ORDINANCE NO. 4410

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SCOTTSDALE, MARICOPA COUNTY, ARIZONA, TO APPROVE AMENDMENTS TO THE SCOTTSDALE REVISED CODE CHAPTER 2, ADMINISTRATION, ARTICLE V, BOARDS AND COMMISSIONS, DIVISION 1, GENERALLY SECTION 2-241.

BE IT ORDAINED by the Council of the City of Scottsdale that the following amendments to the Scottsdale Revised Code are hereby approved:

Section 1. Section 2-241, Membership generally, of Chapter 2 of the Scottsdale Revised Code is amended as follows, with strikethroughs indicating deletions and shading indicating additions.

**Sec. 2-241. - Membership generally.**

(a) Unless otherwise specified elsewhere in this article, the provisions of this section shall apply to all boards and commissions.

(b) All members of appointive boards and commissions shall be appointed by and serve without compensation at the pleasure of the council. At the time of appointment the appointee shall be a resident of the city and shall maintain residency during the term for which appointed. Loss of residence shall be deemed resignation from the office.

(c) Unless otherwise specified in the Scottsdale Revised Code, the mayor and councilmembers shall not serve as members of any appointive board or commission.

(d) Appointment to a board or commission, except the public safety personnel retirement system board and the personnel board, shall be for a term of three (3) years or until a successor is appointed. Terms shall commence on the date of appointment when the appointment is to fill an expired term or a vacancy arising from any cause other than expiration of term. Unless otherwise specified in the Scottsdale Revised Code, no member shall be appointed to more than one (1) board or commission at one (1) time. A member is considered to have resigned from an existing board or commission upon written notification to the mayor or designee of the mayor or upon appointment to another board or commission ~~and upon the appointment of a successor to replace the member~~.

(e) Once a total of six (6) years of service on the same board or commission is reached, including on the public safety personnel retirement system board and the personnel board, there shall be a minimum one-year break in service before a member is eligible for reappointment to the same board or commission for one (1) additional term. Once a total of nine (9) years of service on the same board or commission is reached, a member is not eligible for reappointment to the same board or commission. This limit does not apply to the mayor or the designee of the mayor; the human resources director who is the head of the city's merit system as set forth in section 2-366 of the Scottsdale Revised Code; or the building official as set forth in section 31-11 of Scottsdale Revised Code.

(~~e~~f) A member of a board or commission may be removed by the council at any time with or without cause. A member of a board or commission shall no longer serve and is considered to have resigned if the member is convicted of a felony or a crime of moral turpitude while serving on a board or commission. For purposes of this subsection, "moral turpitude" has the same meaning as set forth in section 16-3 of the Scottsdale Revised Code.

(~~f~~g) Members of each board and commission shall elect a chair and vice-chair at their first meeting of the calendar year. Such officers shall serve for a term of one (1) year or until their successors are elected.

(~~g~~h) A committee of any board or commission shall not be created unless authorized by the city council prior to its creation. Any committee created by a board or commission following city council authorization may include only members of the appointing board or commission unless the city council approves the appointment of a nonmember.

(~~h~~i) In the event a member of a board or commission is unwilling or unable to serve, or if any member is absent or tardy from three (3) consecutive meetings, or four (4) meetings within a six-month period, then the chair shall notify the mayor or the mayor's designee so that the consideration of removal and replacement of the member may be scheduled for city council action.

(~~i~~j) A board or commission shall consist of no more than seven (7) members.

(~~j~~k) No councilmember shall appoint or vote for the appointment of any relative to a board or commission. For purposes of this subsection, "relative" has the same meaning as set forth in section 14-134 of the Scottsdale Revised Code.

Section 2. If any section, subsection, sentence, clause, phrase or portion of this ordinance or any part of the code adopted herein is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

Section 3. This Ordinance shall be applied retroactively and in no event shall a member serve more than a total of nine (9) years on the same board or commission or a total of twelve (12) years on a Public Safety Personnel Retirement System Board or the Personnel Board.

PASSED AND ADOPTED by the City Council of the City of Scottsdale this 8th day of September, 2020.

ATTEST:

By: Carolyn Jagger
Carolyn Jagger, City Clerk

CITY OF SCOTTSDALE, an
Arizona Municipal Corporation

By: Kathleen S Littlefield
W.J. "Jim" Lane, Mayor
Councilmember

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY

Sherry R. Scott, City Attorney
By: Janis L. Bladine, Senior Assistant City Attorney

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