

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

ORDINANCE OF THE CITY OF CHULA VISTA AMENDING  
CHULA VISTA MUNICIPAL CODE SECTION 2.25.110(C)  
RELATED TO EXCUSED ABSENCES FOR MEMBERS OF  
CITY BOARDS AND COMMISSIONS DUE TO  
UNEXPECTED, EMERGENCY SITUATIONS

WHEREAS, the City Council anticipates that members appointed to the City's boards and commissions will make every reasonable effort to attend all regular and special meetings of their respective boards and commissions; and

WHEREAS, the City Charter requires that any board or commission member who is absent from three consecutive, regular meetings will be deemed to have vacated his or her membership on the particular board or commission, unless his or her absence is excused by a majority vote of the other members; and

WHEREAS, Chula Vista Municipal Code Section 2.25.110(C) describes circumstances under which a board or commission member's absence may be excused; and

WHEREAS, no provision currently exists to allow members to be excused due to unexpected, emergency situations that prohibit a member's attendance.

NOW THEREFORE the City Council of the City of Chula Vista does ordain as follows:

**Section I.** Section 2.25.110 (C) is hereby amended to read as follows:

2.25.110 Attendance requirements – Excused absences – Removal for cause.

C. Board and commission members, by a majority vote, may excuse a fellow board or commission member's absence from meetings for any of the following reasons:

1. Illness of the member, family member of the member, or personal friend of the member;
2. Business commitment of the member that interferes with the attendance of the member at a meeting;
3. Previously scheduled vacation of the member, notice of which was provided to the respective board or commission in advance of the meeting;
4. Attendance of the member at a funeral, religious service or ceremony, wedding, or other similarly significant event; ~~or~~
5. Unexpected, emergency situation that prohibits the member's attendance; or

- ~~5.~~ 6. Other reason for which the member has given notice to the chair or secretary of his or her unavailability 15 days in advance, as long as the unavailability is not expected to last for longer than 30 days.

## **Section II. Severability**

If any portion of this Ordinance, or its application to any person or circumstance, is for any reason held to be invalid, unenforceable or unconstitutional, by a court of competent jurisdiction, that portion shall be deemed severable, and such invalidity, unenforceability or unconstitutionality shall not affect the validity or enforceability of the remaining portions of the Ordinance, or its application to any other person or circumstance. The City Council of the City of Chula Vista hereby declares that it would have adopted each section, sentence, clause or phrase of this Ordinance, irrespective of the fact that any one or more other sections, sentences, clauses or phrases of the Ordinance be declared invalid, unenforceable or unconstitutional.

## **Section III. Construction**

The City Council of the City of Chula Vista intends this Ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this Ordinance shall be construed in light of that intent.

## **Section IV. Effective Date**

This Ordinance shall take effect and be in force on the thirtieth day after its final passage.

## **Section V. Publication**

The City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same to be published or posted according to law.

Presented by

Approved as to form by

---

Donna R. Norris, CMC  
City Clerk

---

Glen R. Googins  
City Attorney