direct those making presentations to
26 avoid repetition in order to permit maximum information to be provided the City Council
27 within the time allotted to the hearing.

28 E. PUBLIC DISCUSSION

1 The City Council may, from time to time, schedule a matter for a public meeting. At
2 the scheduled time for public discussion, the City Council may state the amount of time to be
3 allotted for testimony from the public.

4 F. TIME LIMITATION FOR PUBLIC TESTIMONY AT PUBLIC HEARINGS AND
5 PUBLIC DISCUSSION

6 The City Council may limit the total amount of time of testimony on particular issues and
7 for each individual speaker. Presentations for other than quasi-judicial hearings, are to be limited
8 to no more than one 3-minute presentation. More or less time may be authorized by a majority of
9 the City Council. For quasi-judicial hearings, presentations are to be limited as follows: an
10 appellant or applicant may be allowed one ten minute presentation and an additional five (5)
11 minutes for surrebuttal. A designated representative of an organization in opposition thereof may
12 be allowed a ten (10) minute presentation.

13 The City Council reserves the right to determine the total amount of time for testimony on
14 any particular hearing matter and/or for each individual speaker.

15 For each and every public speaker, the presiding officer shall be required to utilize the
16 timing system which provides them with notice of their remaining time to complete their
17 presentations. A green light on the timing system will be activated at the start of a presentation; a
18 yellow light will be activated as a warning that one-minute remains; when the red light is
19 activated, the speaker shall cease speaking. In the further interest of time, speakers will be asked
20 to limit their comments to new materials and not repeat what a prior speaker said. Organized
21 groups may choose a single spokesperson who may speak for the group. Speakers may not
22 concede any part of their allotted time to another speaker.

23 **XI**

24 **FACILITIES**

25 A. COUNCIL CHAMBER CAPACITY

26 Council Chamber attendance shall be limited to the posted seating capacity thereof.
27 Entrance to the Council Chamber will be appropriately regulated by the City Manager on
28 occasions when the Council Chamber capacity is likely to be exceeded. While the City Council is

1 in session, members of the public shall not remain standing in the seating area or aisles of the
2 Council Chamber except to address the City Council, and sitting on the floor shall not be
3 permitted.

4 B. ALTERNATE FACILITIES FOR CITY COUNCIL MEETINGS

5 If the City Manager has reason to anticipate that the attendance for a meeting will be
6 substantially greater than the capacity of the City Council Chamber and insufficient time exists to
7 secure the approval of the City Council to hold the meeting at an alternate facility, the City
8 Manager, or his or her designee, shall make arrangements for the use of a suitable alternate
9 facility to which such meeting may be moved.

10 Furthermore, if, because of fire, flood, earthquake or other emergency, it would be unsafe
11 to meet in the customary location, the meetings may be held for the duration of the emergency at
12 some other place specified by the City Manager or his or her designee. The change of meeting
13 site shall be announced, by the most rapid means of communication available at the time, in a
14 notice to media organizations who have requested written notice of meetings.

15 **XII**

16 **PROCEDURAL MATTERS**

17 A. PERSONS AUTHORIZED TO SIT AT TABLES

18 No person, except officials, officers, employees and agents of the City shall be permitted
19 to sit at the tables in front of the City Council without the consent of the City Council.

20 B. DECORUM

21 It is the policy of the City Council that the right to express one's views at a City Council
22 meeting is fundamental to a free society; however, it is not absolute and is subject to valid
23 regulations. The public has a right to address the City Council at any meeting on any subject that
24 is within the City Council's subject matter jurisdiction and further, the public has the right to
25 express its criticism of the policies, procedures, programs or services of the City or its acts or
26 omissions. We must balance the right of the public to address the City Council with the need to
27 ensure that public comment does not hinder the smooth and efficient legislative function of the
28 City Council.

1 No member of the public shall approach the speaker's podium while the City Council is in
2 session, unless specifically requested to do so by the presiding officer. Unruly conduct, such as
3 undue noise, hissing, profanity, insult, or physical disturbance which disrupts, disturbs, or
4 otherwise impedes the orderly conduct of the Council meeting shall not be permitted. Any person
5 making personal, impertinent, slanderous, or profane remarks to any member of the Council, staff
6 or general public which disrupts, disturbs, or otherwise impedes the orderly conduct of any
7 Council meeting shall, at the discretion of the presiding officer or a majority of the Council, be
8 barred from further audience before the City Council at said meeting, unless permission to
9 continue be granted by a majority vote of the Council.

