Introduced by		_
First Reading	Second Reading _	
Ordinance No.	Council Bill No.	B 282-13

AN ORDINANCE

amending Chapter 21 of the City Code as it relates to member term limits for the Citizens Police Review Board; and fixing the time when this ordinance shall become effective.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBIA, MISSOURI, AS FOLLOWS:

SECTION 1. Chapter 21 of the Code of Ordinances of the City of Columbia, Missouri, is hereby amended as follows:

Material to be deleted in strikeout; material to be added underlined.

Sec. 21-46. Establishment; membership; qualifications; terms; and removal.

- (a) The citizens police review board is hereby established.
- (b) The board shall consist of eight (8) members appointed by the city council and a member of the commission on human rights appointed by the commission. Members shall serve without compensation.
- (c) Board members must be residents of Columbia and registered voters. Board members may not be employed by the city, be a party to any pending litigation against the city, be an elected public office holder, or be a candidate for elected public office. Board members should reflect the cultural and racial diversity of Columbia and have no serious criminal record. The police chief shall obtain a criminal history of all applicants for membership on the board and advise the city council of any convictions for violations of federal, state or local law.
- (d) Three (3) of the members first appointed by the city council shall serve terms of two (2) years, three (3) shall serve terms of three (3) years and two (2) shall serve terms of four (4) years. Thereafter, members appointed by the city council shall serve terms of three (3) years. No member appointed by the city council shall serve more than two (2) consecutive full terms. The member appointed by the commission on human rights shall serve a term of one (1) year. The member appointed by the commission on human rights No member shall not serve more than six (6) consecutive years. Vacancies shall be filled for unexpired terms in the same manner as the original appointments.

remov	(e) The board may ved from the board if the i		the city council that a ently fails to perform t	
passa	SECTION 2. This ordinge.	ance shall be i	n full force and effe	ct from and after its
	PASSED this	_ day of	,	2013.
ATTE	ST:			
City C	llerk		Mayor and Presiding	g Officer
APPR	OVED AS TO FORM:			
City C	counselor			

Source: City Clerk

Agenda Item No:

To: City Council

From: City Manager and Staff

Council Meeting Date:

September 3, 2013

Re: Amend Chapter 21 - Citizens Police Review Board - Member Term Limits

EXECUTIVE SUMMARY:

The Citizens Police Review Board (CPRB) was established in 2009, and when established the terms of its members was restricted to six consecutive years. This specific restriction would ultimately require current members to leave mid-term, and as a result, Council agreed an ordinance change was needed. This will change the restriction from six consecutive years to two consecutive full terms.

DISCUSSION:

The CPRB was established by ordinance in 2009. At that time, three members were appointed to a two year term, another three members were appointed to a three year term and the remaining two members were appointed to a four year term, and thereafter members appointed by the Council were appointed to three year terms as required by ordinance. In addition, since the time of initial appointment, many members have resigned and other members were appointed to complete those vacant terms. The current ordinance language states "no member shall serve more than six consecutive years" and this is creating a situation in which current members will not be able to serve another full three year term if they reapply and are reappointed.

The establishing legislation for other boards and commission that have term limits generally state "no member shall serve more than two consecutive full terms," and this language change in the ordinance will resolve the problem of members being forced to vacate their position on the CPRB in the middle of a three year term.

The current ordinance language also indicates the member appointed by the commission on human rights shall serve a term of one year, and the six year limit could continue to apply to that member.

A list of the current members and how future appointments would need to be handled under the existing language change and the proposed language change has also been provided.

FISCAL IMPACT:

None.

VISION IMPACT:

http://www.gocolumbiamo.com/Council/Meetings/visionimpact.php

None.

SUGGESTED COUNCIL ACTIONS:

Pass this ordinance.

