

ORDINANCE NO. 2451

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHICO, CALIFORNIA, AMENDING SECTIONS 2R.72.050 AND 5.14.400 OF THE CHICO MUNICIPAL CODE AND ADDING SECTIONS 5.08.105, 3.08.065 AND 2R.04.185 TO THE CHICO MUNICIPAL CODE RELATING TO NON-DISCRIMINATION

WHEREAS, California and/or federal law address discrimination concerns and provide protection against discrimination; and

WHEREAS, the City has previously adopted non-discrimination policies and practices; and

WHEREAS, the City desires to provide for and adopt a comprehensive and expanded non-discrimination policy; and

WHEREAS, nothing in this title is intended, however, to conflict with state and federal laws, or to alter or abridge other rights, protections, or privileges secured by state or federal law, including state and federal constitutional protections of freedom of speech and exercise of religion.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CHICO DOES ORDAIN AS FOLLOWS:

Section 1. That Chapter 2R.72, Personnel and Employee Representation Rules, of the Chico Municipal Code is hereby amended to read as follows:

Sec. 2R.72.050, Non-discrimination in employment.

The City shall not discriminate against any person in any employment or personnel action in any manner on the basis of race, sex, color, age, national origin, religion, ethnic derivation, citizenship status, physical or mental disability, medical condition, AIDS/HIV status, genetic information, political activities or affiliations, military and veterans status, sexual orientation, gender identity, or marital status.

Section 2. That Chapter 5.08, Franchises – Generally, of the Chico Municipal Code is hereby amended to add Section 5.08.105, Rights of individuals, as follows:

Sec. 5.08.105, Rights of individuals.

A. Non-Discrimination. The City shall require that its franchisees and grantees shall not discriminate against any person in access to or provision of services in any manner on the basis of race, sex, color, age, national origin, religion, ethnic derivation, citizenship status, physical or mental disability, medical condition, AIDS/HIV status,

genetic information, political activities or affiliations, military and veterans status, sexual orientation, gender identity, or marital status, unless exempted by state or federal law or otherwise indicated.

- B. Equal Employment Opportunity. The franchisee or grantee shall strictly adhere to the equal employment opportunity requirements of federal, state and local authorities, as amended from time to time.

Section 3. That Section 5.14.400 of Chapter 5.14, Franchises – Yard Debris Collection and Compost Program, of the Chico Municipal Code is hereby deleted.

Section 4. That Chapter 3.08, Purchase and Sale of Supplies, of the Chico Municipal Code is hereby amended to add Section 3.08.065, Non-Discrimination, as follows:

Sec. 3.08.065, Non-Discrimination.

The City shall require that its sellers, vendors, suppliers, and contractors shall not discriminate against any person in access to or provision of services in any manner on the basis of race, sex, color, age, national origin, religion, ethnic derivation, citizenship status, physical or mental disability, medical condition, AIDS/HIV status, genetic information, political activities or affiliations, military and veterans status, sexual orientation, gender identity, or marital status, unless exempted by state or federal law or otherwise indicated.

Section 5. That Chapter 2R.04, Administration, of the Chico Municipal Code is hereby amended to add Section 2R.04.185, Non-Discrimination Policy, as follows:

Sec. 2R.04.185, Non-Discrimination Policy.

It shall be the general policy of the City of Chico to prohibit discrimination against any person in access to or provision of services in any manner on the basis of race, sex, color, age national origin, religion, citizenship status, physical or mental disability, medical condition, AIDS/HIV status, genetic information, political activities or affiliations, military and veterans status, sexual orientation, gender identity, or marital status, unless exempted by state or federal law or otherwise indicated.

Section 6. The City Council finds and determines that the enactment of this Ordinance is not a project under the California Environmental Quality Act (CEQA) (Cal Pub. Resource Code §§ 21000 et seq.) in that the activities described in the Ordinance are a continuing administrative activity of the City involving general policy and procedure making and organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment. (State CEQA Guidelines, Cal. Code of Regs., Title 14, § 15378.) Therefore, no environmental assessment is required or necessary.

Section 7. If any part of this Ordinance, or its application to any individual, entity, or circumstance, is held to be invalid, the remainder of the Ordinance, including the application or provision to other persons or circumstances, shall be not be affected and shall continue in full force and effect. To this end, the provisions of this Ordinance are severable.

Section 8. The City Clerk shall attest to the passage and adoption of this Ordinance, and shall cause same to be posted as required by law, and this Ordinance shall take effect thirty (30) calendar days after its adoption.

PASSED, APPROVED AND ADOPTED this 7th day of October, 2014.

AYES: Goloff, Ritter, Schwab, Stone, Sorensen, Gruendl

NOES: Morgan

ABSENT: None

ABSTAIN: None

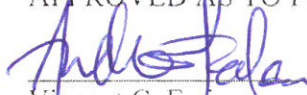
DISQUALIFIED: None

ATTEST:



Deborah Presson
City Clerk

APPROVED AS TO FORM:



Vincent C. Ewing
City Attorney