10 C. ENFORCEMENT OF DECORUM

11 Any law enforcement or security officers on duty or whose services are commanded by
12 the presiding officer shall be Sergeant-at-Arms of the City Council meetings. The Sergeant-at-
13 Arms shall carry out all orders and instructions given by the presiding officer for the purpose of
14 maintaining order and decorum at the City Council's meetings. Upon instructions of the presiding
15 officer, it shall be the duty of the Sergeant-of-Arms, or any of them present, to place any person
16 who violates the order and decorum of the meeting under arrest, and cause the person to be
17 prosecuted under the provisions of applicable law, the complaint to be signed by the presiding
18 officer.

19 D. PRECEDENCE OF MOTIONS

20 When a question is before the City Council, no motion shall be entertained except:

21 1. Motion To Adjourn.

22 A motion to adjourn requires a second and is not debatable except to set the date and time
23 to which the meeting is adjourned to consider the unfinished business. The purpose of a motion
24 to adjourn is to terminate the meeting forthwith, notwithstanding that the business on the agenda
25 has not been completed, and notwithstanding a time fixed for adjournment has not yet arrived. A
26 motion to adjourn shall be in order at any time, except as follows: (i) When repeated without
27 intervening business or discussion; (ii) when made as an interruption of a Councilmember while
28 speaking; (iii) when the previous question has been moved; and (iv) while a vote is being taken.

1 2. Motion To Lay On The Table.

2 The purpose of the motion is to terminate further consideration of the subject being
3 discussed, without qualification. The effect of the motion, if approved, is to not only end
4 discussion on any other motion being considered, but to preclude any other motion being made.
5 A motion to table requires a second, is not amendable, and is not debatable. The foregoing shall
6 not preclude any Councilmember from placing the subject on an agenda for a later City Council
7 meeting.

8 3. Motion to Call for The Question (Close Debate).

9 The Councilmember moving any item before the City Council, including the adoption of
10 an ordinance or resolution, or the Mayor Pro Tem, shall have the privilege of moving to close the
11 debate and at once to take the vote on the immediately pending question. Such a motion requires
12 a second and is not debatable, and is not amendable, and shall require a two-thirds vote of
13 Councilmembers present and voting for adoption. Such a motion also requires that each
14 Councilmember be afforded at least one opportunity to speak on the item before closing the
15 debate. The making of the motion shall not constitute a violation of Section V of these rules.

16 4. Motion To Postpone To A Certain Time/Day.

17 A motion to postpone to a time certain is amendable, and is debatable as to the propriety
18 of postponement and as to time set in the motion. The purpose of the motion is to postpone the
19 subject under discussion to another specified time.

20 5. Motion to Substitute.

21 A motion to substitute the motion under consideration with another motion requires a
22 second, is not amendable and is debatable. A motion to substitute must be germane to the subject
23 and compatible with the underlying purpose of the motion under consideration; and if passed, the
24 substitute motion will, by its own action, eliminate the necessity to vote on the motion being
25 substituted. If the substitute motion fails to pass, debate will resume on the motion previously
26 being contested. Only two substitute motions shall be on the floor at any time.

27 6. Motion to Amend.

28

1 A motion to amend the motion under consideration requires a second, but the proposed
2 amendment must be germane, or related, to the main motion, and is debatable. A motion to
3 amend is defined as amending a motion that is on the floor and has been seconded, by inserting or
4 adding, striking out, or striking out and inserting words within the main motion. The proposed
5 amendment is voted on first, and if adopted, there is a vote on the main motion as amended. If
6 the motion fails, debate will resume on the main motion.

7 7. Motion To Reconsider.

8 A motion to reconsider any action taken by the City Council must be ~~based upon a~~
9 ~~different state of facts and must be~~ made not later than the ~~second~~ third succeeding official regular
10 meeting of the City Council. Such a motion can only be made by a member who voted with the
11 majority. The motion to reconsider must be specifically agendized as a motion for
12 reconsideration and cannot be acted upon ~~on~~ under Future Agenda Items. However, if the motion
13 to reconsider is made at the same Council meeting when the motion was originally adopted, it
14 does not have to be included on the agenda. At the time such reconsideration is heard by the City
15 Council, testimony shall be limited to ~~the alleged facts debate~~ in support of the motion. No
16 question shall be twice reconsidered, except by unanimous consent of the City Council, except
17 that action relating to any contract may be reconsidered at any time before the final execution
18 thereof.

