

# *Memo*

To: Honorable Mayor and City Council

From: Sheri Marie Spediacci, City Clerk

Date: City Council Meeting of May 16, 2011

Re: Ordinance 559 – Changing the name of the Parks, Beaches and Recreation  
Commission to Parks and Recreation Commission

The attached Ordinance was introduced at the City Council Meeting of May 2, 2011. There were no changes made at that time. It is on this agenda for consideration of adoption.

*City of Brisbane*  
*Agenda Report*

To: City Council via City Manager  
From: Administrative Services Director  
Subject: Change the Name of the Parks, Beaches and Recreation Commission to Parks and Recreation Commission  
Date: May 2, 2011

**Purpose:**

Align the name of the Parks, Beaches, and Recreation Commission with the functions and activities it advises the City Council on.

**Recommendation:**

Adopt Ordinance No. 559 which would change the name of the Parks, Beaches and Recreation Commission to Parks and Recreation Commission.

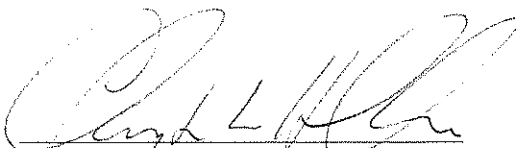
**Background:**

The Parks, Beaches, and Recreation Commission voted unanimously at their last meeting to request the City Council amend the Municipal Code to change their name to Parks and Recreation Commission. The Commission felt that this name was more reflective of the areas with which they were involved. They cover the Parks, Recreation, Aquatics and Marina areas of the City as well as the special events and trails. Since the City has minimal bay front and no activities happen at the bay except for the Marina the Commission members felt a change in their name would be appropriate.

**Fiscal Impact:**

There is no cost for this item.

  
Administrative Services Director

  
City Manager

ORDINANCE NO. 559

AN ORDINANCE OF THE CITY OF BRISBANE CHANGING THE  
NAME OF THE PARKS, BEACHES AND RECREATION  
COMMISSION TO PARKS AND RECREATION COMMISSION

The City Council of the City of Brisbane hereby ordains as follows:

SECTION 1: The title of Chapter 2.20 of the Municipal Code is changed to read "PARKS AND RECREATION COMMISSION".

SECTION 2: Section 2.20.010 in Chapter 2.20 of the Municipal Code is amended to read as follows:

§2.20.010 Established - Composition.

A city parks and recreation commission is established to consist of five (5) members who shall be appointed by the city council.

SECTION 3: Section 2.20.020 in Chapter 2.20 of the Municipal Code is amended to read as follows:

§2.20.020 Members not to hold other offices-Residence.

Members of the parks and recreation commission shall not hold any other public office or full-time position in the city, and shall at all times during their service be residents of the city.

SECTION 4: Subsection 2.20.050.M in Chapter 2.20 of the Municipal Code is amended to read as follows:

M. Participate in the development and implementation of public events on behalf of the city and sponsored by the recreation department and/or the parks and recreation commission.

SECTION 5: The definition of "protected tree" as set forth in Paragraph 2 of Section 12.12.020 in Chapter 12.12. of the Municipal Code is amended to read as follows:

2. Any species of native or nonnative tree, in addition to those identified in subsection (1) above, designated as a protected tree on recommendation of the parks and recreation commission as adopted by resolution of the city council, based upon its finding and determination that such species uniquely contributes to the scenic beauty of the city or provides special benefits to the natural environment or wildlife.

**SECTION 6:** All other references to the Parks, Beaches and Recreation Commission that may be contained in any ordinance, rule, regulation, permit or approval adopted or issued by the city shall mean the Parks and Recreation Commission, as renamed by this Ordinance.

**SECTION 7:** If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held by a court of competent jurisdiction to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council of the City of Brisbane hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that one or more sections, subsections, sentences, clauses or phrases may be held invalid or unconstitutional.

**SECTION 8:** This Ordinance shall be in full force and effect thirty days after its passage and adoption.

The above and foregoing Ordinance was regularly introduced and after the waiting time required by law, was thereafter passed and adopted at a regular meeting of the City Council of the City of Brisbane held on the \_\_\_\_\_ day of \_\_\_\_\_, 2011, by the following vote:

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

\_\_\_\_\_  
Mayor

ATTEST:

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City Clerk

APPROVED AS TO FORM:

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City Attorney