



Legislation Details (With Text)

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File created:	2/28/2012	In control:	Committee on Public Safety Services
On agenda:		Final action:	3/13/2012
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Effective date:	3/22/2012		
Title:	Ordinance amending the Pittsburgh City Code, Title Six: Conduct, Article VI: Citizen Police Review Board, Chapter §662.04(e), Section (7), by delineating the process to follow should the appointing authority fail to designate a successor for an expired seat in the Citizens Police Review Board, and amending Pittsburgh City Code, Title Six: Conduct, Article VI: Citizen Police Review Board, Chapter §662.04(f), Sections (2) & (3), by delineating the process to follow for nominations of vacant terms to the Citizens Police Review Board that require confirmation from the Mayor, and for vacant terms requiring confirmation from City Council.		
Sponsors:	R. Daniel Lavelle		
Indexes:	PGH. CODE ORDINANCES TITLE 06 - CONDUCT		
Code sections:			
Attachments:	1. 2012-0143.doc, 2. 2012-0143 VERSION 2.doc		

Date	Ver.	Action By	Action	Result
3/22/2012	2	Mayor	Signed by the Mayor	
3/13/2012	2	City Council	Passed Finally	Pass
3/7/2012	1	Standing Committee	Affirmatively Recommended as Amended	Pass
3/7/2012	1	Standing Committee	AMENDED	Pass
2/28/2012	1	City Council	Read and referred	

Ordinance amending the Pittsburgh City Code, Title Six: Conduct, Article VI: Citizen Police Review Board, Chapter §662.04(e), Section (7), by delineating the process to follow should the appointing authority fail to designate a successor for an expired seat in the Citizens Police Review Board, and amending Pittsburgh City Code, Title Six: Conduct, Article VI: Citizen Police Review Board, Chapter §662.04(f), Sections (2) & (3), by delineating the process to follow for nominations of vacant terms to the Citizens Police Review Board that require confirmation from the Mayor, and for vacant terms requiring confirmation from City Council.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. The Pittsburgh City Code, Title Six: Conduct, Article VI: Citizen Police Review Board, Chapter § 662.04(e) (7) is hereby amended as follows:

7) [~~The appointee(s) shall be sworn into the office and serve until their appointed term expires, they are reappointed, the appointee becomes disqualified or no more than thirty (30) days after their term expires and a successor is appointed or the appointing authority fails to act.~~]

The appointee(s) shall be sworn into the office designated by the appointed seat and shall serve until such time as:

a) The appointed term has expired and a successor has been appointed or

- b) The member is re-appointed or
- c) The member becomes disqualified or
- d) If 30 days have elapsed since the expiration of the appointed term and the designated authority has failed to appoint a successor the incumbent shall be deemed as reappointed and shall serve the successor term as if having been newly appointed to the successor term.

Section 2. The Pittsburgh City Code, Title Six: Conduct, Article VI: Citizen Police Review Board, Chapter § 662.04(f) (2) & (3) is hereby amended as follows:

(2) Within thirty (30) days of the notice from the board chair that a **term** vacancy exists in a [~~seat appointed by~~] designated City Council seat, City Council shall submit a list of three (3) nominations to the Mayor for consideration via resolution. [~~City Council shall follow the process delineated in (e)(3)(ii) to select each nominee. The Mayor shall submit an appointee from the list of three (3) nominees to City Council for confirmation.~~]

- a) City Council shall follow the process delineated in (e)(3)(ii) to select each nominee.
- b) The Mayor shall submit an appointee from the list of three (3) nominees to City Council for confirmation within 30 days of the transmittal date of the nominating resolution.
- c) If the Mayor fails to appoint a successor Board member within 30 days of the transmittal date of the nominating resolution, City Council shall will appoint a qualified nominee via resolution to the vacancy existing in the designated City Council seat within the 15 days following the conclusion of the 30 day period in which the Mayor has failed to submit an appointee from the nominating resolution.
- d) The appointment shall be made from the list of the three (3) nominees originally submitted by resolution to the Mayor

(3) Within thirty (30) days of notice from the board chair that a **term** vacancy exists in a [~~term appointed by the Mayor~~] **designated Mayoral seat**, the Mayor shall submit an appointee to City Council for confirmation.

- a) If City Council fails to confirm the Mayoral appointee within (30) days of being forwarded the nomination, the appointee is automatically selected to complete the term of the designated Mayoral seat on the board.
- b) If the Mayor fails to appoint a successor to a vacant term in a designated mayoral seat within thirty (30) days of notice that a vacancy exists in a designated mayoral seat City Council reserves the right to appoint a successor by a majority vote during a legislative session of City Council.
- c) Such election shall be exercised by City Council within 15 days of the conclusion of the 30 day period during which the Mayor has failed to submit a successor to the subject vacant term. Once a nomination has been made, Council shall will schedule an interview and follow with a majority vote to confirm the nominee during a legislative session of City Council.
- d) In the event a nominee fails to receive a majority vote, Council shall repeat the process with a new nominee until an appointment is confirmed by majority vote.