19 These motions shall have precedence in the order indicated. Any such motion, except to
20 adjourn, amend, or substitute, shall be put to a vote without discussion.

21 E. RULES OF DISCUSSION

22 1. Presiding Officer May Debate: The presiding officer may debate from the chair,
23 subject only to such limitations of debate as are by these rules imposed on all members, and shall
24 not be deprived of any of the rights and privileges as a member of the City Council by reason of
25 acting as the presiding officer.

26 2. Getting the Floor: Improper References to be Avoided: Every member desiring to
27 speak shall utilize the electronic call device to gain the attention and priority of the presiding
28

1 officer, and upon recognition by the presiding officer, shall confine him/herself to the question
2 under debate, avoiding all personalities and indecorous language.

3 3. Interruptions: A Councilmember, once recognized, shall not be interrupted when
4 speaking unless it be to call the person to order, or as herein otherwise provided. If a
5 Councilmember, while speaking, be called to order, the Councilmember shall cease speaking until
6 the question of order **be is** determined, and, if in order, shall be permitted to proceed.

7 4. Division of Question: If the question contains two or more divisional propositions,
8 each of which is capable of standing as a complete proposition if the others are removed, the
9 presiding officer may, and upon request of a Councilmember shall (unless appealed), divide the
10 question.

11 5. Withdrawal of Motion: A motion may not be withdrawn by the mover without the
12 consent of the Councilmember seconding it.

13 6. Voting: On the passage of every motion, the vote shall be taken by electronic
14 voting device and entered in full upon the record. If the device is inoperable, the vote shall be
15 taken by roll call voice vote recorded by the City Clerk. The presiding officer shall announce the
16 result of the vote. No **Council**member shall be excused from voting except on matters involving
17 the consideration of the Councilmembers' own official conduct, or where a conflict of interest
18 exists. Refusal to vote without excuse shall be an affirmative vote.

19 F. ADDRESSING THE CITY COUNCIL

20 Any person desiring to address the City Council shall first secure the permission of the
21 presiding officer to do so. Under the following headings of business, unless the presiding officer
22 rules otherwise, any interested person shall have the right to address the City Council in
23 accordance with the following conditions and upon obtaining recognition by the presiding officer:

24 1. Speakers. Any person desiring to provide public comment or public testimony,
25 shall do so in accordance with Section X.C. Each person addressing the City Council shall step
26 up before the City Council and may give their name and neighborhood in an audible tone of voice
27 for the record. All remarks shall be addressed to the City Council as a body and not to any
28 Councilmember, Mayor or staff member thereof.

1 2. Written Communications. Interested parties or their authorized representatives
2 may address the City Council by written communications in regard to matters of concern to them.
3 Communications received by the City Clerk prior to close of business on the day prior to a City
4 Council meeting shall be submitted to the City Council at the meeting if related to an item which
5 is on the agenda for that meeting.

6 3. Public Hearings. Interested persons or their authorized representatives may
7 address the City Council by reading protests, petitions, or communications relating to matters then
8 under consideration, subject to the time limitations imposed by the City Council.

9 4. Public Comment. Interested persons may address the City Council on any issue
10 concerning City business during the period assigned to Oral Communications, except comments
11 relating to appeals before the City Council where the City Council must make its decision based
12 on the written record or set the matter for public hearing.

13 G. ADDRESSING THE CITY COUNCIL AFTER MOTION MADE

14 When a motion is pending before the City Council, no person other than a Councilmember
15 shall address the City Council without first securing the permission of the presiding officer or
16 City Council to do so.

17 **XIII**
18 **CITY COUNCIL STANDING COMMITTEES AND REGIONAL**
19 **ORGANIZATION REPRESENTATION**

20 A. STANDING COMMITTEE NUMBER, NAMES, COMPOSITION, AND
21 APPOINTMENTS AND REGIONAL ORGANIZATION APPOINTMENTS

22 1. There shall be eight Standing Committees of the City Council entitled
23 ~~Development~~ Economic Development, Placemaking, and Branding/Marketing, ~~Community~~
24 ~~Services and Youth,~~ Finance—Financial Performance and Budget, ~~Governmental—Affairs~~
25 ~~Inclusiveness,~~ Community Engagement, and Governmental Processes, ~~Utility—Services/Land~~
26 ~~Use/Energy—Development~~ Land Use, Sustainability and Resilience, ~~Public—Safety~~ Safety,
27 ~~Wellness, and Youth,~~ ~~Transportation~~ Mobility and Infrastructure, and Mayor’s Nominating and
28 Screening.

