

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF FRESNO,
CALIFORNIA, ADDING SECTIONS 2-803 AND 2-603 TO
THE FRESNO MUNICIPAL CODE, RELATING TO
BOARDS AND COMMISSIONS AND POSTING LEGAL
NOTICES

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

SECTION 1. Section 2-803 of the Fresno Municipal Code is added to read.

SECTION 2-803. BOARDS AND COMMISSIONS SUBJECT TO THE
BROWN ACT.

(a) Posting of Agendas and Supporting Documents.

(1) For all boards and commissions subject to the Brown Act, all documents to be presented to or considered by the body, including agendas, staff reports, supporting documents, and previous meeting minutes, shall be provided to the City Clerk and posted in compliance with the Brown Act in the following locations:

(i) On the City Clerk's website. (Agendas, Minutes and Reports)

(ii) In a secured public space inside City Hall.
(Agenda Only)

(iii) In a secured public space outside City Hall.
(Agenda Only)

(2) All posting locations shall be accessible to the disabled.

(3) This section shall not apply to documents deemed confidential by law.

(4) Unless otherwise required by law, no documents shall be accepted for review by a board or commission unless they are submitted to the City Clerk at least twenty-four hours prior to the agenda item being heard. Nonetheless, the presiding officer of the board or commission shall retain discretion to accept additional documents at or prior to the time the board or commission item is to be heard.

(b) Training. Members of public boards and commissions shall receive annual training provided by the City Clerk (or designee) and the City Attorney (or designee) on how to run a meeting operated under the Brown Act, and an overview of the board or commission's rules of procedure by February 28 of each year.

SECTION 2. Section 2-603 of the Fresno Municipal Code is added to read:

SECTION 2-603. PUBLICATION OF LEGAL NOTICES

(a) All legal notices shall be posted on the City Clerk's website and published in the Fresno Bee, and also The Business Journal when a second publication is required by law.

(b) Legal notices subject to this requirement include:

(1) CEQA Environmental Determinations

- (2) Notice of Public Hearings
- (3) Notice of Federal Funds Available (NOFA)
- (4) Housing Element
- (5) Items requiring publication under HUD's Public

Participation Process:

- (i) Annual Action Plan
- (ii) Substantial Amendment to the Annual Action Plan
- (iii) Five Year Consolidated Plan
- (iv) Consolidated Annual Performance and Evaluation Report
- (v) Annual Report on the Effectiveness of Section 3 Program Report

(c) The City Clerk, in consultation with the City Attorney, may alter the list in subsection (b) from time to time as requirements change and as otherwise may be appropriate.

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.

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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 _____, 2015.

AYES :
NOES :
ABSENT :
ABSTAIN :

Mayor Approval: _____, 2015
Mayor Approval/No Return: _____, 2015
Mayor Veto: _____, 2015
Council Override Vote: _____, 2015

YVONNE SPENCE, CMC
City Clerk

BY: _____
Deputy

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

BY: _____
KATIE DOERR Date
Assistant City Attorney

KBD:ns:elb [67411ns/elb/kbd]