



City of Arts & Innovation

City Council Memorandum

TO: HONORABLE MAYOR AND CITY COUNCIL DATE: JULY 24, 2018
FROM: CITY CLERK'S OFFICE WARDS: ALL
SUBJECT: BOARDS AND COMMISSIONS – REMOVAL FROM OFFICE

ISSUE:

Declare Citywide seat on the Human Relations Commission held by La Tonia R. Scoggins to be vacant and remove Maartin J. Rossouw from the Ward 7 seat on the Planning Commission.

RECOMMENDATIONS:

That the Mayor and City Council:

1. Declare the Citywide seat held by La Tonia R. Scoggins on Human Relations Commission vacant;
2. Remove Maartin J. Rossouw from Ward 7 seat on Planning Commission; and
3. Direct the City Clerk to process the vacancies.

BACKGROUND/LEGISLATIVE HISTORY:

Charter Section 802 reads:

"The members of each such board or commission shall serve at the pleasure of the Mayor and City Council and shall be nominated and appointed by the Mayor and City Council from the qualified electors of the City, none of whom shall hold any paid office or employment in the City government. Each such board or commission shall have at least one member from each Council ward. They shall be subject to removal by the Mayor and City Council by a motion adopted by five affirmative votes with the Mayor entitled to vote. The members thereof shall serve for a term of four years and until their respective successors are appointed and qualified, and may serve for not more than two consecutive full terms."

Charter Section 805 further provides, in part:

"...If a member of a board or commission absents himself/herself from three consecutive regular meetings of such board or commission, unless by permission of such board or commission expressed in its official minutes, or is convicted of a crime of moral turpitude, or ceases to be a qualified elector of the City, the office shall become vacant and shall be so declared by the City Council..."

Pursuant to the two Charter sections cited above, members of City boards and commissions serve at the pleasure of the Mayor and City Council. Additionally, if any of the following three circumstances exist, the Charter provides that the City Council shall declare the seat vacant.

- No longer a qualified elector of the City
- Convicted of a crime of moral turpitude
- Absent from three consecutive regular meetings, unless excused by the board/commission

The Mayor and City Council appointed La Tonia R. Scoggins to a Citywide seat on the Human Relations Commission on May 8, 2018, for a term ending March 1, 2019. Subsequently, it was determined that Ms Scoggins is ineligible to serve.

Councilmember Adams requests removal of Maartin J. Rossouw from the Ward 7 seat on the Planning Commission. Mr. Rossouw was appointed on March 1, 2016, for a term expiring March 1, 2020.

FISCAL IMPACT:

Recruitment and appointment costs are included annually in the City Clerk's budget.

Prepared by: Colleen J. Nicol, City Clerk
Approved as to form: Gary G. Geuss, City Attorney