



CITY COUNCIL STAFF REPORT

DATE: FEBRUARY 18, 2009 CONSENT CALENDAR

SUBJECT: SECOND READING AND ADOPTION OF PROPOSED ORDINANCE CHANGING THE NAME OF THE RESOURCE CONSERVATION COMMISSION TO THE SUSTAINABILITY COMMISSION AND ESTABLISHING REVISED DUTIES OF THE COMMISSION

FROM: David H. Ready, City Manager

BY: James Thompson, City Clerk

RECOMMENDATION:

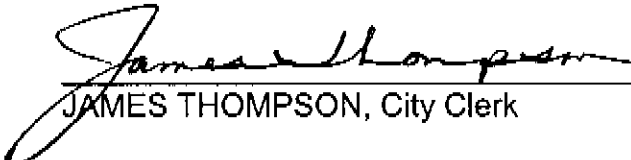
Waive further reading and adopt Ordinance No. 1755 "AN ORDINANCE OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING CHAPTER 2.28 OF THE PALM SPRINGS MUNICIPAL CODE RELATING TO THE SUSTAINABILITY COMMISSION."

STAFF ANALYSIS:

At its February 4, 2009, meeting proposed Ordinance No. 1755 was introduced by the following vote:

ACTION: 1) Waive the reading of the ordinance text in its entirety and read by title only; and 2) Introduce on first reading Ordinance No. 1755, "AN ORDINANCE OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING CHAPTER 2.28 OF THE PALM SPRINGS MUNICIPAL CODE RELATING TO THE SUSTAINABILITY COMMISSION."
Motion Mayor Pro Tem Mills, seconded by Councilmember Foat and unanimously carried on a roll call vote.

This report provides for the City Council to waive further reading and adopt the ordinance. The ordinance shall be effective 30-days from adoption.


JAMES THOMPSON, City Clerk


DAVID H. READY, City Manager

Attachments:
Ordinance No. 1755

ITEM NO. 2.E.

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY OF PALM SPRINGS,
CALIFORNIA, AMENDING CHAPTER 2.28 OF THE PALM
SPRINGS MUNICIPAL CODE RELATING TO THE
SUSTAINABILITY COMMISSION**

City Attorney Summary

This Ordinance changes the name of the Resource Conservation Commission to the Sustainability Commission to reflect the City's overall commitment to sustainability, and further establishes revised duties of the Sustainability Commission.

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ORDAINS:

SECTION 1. The name of the Resource Conservation Commission as established pursuant to Chapter 2.28 of the Palm Springs Municipal Code is amended and changed to "Sustainability Commission" and the City Clerk is authorized to make appropriate revisions to the Code in furtherance of this amendment.

SECTION 2. Section 2.28.050 of the Palm Springs Municipal Code is amended to read:

2.28.050 Powers and Duties of the Commission.

Within the limitations provided by law, the Sustainability Commission shall have the following powers and duties:

- (1) Establish a schedule of regular meeting times;
- (2) Advise, assist, and make recommendations to the City Council regarding:
 - (a) Efforts to make City operations more sustainable;
 - (b) Efforts to educate and inform the citizenry of the efforts to make the City more sustainable;
 - (c) Progress of the creation, maintenance, and promotion of regular sustainability indicators, and a monitoring and reporting program;
 - (d) City policies and plans to enhance the sustainability of the City as a whole including, but not limited to, water and energy efficiency, renewable sources, climate change strategies, air quality, waste management and recycling, water resources, building and infrastructure, transportation, and natural resource conservation;
 - (e) Sustainability project finance options.
- (3) Perform such other duties as the City Council may assign or designate.

SECTION 4. If any section or provision of this Ordinance is for any reason held to be invalid or unconstitutional by any court of competent jurisdiction, or contravened by reason of any preemptive legislation, the remaining sections and/or provisions of this ordinance shall remain valid. The City Council hereby declares that it would have adopted this Ordinance, and each section or provision thereof, regardless of the fact that any one or more section(s) or provision(s) may be declared invalid or unconstitutional or contravened via legislation.

SECTION 5. The Mayor shall sign and the City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same, or the summary thereof, to be published and posted pursuant to the provisions of law and this Ordinance shall take effect thirty (30) days after passage.

PASSED, APPROVED, AND ADOPTED THIS ____ DAY OF _____, 2009.

Steve Pougnet, Mayor

ATTEST:

James Thompson, City Clerk

APPROVED AS TO FORM:

Douglas Holland, City Attorney

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF PALM SPRINGS)

I, JAMES THOMPSON, City Clerk of the City of Palm Springs, California, do hereby certify that Ordinance No. _____ is a full, true and correct copy, and was introduced at a regular meeting of the Palm Springs City Council on _____ and adopted at a regular meeting of the City Council held on the _____ day of _____, 2009 by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

James Thompson, City Clerk
City of Palm Springs, California