1 2. Following each election and/or appointment to fill a City Council vacancy,
2 reorganization of City Council Standing Committee and regional organizational assignments shall
3 be considered by the Mayor’s Nominating and Screening Committee for a recommendation to the
4 City Council.

5 3. Each Standing Committee shall be comprised of three members. Each
6 Councilmember shall serve as Chair, Vice-Chair, and Member of three Committees, respectively.

7 4. The Mayor’s Nominating and Screening Committee shall be comprised of the
8 Mayor who shall serve as Chair and the members of the ~~Governmental Affairs Inclusiveness,~~
9 ~~Community Engagement, and Governmental Processes~~ Committee. The Mayor’s Nominating
10 and Screening Committee shall assist in the board/commission appointment process as provided
11 in Section XIV of this resolution, recommend to the City Council (a) nominees for the annual
12 City Spirit Award, (b) structure and/or appointments to ad hoc ~~citizen resident~~ committees as
13 requested by the City Council, and (c) any other matters referred by the City Council or
14 board/commission.

15 5. For Standing Committee and regional organization appointments, preferences of
16 senior elected officials shall be honored. However, with five (5) affirmative votes, the City
17 Council may appoint a non-senior member. The Mayor and Councilmembers shall forward
18 preferences on Standing Committee assignments to the City Clerk to be shared at the Mayor’s
19 Nominating and Screening Committee Meeting.

20 Initially, each elected official shall be limited to two (2) regional organizational
21 appointments. Remaining vacant positions and any appointment declined by an elected official
22 shall be filled by seniority of elected officials desiring such appointments. There shall be no
23 limitation to the number of appointments as “Alternate” to regional organizations. The provisions
24 of this section shall not apply to organizations where the City Council is not the appointing
25 authority.

26 “Seniority” shall be honored as to the elected office currently held.

27 B. REFERRAL OF MATTERS TO CITY COUNCIL STANDING COMMITTEES

28 1. Generally, ~~all~~ items agendized for City Council Standing Committees ~~must~~ shall

1 first be referred by the City Council for review and a recommendation to the City Council within
2 120 days, subject to the exceptions set forth below or as otherwise modified by the City Council.

3 2. The Annual Year-End Finance Report by the Public Utilities Department is
4 automatically referred directly to the ~~Finance~~ **Financial Performance and Budget** Committee for
5 review and a recommendation to the City Council within 120 days.

6 3. All Successor Agency to the Redevelopment Agency matters are automatically
7 referred to the **Economic** Development, Placemaking, and Branding/Marketing Committee for
8 review and a recommendation to the Successor Agency to the Redevelopment Agency Board
9 within 120 days.

10 4. All requests for comments on projects within the City's sphere of influence are
11 automatically referred to the ~~Utility Services/Land Use/Energy Development~~ **Land Use,**
12 **Sustainability and Resilience** Committee for review and submission of comments to the County of
13 Riverside or as a recommendation to the City Council as time permits.

14 5. With the concurrence of the Committee Chairperson and the City Manager, an
15 item may be sent directly to a Council committee without City Council referral. If a matter is so
16 referred to a Council committee, the committee agenda will note such fact on the face of the
17 agenda. Such referrals are not required to be forwarded to the City Council for action following
18 committee review. The below guidelines shall be considered for such referrals.

Policy Committee	Types of Items Referred to the Committee
Housing and Homelessness	Housing and homelessness solutions
Economic Development, Placemaking, and Branding/Marketing	Economic development, placemaking and branding/marketing
	City Budget, Measure Z, performance measures,

