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ORDINANCE NO. C- 7814

AN ORDINANCE OF THE CITY COUNCIL OF THE  
CITY OF LONG BEACH AMENDING ORDINANCE NO. C-  
5963 REGARDING THE TERMS OF MEMBERS OF THE  
BELMONT SHORE PARKING AND BUSINESS  
IMPROVEMENT AREA ADVISORY COMMISSION

The City Council of the City of Long Beach ordains as follows:

Section 1. Section 6 of Ordinance No. C-5963, adopted June 7, 1983,  
and subsequently amended by Ordinance No. C-6536, adopted on October 25, 1988, is  
amended to read as follows:

Sec. 6. A. The Belmont Shore Parking and Business Improvement  
Area Advisory Commission is hereby established for the purpose of  
advising and making recommendations to the City Council regarding the  
utilization and expenditure of funds obtained pursuant to this Ordinance  
and any other funds obtained for parking uses in the Belmont Shore area.  
The Advisory Commission shall consist of seven members who shall be  
appointed by the Mayor and confirmed by the City Council, provided that  
each member so appointed shall, at the time of appointment and at all  
times during the appointee's term of office, meet all lawful qualifications  
for membership, including the following:

(1) Three members shall be owners of record of real property  
within the area described in Section 3.

(2) Three members shall be operators of a business within the  
area described in Section 3 at least two of whom shall be members of the  
Board of Directors of the Belmont Shore Business Association, nominated  
by the Association, which, in making such nominations, shall observe to

1 the greatest practicable degree the criteria for representative mix set forth  
2 in Subsection B of this Section 6.

3 (3) One member shall be a resident of the Belmont Shore area  
4 and a member of the Belmont Shore Improvement Association, which  
5 Association may recommend to the Mayor a person for such appointment.

6 (4) No person whose sole business in the area described in  
7 Section 3 is the rental of residential or non-residential property as those  
8 terms are defined in Section. 3.80.146 of the Long Beach Municipal Code  
9 shall be deemed an operator of a business for the purpose of this  
10 Subsection A.

11 B. In appointing the membership of the Commission and  
12 subsequent vacancies in the membership of the Commission, the Mayor  
13 shall assure a representative mix of business interests and geographic  
14 locations including, but not limited to, (a) a representative mix of  
15 restaurant and retail interests (b) on both the north and south side of  
16 Second Street as well as (c) the easterly and westerly ends of the area.

17 C. (1) Should any vacancy occur in the Commission following  
18 initial appointment of membership, such vacancy shall be filled by an  
19 appointee meeting the same eligibility requirements applicable to the  
20 particular Commission member causing the vacancy to exist.

21 (2) Should an appointed member of the Commission cease to  
22 meet all eligibility requirements at any time during the member's term, the  
23 Commission shall note such fact in the Commission minutes of the first  
24 meeting at which the Commission became aware of the cessation of  
25 eligibility, and the member's Commission seat shall thereupon be deemed  
26 vacated, and the Commission shall request the City Clerk to so notify the  
27 Mayor.

28 D. No expenditure of any area funds or revenues shall take

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1 place without the prior approval of City Manager and the City Council.

2 E. The term of office shall be two years for each member.  
3 Members may be reappointed after their initial term, but in no event shall  
4 any person serve more than four consecutive terms as a member.  
5 Serving any portion of an unexpired term shall not be counted as service  
6 of one term. Members not eligible for reappointment may continue to  
7 serve until their successors are appointed and qualified. The terms shall  
8 terminate on the third Tuesday of July of every even-numbered year.

9 Sec. 2. Ordinance No. C-6536, adopted October 25, 1988, is  
10 hereby repealed.

11 Sec. 3. The City Clerk shall certify to the passage of this ordinance  
12 by the City Council and cause it to be posted in three conspicuous places in the City of  
13 Long Beach, and it shall take effect on the thirty-first day after it is approved by the  
14 Mayor.

15 I hereby certify that the foregoing ordinance was adopted by the City  
16 Council of the City of Long Beach at its meeting of August 6, 2002, by  
17 the following vote:

18 Ayes: Councilmembers: Lowenthal, Carroll, Richardson-Batts,  
19 Reyes Uranga, Webb, Lerch, Colonna.

20 \_\_\_\_\_  
21 \_\_\_\_\_  
22 Noes: Councilmembers: None.

23 \_\_\_\_\_  
24 Absent: Councilmembers: Baker, Kell.

25 \_\_\_\_\_  
26 Elaine M. Marsh  
27 Acting City Clerk

28 Approved: 8-12-02 \_\_\_\_\_  
(Date) (Mayor)