

ORDINANCE NO. 16-941

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA PUENTE, CALIFORNIA, AMENDING SECTIONS 2.32.010 (GENERAL MUNICIPAL ELECTION DATE) AND 2.32.020 (EXTENSION OF TERMS) OF CHAPTER 2.32 (MUNICIPAL ELECTIONS) AND SECTION 2.04.090 (ORGANIZATION OF CITY COUNCIL) OF CHAPTER 2.04 (CITY COUNCIL) OF THE LA PUENTE MUNICIPAL CODE CHANGING THE DATE OF THE CITY'S MUNICIPAL ELECTION

WHEREAS, Senate Bill 415, the "Voter Participation Rights Act", was signed by Governor Brown in 2015, with the goal of improving low voter turnout rates at the local level. SB 415 eliminates local election dates and, in short, requires that if a city holds its elections on a date other than a statewide election and voter turnout is significantly less in comparison to statewide elections the election date must be changed to coincide with statewide elections; and

WHEREAS, the City's general municipal elections are currently held on the second Tuesday in April of even-numbered years; and

WHEREAS, California Election Code sections 1301 and 10403.5 authorize the City to change the date of its general municipal election to that of a statewide general election; and

WHEREAS, in order to comply with the provisions of Senate Bill 415, commencing in November 2018, the City wishes to consolidate its elections with the statewide general election conducted by Los Angeles County on the first Tuesday after the first Monday in November of even-numbered years.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LA PUENTE DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Findings.

The City Council finds that the above Recitals are true and correct, and are incorporated herein by reference.

Section 2. La Puente Municipal Code Amendment.

Section 2.32.010 of the La Puente Municipal Code is hereby amended to read in its entirety as follows:

2.32.010 General municipal election date.

As authorized by Sections 1301 and 10403.5 of the Elections Code, the city's general municipal election shall be consolidated with the County of Los Angeles and shall be held on the first Tuesday following the first Monday in November of even-numbered years.

Section 3. La Puente Municipal Code Amendment.

Section 2.32.020 of the La Puente Municipal Code is hereby amended to read in its entirety as follows:

2.32.020 Extension of terms.

Commencing in 2018, those terms of office that would have expired in April of even-numbered years are extended until certification of the results and administration of oaths of office after the November 2018 general municipal election.

Section 4. La Puente Municipal Code Amendment.

Section 2.04.090(b) of the La Puente Municipal Code is hereby amended to read in its entirety as follows:

2.04.090 Organization of City Council

(b) Each year in which a general municipal election is not held, the city council will be reorganized by the election of a mayor and a mayor pro tem from among its members. This reorganization of the city council will take place during the second regular meeting of the city council in the month of November.

Section 5. Clerical Errors.

The City Council directs the City Clerk to correct any clerical errors found in Sections 2.32.010, 2.32.020 and 2.04.090(b), including, but not limited to, typographical errors, irregular numbering and incorrect section references.

Section 6. Severability.

Should any section, subsection, clause, or provision of this Ordinance for any reason be held to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity or constitutionality of the remaining portions of this Ordinance; it being hereby expressly declared that this Ordinance, and each section, subsection, sentence, clause, and phrase hereof would have been prepared, proposed, approved, and ratified irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid, unenforceable, or unconstitutional.

Section 7. Effective Date and Operational Dates.


This ordinance shall take effect thirty (30) days after its final passage and shall become operative upon its approval by the Los Angeles County Board of Supervisors. Within 30 days of the operative date, the City Clerk/Elections Official shall cause a notice to be mailed to all registered voters of the city informing them of the change in the election date.

Section 8. Publication and Notice to County.

The City Clerk shall certify to the passage and adoption of this ordinance and shall cause the same to be published and posted as required by law, and shall forward a copy to the Los Angeles County Board of Supervisors requesting approval by Board resolution.

PASSED, APPROVED AND ADOPTED this 13th day of September, 2016, by the following vote:

AYES:	COUNCILMEMBERS: Munoz, Lewis, Argudo, Holloway, Solis
NOES:	COUNCILMEMBERS: None
ABSENT:	COUNCILMEMBERS: None
ABSTAIN:	COUNCILMEMBERS: None



Valerie Munoz, Mayor

ATTEST:



Sheryl Garcia, Chief Deputy City Clerk