



BILL NO. B-7

ORDINANCE NO. 2009-10

AN ORDINANCE OF THE CITY OF FRESNO, CALIFORNIA,
AMENDING SECTION 2-303 OF THE FRESNO MUNICIPAL
CODE RELATED TO DEADLINES FOR DELIVERY OF
AGENDA MATERIALS

THE COUNCIL OF THE CITY OF FRESNO DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 2-303 of the Fresno Municipal Code is amended to read:

SECTION 2-303. AGENDA

(a) Procedure. All reports, communications, ordinances, resolutions, contract documents, and other matters to be submitted to the Council shall be delivered to the City Clerk prior to 5 p.m. of the ~~third~~ [fifth] business day prior to the Council meeting at which they are to be submitted. The City Clerk shall prepare an agenda of such matters according to the order of business as determined by the Council, and furnish each member of the Council, the Mayor, the City Manager, City Attorney, and department directors with a copy of the same prior to the Council meeting, and as far in advance of the meeting as time for preparation will permit. No item shall be submitted to the Council, except in accordance with the foregoing procedure. In accordance with statutory exceptions of the Ralph M. Brown Act, Government Code Section 54950 et seq., as amended, the Council may discuss and consider an item not on the agenda.

(b) State Law. The agenda shall be posted and prepared in accordance with the Ralph M. Brown Act, Government Code Sections 54950 et seq., as amended.

Adopted 3/17/09
Approved 3/26/09
Effective 4/26/09

2009-10



SECTION 3. This ordinance shall become effective and in full force and effect at 12:01 a.m. on the thirty-first day after its final passage.

* * * * *

STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, REBECCA E. KLISCH, City Clerk of the City of Fresno, certify that the foregoing ordinance was adopted by the Council of the City of Fresno, at a regular meeting held on the 17th day of March, 2009.

AYES : Borgeas, Brand, Caprioglio, Xiong, Sterling
NOES : Dages
ABSENT : Perea
ABSTAIN : None

Mayor Approval: _____ March 26 _____, 2009

Mayor Approval/No Return: _____ N/A _____, 2009

Mayor Veto: _____ N/A _____, 2009

Council Override Vote: _____ N/A _____, 2009

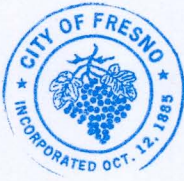
REBECCA E. KLISCH
City Clerk

BY: Rebecca Klisch
Deputy

APPROVED AS TO FORM:
CITY ATTORNEY'S OFFICE

BY: James C. Sanchez
City Attorney

JCS:skl [48021skl-jcs Ord] 02/11/09



March 18, 2009

Council Adoption: 3/17/09
Mayor Approval:
Mayor Veto:
Override Request:

TO: MAYOR ASHLEY SWEARENGIN

RECEIVED

FROM: REBECCA E. KLISCH, CMC
City Clerk

2009 MAR 26 PM 2: 25

CITY CLERK, FRESNO CA

SUBJECT: TRANSMITTAL OF COUNCIL ACTION FOR APPROVAL OR VETO

At the Council meeting of 3/17/09, Council adopted the attached Ordinance No. 2009-10 entitled **Amending Sec 2-303 of the FMC re: deadlines for delivery of agenda materials**, Item No. **10:15 a.m. – A-1**, by the following vote:

Ayes	:	Borgeas, Brand, Caprioglio, Xiong, Sterling
Noes	:	Dages
Absent	:	Perea
Abstain	:	None

Please indicate either your formal approval or veto by completing the following sections and executing and dating your action. Please file the completed memo with the Clerk's office on or before March 30, 2009. In computing the ten day period required by Charter, the first day has been excluded and the tenth day has been included unless the 10th day is a Saturday, Sunday, or holiday, in which case it has also been excluded. Failure to file this memo with the Clerk's office within the required time limit shall constitute approval of the ordinance, resolution or action, and it shall take effect without the Mayor's signed approval.

Thank you.

APPROVED:

VETOED for the following reasons: (Written objections are required by Charter; attach additional sheets if necessary.)

Ashley Swearengin, Mayor

Date: _____

COUNCIL OVERRIDE ACTION:

Date: _____

Ayes	:
Noes	:
Absent	:
Abstain	: