

Ordinance No. 494

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLUE LAKE ESTABLISHING A PUBLIC SAFETY COMMISSION

The City Council of the City of Blue Lake, California does ordain as follows:

Section 1: A Public Safety Commission is hereby established as follows:

1. Findings.

The City Council hereby makes the following findings:

A. The City Council seeks to establish a Public Safety Commission to reflect the concerns of the community at large, to help improve law enforcement services offered by the Humboldt County Sheriff's Office; to serve as a forum to represent citizens of the community on Sheriff's activities and functions; and to advise the City Council on such services provided by the County; and

B The City Council has determined that the focus of this Commission shall not be one of internal oversight such as investigating citizens' complaints of police misconduct or conducting hearings into allegations of misconduct. The Commission shall consult with the City Council, City Attorney and, if directed with PARSAC, should it be necessary to discuss any matter that involves potential litigation.

2. Membership

The Public Safety Commission shall consist of seven (7) members that reflect the diversity of the City of Blue Lake. All members will be residents of the City and are appointed by the City Council. Public Safety Commission members shall receive no compensation.

3. Appointments and Vacancies

When a vacancy occurs or is anticipated, for whatever reason, the Chair of the Commission shall so certify to the City Council through the City Clerk. The City Council shall declare such vacancy at its next regular meeting and direct public notice of the vacancy for at least 30 days. Commission members whose terms have expired or who had previously served on the Public Safety Commission and who desire reappointment shall be considered with other nominees.

4. Term of Office

Members appointed by the City Council will serve for a term of two (2) years. Terms of office for each Commissioner will be for two years except those initially appointed from the Police Advisory Committee who will serve a one (1) year term. Appointments will expire on January 30. All Commissioners appointed after to January 30 will continue with terms expiring on January 30 of the

year closest to the end of their term. When a Commissioner's normal term of office is to expire, the City Council shall declare the vacancy in December at a City Council Meeting. The City Council will have the City Clerk notice the vacancy(ies) for at least 30 days and will fill the vacancy(ies) as soon as possible.

5. Removal

A Commissioner's term of office will terminate if a member moves their primary residence outside City limits or if the member misses, without cause, three consecutive meetings. Public Safety Commission members may be removed from office by a simple majority vote of three or more City Council members.

6. Officers

Initially at its first meeting for the purpose of this year, and thereafter at the first meeting of each calendar year, the Public Safety Commission shall appoint from among its members a Chairperson, Vice-Chairperson and Secretary. The Chairperson shall set meeting agendas and provide agenda for public posting 72 hours prior to the meeting, preside at meetings and call special meetings when necessary. The Vice-Chair shall, in the Chairperson's absence, perform the duties of the Chairperson. The Secretary shall record the minutes of the meetings. The Commission shall designate a Commissioner to represent the Commission at City Council meetings if the Commission wishes to make a presentation to the City Council or if the City Council is considering an item that is under the purview of the Public Safety Commission.

7. Records

Records of the Public Safety Commission proceedings, including such things as agendas and meeting minutes shall be kept as public records and filed with the City Clerk.

8. Meetings

All meetings of the Public Safety Commission shall be held in the City Hall Chamber (Skinner Store), unless adjourned to or scheduled for another place of meeting and written notice has been given. Meetings will normally be held every month at an established time. All meetings and matters of business of the Commission will be conducted in accordance with provisions of the Ralph M. Brown Act, Government Code Sections 54950 through 54926, currently enacted and amended by the State of California.