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Financial Performance and Budget	audits, and other financial matters
Inclusiveness, Community Engagement, and Governmental Processes	City board and commission structures, ethics and other policy matters
Mayor's Nominating & Screening Committee	Nominations for appointments to City boards and commissions and City Spirit Award; and following each election and/or appointment to fill a City Council vacancy, reorganization of City Council Standing Committee and regional organization assignments
Safety, Wellness and Youth	Public Safety, wellness programs, food sources and agriculture, recreation, disabilities, seniors, libraries, museum, and youth activities
Mobility and Infrastructure	Transportation, sewer, airport, utilities, and public works
Land Use, Sustainability and Resilience	Land use, planning, development, sustainability and resilience
Standing Committee	Types of Items Referred to the Committee
Economic Development, Placemaking, and Branding/Marketing	Economic Development, Placemaking, and Branding/Marketing
Financial Performance and Budget	City budget, Measure Z, performance measures, audits, and other financial matters.
Housing and Homelessness	Housing and homelessness solutions

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Inclusiveness, Community Engagement, and Governmental Processes	City board and commission structures, ethics, and other policy matters
Land Use, Sustainability and Resilience	Land use, planning, development, sustainability and resilience
Mayor's Nominating and Screening Committee	Nominations for City Spirit Award; and following each election and/or appointment to fill a City Council vacancy, reorganization of City Council Standing Committees and Regional Organization assignments.
Mobility and Infrastructure	Transportation, sewer, airport, utilities, and public works
Safety, Wellness and Youth	Public Safety, wellness programs, food sources and agriculture, recreation, disabilities, seniors, libraries, museum, and youth activities.

6. Board and Commissions, by majority vote, may forward matters to any City Council Standing Committee, as appropriate. ~~The below guidelines shall be considered for such referrals.~~

BOARD/COMMISSION	CITY COUNCIL COMMITTEE
Airport Commission	Mobility and Infrastructure and Financial Performance and Budget
Budget Engagement Commission	Financial Performance and Budget
Community Police Review Commission	Safety, Wellness, and Youth
	Financial Performance and Budget

1	Cultural Heritage Board	Land Use, Sustainability, and Resilience
2		Economic Development, Placemaking, and
3		Branding/Marketing
4	Commission on Disabilities	Financial Performance and Budget
5		Safety, Health, Wellness, and Youth
6	Board of Ethics	Financial Performance and Budget
7		Inclusiveness and Community Engagement
8	Human Relations Commission	Financial Performance and Budget
9		Mayor's Nominating and Screening Committee
10	Human Resources Board	Financial Performance and Budget
11		Inclusiveness and Community Engagement
12	Board of Library Trustees	Safety, Wellness and Youth
13		Financial Performance and Budget
14	Commission on Aging	Safety, Wellness and Youth
15		Financial Performance and Budget
16	Museum of Riverside Board	Safety, Wellness, and Youth
17		Financial Performance and Budget
18	Park and Recreation Commission	Safety, Wellness, and Youth
19		Financial Performance and Budget
20	Planning Commission	Land Use, Sustainability, and Resilience
21		Economic Development, Placemaking, and
22		Branding/Marketing
23		Financial Performance and Budget
24		Mobility and Infrastructure
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1	Board of Public Utilities	Financial Performance and Budget
2	Transportation Board	Mobility and Infrastructure
3		Financial Performance and Budget

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5 **XIV**

6 **BOARDS, COMMISSIONS, AND COMMITTEES**

7 ~~A. For vacancies on the Community Police Review Commission, Board of Ethics, Planning~~
 8 ~~Commission and Board of Public Utilities, the Mayor's Nominating and Screening Committee~~
 9 ~~shall review applications submitted and identify applicants for interview with the Mayor and~~
 10 ~~City Council. The City Clerk shall notify the City Council of those selected for interview. The~~
 11 ~~Mayor and each member of the City Council may add an additional applicant for interview, if~~
 12 ~~desired. Appointments shall be made by the Mayor and City Council immediately following the~~
 13 ~~interviews. With a full quorum, five affirmative votes are required.~~

14 A. For Citywide vacancies on any ~~of the remaining~~ boards and commissions, the Mayor
 15 shall recommend an applicant for appointment by the Mayor and City Council. For Ward-
 16 specific seats, the Councilmember for the Ward shall recommend an applicant for appointment
 17 by the Mayor and City Council. ~~With a full quorum, five affirmative votes are required. With~~
 18 ~~less than a full quorum, four affirmative votes are required.~~

19 B. For appointments to City Council ~~citizen resident~~ ad hoc committees, the City Council
 20 shall affirmatively select one of the following options:

21 1. Option 1: The Mayor's Nominating and Screening Committee shall review the
 22 applications submitted and identify applicants for interview with the Mayor and City Council.
 23 The City Clerk shall notify the City Council of those selected for interview. The Mayor and each
 24 member of the City Council may add ~~an one~~ additional applicant for interview, if desired. The
 25 Mayor and City Council shall interview, make the appointments, and select the Chair; or

26 2. Option 2: By formal motion, the City Council shall authorize each member of the
 27 City Council to select a member from their Ward and the Mayor to select two at-large members.
 28 The ad hoc committee shall elect a Chair from among its members; or

1 3. Option 3: By formal motion, any other method of appointment as desired by the
2 City Council.