FISCAL and VISION NOTES:						
City Fiscal Enter all tha				Mandates		
City's current net FY cost	\$0.00	New Program/ Agency?		Federal or State mandated?		
Amount of funds already appropriated	\$0.00	Duplicates/Expands an existing program?	,	Vision Implementation	n impact	
Amount of budget amendment needed	\$0.00	Fiscal Impact on any local political subdivision?		Enter all that apply: Refer to Web site		
Estimated 2 year	ar net costs:	Resources Require	ed	Vision Impact?	No	
One Time	\$0.00	Requires add'l FTE Personnel?		Primary Vision, Strategy and/or Goal Item #		
Operating/ Ongoing	\$0.00	Requires add'l facilities?		Secondary Vision, Strategy and/or Goal Item #		
		Requires add'l capital equipment?		Fiscal year implementation Task #		

Current Member	Existing Language	Proposed Language
James Martin	If this person reapplies and is	If this person reapplies and is
(initial 4 yr term)	reappointed, he would have to	reappointed, he could serve one
11/02/2009 11/01/2013	resign on 11/01/2015; and then	more full three year term, which
	someone would need to be	would expire on 11/01/2016. He
	appointed to fill the remaining one	would have served a total of seven
	year.	years.
Betty Wilson	If this person reapplies and is	If this person reapplies and is
(initial 4 yr term)	reappointed, she would have to	reappointed, she could serve one
11/02/2009 - 11/01/2013	resign on 11/01/2015; and then	more full three year term, which
	someone would need to be	would expire on 11/01/2016. He
	appointed to fill the remaining one	would have served a total of seven
	year.	vears.
Stephen Alexander	If this person reapplies and is	This person has served five years,
(initial 2 year term)	reappointed, he would have to	but would not be able to be
11/02/2009 – 11/01/2011	resign on 11/01/2015; and then	reappointed since he has served
11/02/2011 – 11/01/2014	someone would need to be	two consecutive full terms.
1.702/2011	appointed to fill the remaining two	
	years.	
Stephan Sheltmire	If this person reapplies and is	If this person reapplies and is
02/07/2011 – 11/01/2012	reappointed, he would have to	reappointed, he could serve one
11/02/2012 – 11/01/2015	resign on 02/07/2017; and then	more full three year term, which
11/02/2012 11/01/2010	someone would need to be	would expire on 11/01/2018. He
	appointed to fill the remaining term,	would have served a total of about
	which would end 11/01/2018.	7 3/4 years.
Roger Dowis	If this person reapplies and is	If this person reapplies and is
08/01/2011 – 11/01/2011	reappointed, he would have to	reappointed, he could serve one
11/02/2011 - 11/01/2014	resign on 08/01/2017; and then	more full three year term, which
1110212011	someone would need to be	would expire on 11/01/2017. He
	appointed to fill the remaining term,	would have served a total of about
	which would end 11/01/2017.	6 ¼ years.
Jerry Kennett	No issue. Can serve another full	No issue. Would be able to serve
11/02/2011 – 11/01/2014	three year term.	another full three year term for a
11/02/2011 - 11/01/2014	unee year term.	total of six years.
Thomas Hararovo	If this person reapplies and is	If this person reapplies and is
Thomas Hargrove 08/20/2012 - 11/01/2012	reappointed, he would have to	reappointed, he could serve one
11/02/2012 - 11/01/2012		more full three year term, which
11/02/2012 - 11/01/2015	resign on 08/20/2018; and then someone would need to be	would expire on 11/01/2018. He
	appointed to fill the remaining term,	would have served a total of about
	which would end 11/01/2018.	6 1/4 years.
Andrew Fisher		This person was recently appointed
Andrew Fisher 08/19/2013	This person was recently appointed and would not be affected unless	and could serve a total of eight
00/18/2013 - 11/01/2013	he reapplied twice and was	years and 1 ½ months total.
	reappointed both times. He would	years and 1 72 months total.
	have to resign less than a year into	
	his second full term – 08/19/2019.	
Gabriel Scott Dean	No issue. Can serve another three	No issue. Can serve another three
		one year terms for a total of six
(Commission on Human Rights) 11/02/2010 – 11/01/2011	one year terms.	1
11/02/2010 = 11/01/2011		years.
11/02/2012 — 11/01/2013	<u></u>	<u></u>

^{*}This would also allow someone to reapply after a break in service of two consecutive full terms. If you wanted, you could restrict when a person could reapply after serving two consecutive full terms. For example, you could say "no member appointed by the city council shall serve more than two (2) consecutive full terms and shall not be eligible for further appointment until one (1) year after the expiration of the second term" and "the member appointed by the commission on human shall not serve more than six (6) consecutive years and shall not be eligible for further appointment until one (1) year after the expiration of the sixth year." You could make it longer than one year as well if you wanted.