

RECEIVED

Agenda Item: ID16-1289 (2-K)

Date: 11/3/16

2016 NOV 2 PM 12 03



## Supplemental Information Packet

Agenda Related Item(s) – ID16-1289 (2-K)

### Contents of Supplement: Ordinance

#### Item(s)

BILL - (For introduction) - Adding subsection (c) to Section 2-402 of the Fresno Municipal Code, relating to City Manager authority.

#### **Supplemental Information:**

Any agenda related public documents received and distributed to a majority of the City Council after the Agenda Packet is printed are included in Supplemental Packets. Supplemental Packets are produced as needed. The Supplemental Packet is available for public inspection in the City Clerk's Office, 2600 Fresno Street, during normal business hours (main location pursuant to the Brown Act, G.C. 54957.5(2)). In addition, Supplemental Packets are available for public review at the City Council meeting in the City Council Chambers, 2600 Fresno Street. Supplemental Packets are also available on-line on the City Clerk's website.

#### **Americans with Disabilities Act (ADA):**

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, sign language interpreters, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 621-7650. Please keep the doorways, aisles and wheelchair seating areas open and accessible. If you need assistance with seating because of a disability, please see Security.

BILL NO. \_\_\_\_\_

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY OF FRESNO, CALIFORNIA, ADDING SUBSECTION (c) TO SECTION 2-402 OF THE FRESNO MUNICIPAL CODE, RELATING TO CITY MANAGER AUTHORITY.

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

SECTION 1. Section 2-402 of the Fresno Municipal Code is amended by adding subsection (c) thereto to read:

SECTION 2-402. CITY MANAGER AUTHORITY.

(a) The officer filling the position designated in the city budget as "City Manager" shall be vested with all of the powers, rights, duties and responsibilities imposed upon the City Manager by the charter or by any city ordinance, resolution, agreement, document or other authority. Whenever the term "City Manager" is utilized in any such ordinance, resolution, agreement, document or authority, it shall mean the "City Manager" as so designated.

(b) The City Manager may execute all authorized contracts and documents on behalf of the City, except where applicable law requires otherwise.

[(c) No official, employee, or agent of the City is authorized to modify, amend, delay, or waive any provision of a contract, development agreement, subdivision map, conditional use permit, or fee, without the

1 of 2

Date Adopted:

Date Approved

Effective Date:

City Attorney Approval:



Ordinance No.

express written approval of the City Manager, except where a provision of the Charter, Municipal Code, resolution, or an implementing document expressly provides such authority to a person other than the City Manager.]

SECTION 2. 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, YVONNE SPENCE, 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 \_\_\_\_\_ day of \_\_\_\_\_, 2016.

AYES :  
NOES :  
ABSENT :  
ABSTAIN :

Mayor Approval: \_\_\_\_\_, 2016  
Mayor Approval/No Return: \_\_\_\_\_, 2016  
Mayor Veto: \_\_\_\_\_, 2016  
Council Override Vote: \_\_\_\_\_, 2016

YVONNE SPENCE, CMC  
City Clerk

BY: \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
DOUGLAS T. SLOAN,  
City Attorney

BY: \_\_\_\_\_  
Katie Doerr Date  
Chief Assistant

KBD:ns [72825ns/kbd] – 10/27/16