3 **C.** Board/commission members shall make every effort to notify the Chairperson or his/her
4 designee no later than 24 hours prior to any regular meeting of his/her intent not to attend said
5 meeting. A member's inability to provide 24-hours advance notice shall not preclude the
6 board/commission from exercising its discretion to excuse said absence as outlined in Section
7 805 of the City Charter. If a member of a board or commission absents himself/herself from
8 three consecutive regular meetings of such board or commission, unless by permission of such
9 board or commission expressed in its official minutes, or is convicted of a crime of moral
10 turpitude, or ceases to be a qualified elector of the City, the office shall become vacant and shall
11 be so declared by the City Council.

12 **D.** The City Clerk shall provide quarterly attendance reports to the Mayor and City Council.

13 **E.** The City Clerk shall notify the Mayor for Citywide seats and the appropriate
14 Councilmember for Ward specific seats for direction to be taken in the event of either of the
15 following conditions: (a) a board/commission member is absent **and** unexcused from three
16 consecutive regular meetings of the board/commission; or (b) a board/commission member is
17 absent, whether excused or unexcused, from more than one-third of the regularly scheduled
18 meetings in any calendar year.

19 **F.** Resignations from City boards and commissions shall be effective immediately upon
20 receipt by the City Clerk, who shall then forward a received resignation to the City Council for
21 filing. Future effective dates noted in writing and submitted as part of, or with any resignation,
22 shall be honored to the extent the resignee remains eligible. Withdrawal of a resignation for
23 desired continued service must be submitted to the City Clerk in writing and must include the
24 reason for withdrawing. The City Clerk shall forward any withdrawal to the Mayor and City
25 Council, who may consider and approve the withdrawal. A resignation shall remain in effect
26 notwithstanding the submission of a withdrawal, unless and until the Mayor and City Council
27 approve the withdrawal.

28

1 G. A ~~partial~~ term of more than ~~one-year~~ two years and one day shall be considered a full
2 term. Residents appointed mid-year to boards and commissions shall serve full terms of up to
3 and not-to-exceed four years, expiring on March 1st of the corresponding year.

4 XV

5 COUNCIL REQUESTS

6 A. All Council requests dealing with policy issues and those requests which may be
7 construed as direction, go through the City Manager, except for general inquiries or questions in
8 which case the City Council may go to the Department Heads or key staff in the City Manager's
9 Office. Councilmembers may also deal directly with the City Attorney, City Clerk or other staff
10 appointed by the City Council.

11 B. Any request from the City Council requiring funding must go through the City Manager.
12 The City Manager will respond in a timely manner.

13 XVI

14 ADMINISTRATION

15 A. The City Council will review and revise the City Council norms and procedures as needed
16 or every two (2) years.

17 B. During City Council discussions, deliberations, and proceedings, the Mayor has been
18 designated with the primary responsibility to ensure that the City Council, staff and members of
19 the public adhere to the Council's norms and procedures.

20 BE IT FURTHER RESOLVED that Resolution No. 23618 is hereby repealed.

21 ADOPTED by the City Council this ___ day of _____, 2023.

22
23
24 _____
PATRICIA LOCK DAWSON
Mayor of the City of Riverside

25 ATTEST:

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DONESIA GAUSE
City Clerk of the City of Riverside

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I, Donesia Gause, City Clerk of the City of Riverside, California, hereby certify that the foregoing resolution was duly and regularly adopted at a meeting of the City Council of said City at its meeting held on the ___ day of _____, 2023, by the following vote, to wit:

Ayes:

Noes:

Abstain:

Absent:

IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the City of Riverside, California, this _____ day of _____, 2023.

