

RESOLUTION NO. 2013-_____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DESERT HOT SPRINGS ADOPTING AND IMPOSING AN IMMEDIATE CITY WIDE MORATORIUM ON ALL TRAVEL, TRAINING AND CONFERENCES WITH SOME LIMITED EXCEPTIONS

WHEREAS, in light of the City Council's recently declared Fiscal Emergency, Mayor Adam Sanchez and Council Member Russell Betts have proposed an immediate City-wide moratorium on all travel, training and conferences, with some limited exceptions; and

WHEREAS, it is proposed that the moratorium remain in place for an indefinite period of time pending the resolution of the City's Fiscal Emergency situation and until such time the moratorium is formally lifted by the City Council; and

WHEREAS, the moratorium is proposed to apply to all Council Members, Commissioners, Department Directors, Managers and all City staff; and

WHEREAS, it is recommended that the moratorium exempt the Interim City Manager and any travel directly related to the official routine and necessary business of the City such as, but not limited to, attending court proceedings or official meetings of Commissions, Boards or Committees upon which the official sits as an official representative of the City and that all other travel be subject to the prior-approval of the City Council; and

WHEREAS, it is further recommended that the City Council reserve the right to waive the application of the moratorium in any given instance upon written request which may only be considered for approval if placed on the open session portion of a City Council meeting agenda.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF DESERT HOT SPRINGS, HEREBY RESOLVES AS FOLLOWS:

Section 1. Recitals.

That the Recitals set forth above are true and correct.

Section 2. Approval.

That an immediate City-wide moratorium on all travel, training and conferences is hereby adopted and imposed as follows:

(a) The moratorium shall apply to all Council Members, Commissioners, Department Directors, Managers and all City staff;

(b) The moratorium exempts the Interim City Manager and any travel directly related to the official routine and necessary business of the City such as, but not limited to, attending court proceedings or official meetings of Commissions, Boards or Committees upon which the official sits as an official representative of the City and that all other travel be subject to the prior-approval of the City Council;

(c) The moratorium remain in place for an indefinite period of time pending the resolution of the City's Fiscal Emergency situation and until such time the moratorium is formally lifted by the City Council; and

(d) The City Council reserve the right to waive the application of the moratorium in any given instance upon written request which may only be considered for approval if placed on the open session portion of a City Council meeting agenda.

Section 3. Severability.

That should any provision, section, paragraph, sentence or word of this resolution be rendered or declared invalid by any final court action in a court of competent jurisdiction or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences or words of this resolution as hereby adopted shall remain in full force and effect.

Section 4. Repeal of Conflicting Provisions.

That all the provisions heretofore adopted by the City Council that are in conflict with the provisions of this Resolution are hereby repealed.

Section 5. Certification.

That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

Section 6. Effective Date.

That this Resolution shall take effect immediately upon its passage.

[SIGNATURES FOLLOW ON THE NEXT PAGE]

PASSED AND ADOPTED by the City Council of the Desert Hot Springs at a special meeting held on this third day of December, 2013 by the following vote:

AYES:

NAYS:

ABSENT:

ATTEST:

APPROVED:

Jerryl Soriano, City Clerk

Adam Sanchez, Mayor

APPROVED AS TO FORM:

Steven B. Quintanilla, City Attorney