

ORDINANCE NO. 14-12 N.S.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF RICHMOND, CALIFORNIA, AMENDING SECTION 2.12.010 OF THE MUNICIPAL CODE OF THE CITY OF RICHMOND. THIS ORDINANCE AMENDS SECTION 2.12.010 TO REDUCE THE NUMBER OF COUNCILMEMBERS NEEDED TO CONSTITUTE A QUORUM OR TO APPROVE A BUSINESS ITEM FROM FIVE TO FOUR IN CONFORMITY WITH THE CITY'S CHARTER

The Council of the City of Richmond do ordain as

follows: Section I. Amendment of Section 2.12.010.

Section 2.12.010 of the Municipal Code of the City of Richmond is hereby amended to read as follows:

2.12.010 Voting on proposed actions by the City Council.

Pursuant to Section 6 of Article III of the Charter of the City of Richmond, four members of the City Council shall be necessary to constitute a quorum for the transaction of business. Any item of business voted upon by the City Council shall be deemed to have been adopted only where at least four votes are cast in favor of the item, except in the case of a proposed commendation and in those cases where the City Charter, a City ordinance or other law requires a greater number of favorable votes to adopt such item. In the case of a proposed commendation, if more than one-half of the votes that are actually cast by the Councilmembers are in favor of the proposal, it shall be deemed to have been adopted. In counting the votes cast on an item of business, each abstention registered by a Councilmember shall be deemed to be neither a "yes" vote nor a "no" vote.

Section II. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such a decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance irrespective of the unconstitutionality or invalidity of any section, subsection, subdivision, paragraph, sentence, clause or phrase.

Section III. Effective Date. This Ordinance becomes effective thirty (30) days after its final passage and adoption.

First read at a regular meeting of the Council of the City of Richmond, California, held, November 13, 2012, and finally passed and adopted at a regular meeting thereof held November 20, 2012, by the following vote:

AYES: Councilmembers Beckles, Boozé, Butt, Vice Mayor Rogers, and Mayor McLaughlin.

NOES: None.

ABSTENTIONS: None.

ABSENT: Councilmembers Bates and Ritterman.

DIANE HOLMES
CLERK OF THE CITY OF RICHMOND
(SEAL)

Approved:

GAYLE MCLAUGHLIN
Mayor

Approved as to form:

BRUCE REED GOODMILLER
City Attorney

State of California }
County of Contra Costa } : ss.
City of Richmond }

I certify that the foregoing is a true copy of Ordinance No. 14-12 N.S., finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on November 20, 2012.