

ATTACHMENT TO BYLAWS 10-18-07 MEETING

AGENDA ITEM 5:

NEW STANDING RULE 12. Unless the presiding officer appoints a parliamentarian at the commencement of the meeting, the Sergeant at Arms shall be the parliamentarian for the meeting to provide interpretations of parliamentary procedure as requested from time to time by the presiding officer.

AGENDA ITEM 6:

Section 7: Removal. A Council Representative shall be replaced or removed for the following reasons:

- A. Automatic Removal. A Council Representative shall automatically be removed from the Council if the Representative who: (i) fails to attend three (3) consecutive Council meetings (without being excused by the President); (ii) and/or fails to attend six (6) of twelve (12) Council meetings in the course of one calendar year (without being excused by the President); (iii) is convicted of any felony or a misdemeanor involving moral turpitude; or (iv) shall be automatically removed from the Council. A Council representative who fails to volunteer and serve on at least one committee throughout one calendar year shall be automatically removed from the Council.
- B. Removal for Cause/Recall. Any Council Representative may be removed-recalled upon petition of stakeholders submitted on a written petition which identifies the Representative to be removed and describes in detail the reason for removal and includes the signatures of the greater of 10% of the stakeholders voting in the last council election or not less than 100 Stakeholders.~~for cause following a good faith determination by the Council that the Representative has engaged in conduct materially and seriously prejudicial to the purposes and policies of the Council, such as a loss of confidence by the stakeholders purported to be representing as demonstrated by a recall petition submitted by a majority of said stakeholders. If grounds appear to exist for removal of a Representative under this subsection, the procedure set forth below shall be followed:~~
1. The Representative shall be given a minimum of fifteen (15) days' prior notice of the proposed removal and ~~the reasons for the proposed removal~~a copy of the recall petition. Notice shall be given by any method calculated to provide actual notice. Any notice given by mail shall be sent by first-class or registered mail to the member's last known address.
 2. The Representative shall be given an opportunity to be heard, either orally or in writing. The hearing shall be held, or the written statement considered, before the Council at the next regularly scheduled monthly meeting of the Council next following the fifteen days notice period.
 3. ~~The Council~~All Stakeholders attending the meeting shall decide by written ballot whether or not the Representative should be removed. Any removal of a Representative pursuant to this subsection shall require an affirmative vote of two thirds of the Council Representatives voting.A majority of the Stakeholders present and voting shall be required to remove the Representative.
 4. No removal shall be finalized without guidance and support from the City Attorney.

In the case of a Representative's resignation or removal, the Alternate Representative shall become the Representative for the remainder of the Representative's elected term. In the event that the Alternate Representative is unable or unwilling to serve, the President shall nominate a replacement that shall be seated after approval of a majority of the Council Representatives voting. The replacement shall serve for the remainder of the term of the office being filled.

AGENDA ITEM 7:

ARTICLE XIII INITIATIVE

Upon written petition of stakeholders which describes in detail sufficient to satisfy the requirements of the Brown Act a policy or action within the jurisdiction of the Council and includes the signatures of the greater of 10% of the stakeholders voting in the last council election or not less than 100 Stakeholders, the policy or action shall be put to the vote of the Stakeholders in the next regularly scheduled Council election of Representatives. The affirmative vote of a majority of the Stakeholders voting in the elections shall be required to adopt the policy or action.