



CITY COUNCIL AGENDA REPORT

REPORTS AGENDA ITEM NO. N-1

DATE: January 21, 2020

TO: City Council

FROM: Stephen Fischer, City Attorney, (805) 385-7483, stephen.fischer@oxnard.org

SUBJECT: Consideration of Action on Initiative Measure Titled: "Term Limits for the Mayor and Councilmembers, Extension of Mayor's Term from Two Years to Four Years Starting in 2022." (5/10/15)

RECOMMENDATION

That the City Council:

1. For the initiative titled "Term Limits for the Mayor and Councilmembers, Extension of Mayor's Term from Two Years to Four Years Starting in 2022" either: a) adopt the ordinance, or b) call an election; and
2. If calling the election, adopt a resolution ordering consolidation with the November 3, 2020 statewide election and requesting the County Clerk to conduct the election and authorizing the Board of Supervisors to canvass the returns.

BACKGROUND

The City Clerk has certified as sufficient the petitions for the initiative titled "Term Limits for the Mayor and Councilmembers, Extension of Mayor's Term from Two Years to Four Years Starting in 2022." Pursuant to Elections Code Section 9215, if an initiative petition is signed by a sufficient percentage of City voters, the governing body shall take one of the following actions:

1. Adopt the ordinance, without alteration, at the regular meeting at which the certification of the petition is presented, or within 10 days after it is presented;
2. Submit the ordinance, without alteration, to the voters pursuant to Election Code Section 1405; or
3. Order a report, pursuant to Election Code Section 9212 at the regular meeting at which the certification of the petition is presented. When the report is presented to the legislative body, the legislative body shall either adopt the ordinance within 10 days or order an election pursuant to Election Code Section 1405. The report the Council may order pursuant to Election Code Section 9212 ("9212 Report") is to address impacts or effects of the initiative on the City, including fiscal impacts and "any other matters the requests to be in the report." (Election Code Section 9212(a)(8).) The 9212 Report must be prepared within the time set by the Council, "but no later than 30 days after the elections official certifies to the legislative body the sufficiency of the petition." (Election Code Section 9212(b).)

If Council opts to place the measure on the ballot, the corresponding resolution must be adopted to call the election and request the measures' consolidation with the statewide general election to be held November 3, 2020.

STRATEGIC PRIORITIES

This agenda item is a routine operational item or does not relate to the four strategic plans adopted by City Council on May 17, 2016.

FINANCIAL IMPACT

The cost for conducting an election is unknown at this time.

COMMITTEE OUTCOME

This item did not originate in Committee.

Prepared by: Stephen Fischer, City Attorney

ATTACHMENTS

1. Resolution Calling Election – Term Limits