

ORDINANCE TO AMEND THE CODE OF ORDINANCES
OF THE CITY OF LONG BEACH RE: CITY MANAGER.

BE IT ENACTED, by the City Council of the City of Long Beach, New York, as follows:

Sec.1. Chapter 2, Article III, Sections 2-60, 2-65; Article VII, Sections 2-171, 2-172, 2-190, 2-203, 2-204, 2-206, 2-230, 2-231, 2-235, 2-240 and 2-241; Chapter7, Article II, Division 2, Sections 7-26, 7-27; Article XIV, Section 7-251; and Chapter 15, Article II, Division 5, Section 15-84 and Division 6, Section 15-92 of the Code of Ordinances of the City of Long Beach, as heretofore amended, shall be and the same are hereby amended, to read as follows:

**“CHAPTER 2 - ADMINISTRATION
ARTICLE III. CITY DEPARTMENTS, DIVISIONS AND OFFICERS GENERALLY
Sec. 2-60. Publicity director.**

A publicity director may be appointed by the *[City Manager]* **City Council** whose salary shall be fixed by the **City Council.**”

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**“CHAPTER 2: ADMINISTRATION
ARTICLE III. CITY DEPARTMENTS, DIVISIONS AND OFFICERS GENERALLY
Sec. 2-65. Appointment of city clerk and deputy city clerk.**

The city clerk and a deputy city clerk shall be appointed by the *[City Manager]* **City Council** pursuant to section 11 of the Charter of the City of Long Beach.

The deputy city clerk shall have all of the duties, obligations, powers, authority and immunities of the city clerk during the absence or disability of the city clerk.”

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**“CHAPTER 2 - ADMINISTRATION
ARTICLE VII. BOARDS AND COMMISSIONS GENERALLY
Sec. 2-171. Composition; designation of chairman.**

The commission on human rights shall consist of not more than fifteen (15) members. The *[City Manager]* **City Council** shall designate one (1) of the members to be chairman and he/she shall serve as chairman at the pleasure of the *[City Manager]* **City Council.**”

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**“CHAPTER 2 - ADMINISTRATION
ARTICLE VII. BOARDS AND COMMISSIONS GENERALLY**

Sec. 2-172. Appointment and terms of members; filling vacancies.

- (a) The *[City Manager]* **City Council** shall appoint the members of the commission on human rights. In making appointments to the commission on human rights, the *[City Manager]* **City Council** shall take into consideration the various religious, racial, national, and political groups in the community.
- (b) Of the members of the commission on human rights first appointed, five (5) shall be appointed for terms of office of one (1) year, five (5) shall be appointed for terms of office of two (2) years and five (5) for terms of office of three (3) years each. Thereafter, all appointments, except to fill vacancies, shall be for terms of office of three (3) years each. Vacancies occurring otherwise than by expiration of terms of office shall be filled for the unexpired terms of the offices so filled.”

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**“CHAPTER 2 - ADMINISTRATION
ARTICLE VII. BOARDS AND COMMISSIONS GENERALLY**

Sec. 2-190. Creation, composition, and administration.

- (a) There is hereby created and established a Long Beach Advisory Board for Seniors.
- (b) The advisory board for seniors shall be comprised of nine (9) members who shall be appointed by the *[City Manager, with the advice of the city council]* **City Council**, and each of such members shall hold office at the pleasure of the *[City Manager]* **City Council**. No member of the board shall receive any salary or other remuneration for his services. The chairperson of the board shall be selected by a majority vote of the members.
- [(c) The chairperson, with the advice of the other members of the board, may promulgate, adopt, amend or rescind rules and regulations necessary to carry out the provisions of this division.]”*

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**“CHAPTER 2 - ADMINISTRATION
ARTICLE VII. BOARDS AND COMMISSIONS GENERALLY**

Sec 2-203. Organization of youth bureau.

- (a) The youth bureau shall consist of a youth board, executive director and whatever staff personnel the youth board deems necessary to accomplish the objectives of the youth bureau. The City of Long Beach Youth Board shall consist of persons representing the fields of education, law enforcement, mental hygiene, judiciary, welfare, business, recreation and youth organizations, who shall be appointed by the *[City Manager]* **City Council**. The board, in fulfilling its obligations to the youth bureau, shall advise and assist community groups devoted in whole or in part to youth, administer youth programs at the request of the youth bureau, and recommend legislation. The executive director shall be the executive secretary of the board. The executive secretary shall have no vote in the official deliberations of the board, but shall administer to its needs and requirements in the fulfillment of its obligations to the youth bureau.”

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**“CHAPTER 2 - ADMINISTRATION
ARTICLE VII. BOARDS AND COMMISSIONS GENERALLY**

Sec. 2-204. Composition of youth board.

- (a) The board shall consist of a minimum of fifteen (15) members and a maximum of twenty-eight (28) adults and youth who shall be appointed by the *[City Manager]* **City Council** of the City of Long Beach.
- (b) One member of the board shall be designated as chairperson for a specified term by the *[City Manager]* **City Council**.
- (c) Officers other than the chairperson shall be elected from and by the board.
- (d) Officers of the board shall not be considered employees of the City of Long Beach for any reason whatsoever.”

**“CHAPTER 2 - ADMINISTRATION
ARTICLE VII. BOARDS AND COMMISSIONS GENERALLY**

Sec. 2-206. Vacancies and removals.