DONESIA GAUSE
City Clerk of the City of Riverside

CA 23-0341

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TABLE OF CONTENTS

I.	AUTHORITY.....	1
II.	ACT IN THE PUBLIC INTEREST.....	2
III.	ADVOCACY.....	2
IV.	DUTIES.....	2
	A. Duties of Mayor; Mayor Pro Tempore.....	2
	B. Duties of Mayor and Council Members.....	4
	C. Motions to Be Stated by Presiding Officer.....	4
	D. Decorum.....	4
	E. Votes Required to Take Action.....	4
	F. Voting Disqualification.....	4
	G. Participation on Non-Profit Boards of Directors and Conflicts of Interest.....	5
	H. Mayor and Council Members to Avoid Improper Consideration of Pending or Contemplated Matters.....	6
V.	ROLE OF THE MAYOR AND CITY COUNCIL.....	6
	A. Mayor and City Council Conduct in General.....	6
	B. Mayor and City Council Conduct with One Another.....	7
	C. Mayor, City Council and City Manager Conduct with Staff.....	7
	D. Mayor and City Council Conduct with the Public.....	8
	E. Mayor and City Council Conduct with Other Agencies.....	8
	F. Mayor and City Council Conduct with Boards and Commissions.....	9
	G. Council Conduct with Standing City Council Committees.....	9
	H. Mayor and City Council Conduct with the Media.....	9
	I. Obtaining the Floor.....	10
VI.	ROLE OF CITY STAFF.....	10
VII.	ROLE OF THE PUBLIC.....	11
VIII.	MEETINGS.....	12
	A. Call to Order - Presiding Officer.....	12
	B. Roll Call.....	12
	C. Quorum Call.....	12
	D. City Council Meeting Schedule.....	12
	E. Adjourned Meetings.....	13
	F. Special Meetings.....	13
	G. Closed Sessions.....	13
	H. Emergency Meetings.....	14

///
///

1	IX.	AGENDA	15
2		A. Declaration of Policy.....	15
3		B. Definitions.....	15
4		C. Procedure For Bringing Matters Before City Council	16
5		1. Persons Who May Place Matters on the Agenda	16
6		2. Scheduling Public Hearings Mandated by State, Federal or Local Statute	17
7		3. Submission of Agenda Items.....	17
8		4. Preparation of the Packet.....	17
9		5. Posting of Agenda	17
10		6. Distribution of the Packet.....	17
11		7. Failure to Meet Deadlines	18
12		D. Agenda-Setting Meeting	20
13		E. Consent Calendar	21
14		F. Agenda Sequence and Order of Business.....	21
15	X.	CONDUCT OF MEETING	22
16		A. Order of Discussion.....	22
17		B. Consent Calendar Items Called up for Discussion.....	23
18		C. Communications from the Audience.....	23
19		D. Public Hearings	24
20		E. Public Discussion	24
21		F. Time Limitation for Public Testimony at Public Hearings and Public Discussion	24
22	XI.	FACILITIES.....	25
23		A. Council Chamber Capacity	25
24		B. Alternate Facilities for City Council Meetings	25
25	XII.	PROCEDURAL MATTERS.....	26
26		A. Persons Authorized to Sit at Tables	26
27		B. Decorum	26
28		C. Enforcement of Decorum	27
29		D. Precedence of Motions	27
30		1. Motion to Adjourn.....	27
31		2. Motion to Lay On the Table.....	27
32		3. Motion to Call for the Question (Close Debate)	28
33		4. Motion to Postpone to a Certain Time/Day	28
34		5. Motion to Substitute	28
35		6. Motion to Amend	28
36		7. Motion to Reconsider	29
37		E. Rules of Discussion.....	29
38		1. Presiding Officer May Debate.....	29
39		2. Getting the Floor	29
40		3. Interruptions	29
41		4. Division of Question	29
42		5. Withdrawal of Motion.....	30
43		6. Voting.....	30

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2
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11
12
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14
15
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19
20
21
22
23
24
25
26
27
28

F. Addressing the City Council 30
 1. Speakers 30
 2. Written Communications 30
 3. Public Hearings 30
 4. Public Comment 31
G. Addressing the City Council After Motion Made 31

XIII. CITY COUNCIL STANDING COMMITTEES AND REGIONAL ORGANIZATION REPRESENTATION..... 31
 A. Standing Committee Number, Names, Composition, and Appointments and Regional Organization Appointments 31
 B. Referral of Matters to City Council Standing Committees..... 32

XIV. BOARD, COMMISSION, AND COMMITTEES 36

XV. COUNCIL REQUESTS 38

XVI. ADMINISTRATION 38