The following shall be the order of business at regular meetings of the Public Safety Commission:

1. Roll Call and Establishment of a Quorum
2. Approval of Minutes of Previous Meetings
3. Public Input
4. Action Items
5. Adjournment

9. Duties

The Public Safety Commission shall have the following duties:

1. Review and become familiar with public safety policies, practices & procedures in the City of Blue Lake.
2. Review and become familiar with following documents by the Police Advisory Committee developed from information gathered from the community:
 - Desirable Sheriff Office Characteristics – Contracted Services
 - Desirable characteristics of a Blue Lake Law Enforcement Commander – Contracted Services
3. Develop goals for the Public Safety Commission and a yearly work plan, to be reviewed and approved by City Council, which reflects the community's desires and needs regarding public safety in the City of Blue Lake.
4. Review a summary prepared by the City Manager of the types of public safety complaints, concerns or compliments received by the City, without disclosing confidential personnel records.
5. Receive and review citizens' public safety concerns at public meetings.
6. Hold a yearly Town Hall Meeting to gather citizen input on concerns and suggested improvement for city public safety services.
7. Make recommendations to City Council regarding public safety in Blue Lake.
8. Report to City Council on a quarterly or more frequent basis as deemed necessary by the Commission at a regularly scheduled Council meeting, the number of public safety complaints, concerns, recommendations for improvement, etc., that are received by the Public Safety Commission at its meetings during the prior quarter.
9. Provide input and perform duties as directed by the City Council to assist the Sheriff's Office in identifying and defining desirable qualities and traits of deputies considered to be eligible candidates. The committee will also be invited to be a part of the process in selection of candidates to serve as Blue lake deputies or sergeants, when applicable, with the understanding that the ultimate selection will be made by the Sheriff based upon the needs of the agency and available resources.

10. Powers

The Public Safety Commission shall have the following advisory powers:

1. After reviewing and compiling information on behalf of the City Council regarding public safety in Blue Lake, to advise the City Council in matters concerning public safety in Blue Lake. The Public Safety Commission Shall NOT provide oversight or undertake review of allegations and inquiries related to the individual actions or the collective policing actions of any public safety employee(s) providing services for the City of Blue Lake.

11. Severability

If any section, subsection, sentence, phrase, portion or part of this Ordinance is for any reason held to be invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase, part or portion thereof, irrespective of the fact that any one or more sections, subsections, clauses, phrases, parts or portions be declared invalid or unconstitutional.

Section 3: This ordinance shall be in force and effect thirty days after its adoption.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Blue Lake, at a regular meeting held on 2/23/10 by the following roll call vote:

AYES: Falor, McCall Wallace, Schapiro, Smith

NOES: None

ABSENT: Barnes

DISQUALIFIED: None



Marlene Smith, Mayor

ATTESTED:


Karen Nessler, City Clerk

CLERK'S CERTIFICATE

THIS IS TO CERTIFY that Ordinance 494 of the City Council of the City of Blue Lake was introduced and read at the regular meeting of the City Council of the City of Blue Lake, California, held February 9, 2010. This Ordinance, again read at the regular meeting of the Blue Lake City Council, held 2/23/10, 2010, and at the time, passed by roll call vote, the vote on the adoption of the Ordinance being as follows:

AYES: Falor, McCall Wallace, Schapiro, Smith

NOES: None

ABSENT: Barnes

DISQUALIFIED: None

Karen Jensen
City Clerk, City of Blue Lake

CLERK'S CERTIFICATE

THIS IS TO CERTIFY THAT ORDINANCE NO. 494 OF THE
CITY OF BLUE LAKE WAS INTRODUCED AND READ AT THE REGULAR
MEETING OF THE CITY COUNCIL OF THE CITY OF BLUE LAKE,
CALIFORNIA, HELD 2/9/2010. THIS ORDINANCE,
AGAIN READ AT THE REGULAR MEETING OF BLUE LAKE CITY
COUNCIL HELD 2/23/2010, AND AT THAT TIME, PASSED
BY ROLL CALL VOTE, THE VOTE ON THE ADOPTION OF THE
ORDINANCE BEING AS FOLLOWS.

AYES: Falor, McCall-Wallace, Schapiro, Smith

NAYS: None

ABSENT: Barnes

Karen Jeseler
CITY CLERK, CITY OF BLUE LAKE