- (a) Any member of the board appointed to fill a vacancy occurring otherwise than by expiration of term shall be appointed by the *[City Manager]* **City Council** for the remainder of the unexpired term of the member replaced.
- (b) The *[City Manager]* **City Council** may remove any member of the board for cause.
- (c) If a member of the board is absent from three (3) consecutive scheduled (not special) meetings, and not excused by the chairperson of the board, the board shall declare his or her position vacant.”

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**“CHAPTER 2 - ADMINISTRATION
ARTICLE VII. BOARDS AND COMMISSIONS GENERALLY**

Sec. 2-230. Creation; composition and designation of chairperson.

There is hereby established a housing and property rehabilitation and conservation advisory commission, which shall consist of not more than nine (9) members. The *[City Manager]* **City Council** shall appoint the members of the commission and shall designate one of the members so appointed to serve as chairperson. The member designated as chairperson shall serve as chairperson at the pleasure of the *[City Manager]* **City Council**.”

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**“CHAPTER 2 - ADMINISTRATION
ARTICLE VII. BOARDS AND COMMISSIONS GENERALLY**

Sec. 2-231. Terms of members; filling vacancies.

The members of the commission shall be appointed for a term of two (2) years and shall serve without salary. In the event that a vacancy occurs other than by the expiration of a term of office, the *[City Manager]* **City Council** may appoint a member to the commission to serve for the duration of the unexpired term.”

**“CHAPTER 2 - ADMINISTRATION
ARTICLE VII. BOARDS AND COMMISSIONS GENERALLY**

Sec. 2-235. Creation, composition and administration.

- (a) There is hereby created and established a Long Beach Environmental Advisory Board.
- (b) The Environmental Advisory Board shall be comprised of seven (7) members who shall be appointed by the *[City Manager]* **City Council** and each of such members shall hold office at the pleasure of the *[City Manager]* **City Council**. No member of the board shall receive any salary or other remuneration for his or her services. The chairperson of the board shall be selected by the *[City Manager]* **City Council**.”

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**“CHAPTER 2 - ADMINISTRATION
ARTICLE VII. BOARDS AND COMMISSIONS GENERALLY**

Sec. 2-240. Creation, composition and administration.

- (b) The Public Safety Commission shall be comprised of eight (8) members who shall be appointed by the *[City Manager]* **City Council**, and each of such members shall hold office at the pleasure of the *[City Manager]* **City Council**. The members of the commission shall consist of six (6) residents and two (2) employees of the City. The chairperson of the commission shall be selected by the *[City Manager]* **City Council**.”

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**“CHAPTER 2 - ADMINISTRATION
ARTICLE VII. BOARDS AND COMMISSIONS GENERALLY**

Sec 2-241. Term of members filling vacancies.

The members of the commission shall be appointed for a term of two (2) years and shall serve without salary. In the event that a vacancy occurs other than by the expiration of a term of office, the *[City Manager]* **City Council** may appoint a member to the commission to serve for the duration of the unexpired term.”

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**“CHAPTER 7 – BUILDING CODE
ARTICLE II. ADMINISTRATION AND ENFORCEMENT
DIVISION 2. BUILDING DEPARTMENT**

Sec. 7-26. Office of building commissioner created; appointment.

There is hereby created the office of building commissioner who shall be appointed by the *[City Manager]* **City Council**.”

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**“CHAPTER 7 – BUILDING CODE
ARTICLE II. ADMINISTRATION AND ENFORCEMENT
DIVISION 2. BUILDING DEPARTMENT**

Sec. 7-27. Qualifications of commissioner; removal; compensation.

No person shall be eligible for appointment as building commissioner who is not a citizen of the United States and a resident of the city. The commissioner may be removed by the *[City Manager]* **City Council** at any time without cause assigned. The compensation of the commissioner shall be fixed by the City Council.”

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**“CHAPTER 7 – BUILDING CODE
ARTICLE XIV. BOARD OF ARCHITECTURAL REVIEW**

Sec. 7-251. Creation of board

(a) There is hereby created a board of architectural review which shall be comprised of all the members of the City Council of the city. The city manager may appoint, to aid it in its review of plans submitted for approval, the following:

- (1) Two (2) duly licensed architects who shall act as architectural consultants.
- (2) Three (3) citizens of the City of Long Beach, to act as lay consultants.

(b) All appointees under this section shall serve at the will of the *[City Manager]* **City Council.**” ...

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**“CHAPTER 15 – MOTOR VEHICLES AND TRAFFIC
ARTICLE II. ADMINISTRATION AND ENFORCEMENT
DIVISION 5. TRAFFIC COMMISSION**

Sec. 15-84 Established; composition and organization.

There is hereby established a traffic commission, the members of which shall serve without compensation, consisting of the city manager, the commissioner of public safety or, in his discretion as his representative, the chief of the traffic division, the chairman of the City Council traffic committee, and one (1) representative each from the city engineer’s office and the corporation counsel’s office, and such number of other city officers and representatives of unofficial bodies as may be determined and appointed by the *[City Manager]* **City Council.** The chairman of the commission shall be appointed by the *[City Manager]* **City Council** and may be removed by the *[him.]* **City Council.**”

**“CHAPTER 15 – MOTOR VEHICLES AND TRAFFIC
ARTICLE II. ADMINISTRATION AND ENFORCEMENT
DIVISION 6. PARKING COMMISSION**

Sec. 15-92 Created; composition.

There shall be a parking commission consisting of five (5) members appointed by the *[City Manager]* **City Council**, to serve without compensation.”

Sec. 2. This Ordinance shall take effect immediately.