

ORDINANCE NUMBER 1294

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, AMENDING CHAPTER 2.57 OF THE PERRIS MUNICIPAL CODE, REQUIRING THAT THE GENERAL MUNICIPAL ELECTIONS OF THE CITY OF PERRIS BE HELD ON THE FIRST TUESDAY AFTER THE FIRST MONDAY OF NOVEMBER IN EACH ODD-NUMBERED YEAR

WHEREAS, under California Elections Code Section 1301(a), a city's general municipal election must be set on an established elections date as set forth in Elections Code Section 1000 except as provided in Elections Code Section 1301(b); and

WHEREAS, under California Elections Code Section 1301(b)(1), a city council may enact an ordinance requiring its general municipal election to be held on the same day as the day of school district elections as set forth in Elections Code Section 1302; and

WHEREAS, under Elections Code Section 1302(a), the regular election to select governing board members in any school district, community college district, or county board of education shall be held the first Tuesday after the first Monday in November of each odd-numbered year; and

WHEREAS, the Perris Elementary School District holds its regular election to select governing board members on the first Tuesday after the first Monday in November of odd-numbered years as required by California Elections Code Section 1302(a); and

WHEREAS, the Riverside County Registrar of Voters has experienced a tremendous increase in the number of jurisdictions conducting their elections in the even years and a switch by some jurisdictions to an odd year election would assist the Registrar's office in conducting more efficient elections; and

WHEREAS, if approved by the County Board of Supervisors, and as provided in Elections Code Section 10403.5(b), this change will not have the effect of extending any term of office by more than 12 months;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. The City of Perris general municipal election scheduled to be held in November 2014 shall not be held, so that the City's election schedule may be changed to November in each odd-numbered year to coincide with school district elections. Commencing with the general municipal election in November 2015, the general municipal elections for the City shall be held on the first Tuesday after the first Monday of November in each odd-numbered year.

Section 2. Chapter 2.57 of the Perris Municipal Code is hereby amended to read, in its entirety, as follows:

“GENERAL MUNICIPAL ELECTIONS

Sections: 2.57.010 Election dates.

2.57.020 Consolidation with other elections.

Section 2.57.010. Election Dates.

The City shall hereafter hold its general municipal election on the first Tuesday after the first Monday of November in odd-numbered years.

Section 2.57.020. Consolidation with other elections.

If an election held pursuant to this chapter occurs on the same date as any other regular statewide election, or election to select governing board members for the Perris Elementary School District and the Perris Union High School District, such election shall be consolidated. In the event of consolidation of elections, the provisions contained in the Elections Code pertaining to the conduct of elections shall apply.”

Section 3. Certification. The City Clerk shall certify to the passage and adoption of this Ordinance by the City Council of the City of Perris and shall cause a summary of this Ordinance to be published in accordance with Government Code Section 36933.

Section 4. Transmittal to Board of Supervisors. The City Clerk is hereby directed to transmit a copy of this Ordinance to the Clerk of the Board of Supervisors of Riverside County, together with the request that said Board approve this Ordinance and provide the City with notice of such approval.

Section 5. Notice to Registered Voters. Within thirty (30) days after approval of this Ordinance by the Board of Supervisors of Riverside County, the City Clerk shall cause a notice to be mailed to all registered voters in the City of Perris informing them of the change in the general municipal election date and council members’ terms affected by this Ordinance, which notice shall be in accord with the requirements specified in Elections Code 10403.5(e).

Section 6. Effective Date; Operative Date. This Ordinance shall become effective immediately after its second reading, pursuant to California Government Code Section 36937(a). This Ordinance shall become operative upon approval by the Riverside County Board of Supervisors.

Section 7. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase in this Ordinance, or any part thereof, is held invalid or unconstitutional, such decision shall not affect the validity of the remaining sections or portions of this chapter or part thereof. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance

irrespective of the fact that any one or more sections, subdivisions, paragraphs, sentences, clauses or phrases may be declared invalid or unconstitutional.

ADOPTED, SIGNED and **APPROVED** this 9th day of July, 2013.

Mayor, Daryl R. Busch

ATTEST:

Judy L. Haughney, Deputy Clerk

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) §
CITY OF PERRIS)

I, Judy L. Haughney, DEPUTY CLERK OF THE CITY OF PERRIS, CALIFORNIA, DO HEREBY CERTIFY that the foregoing Ordinance Number 1294, was introduced at a regular meeting of the City Council of the City of Perris held on the 25th day of June 2013, and was duly and regularly adopted by the City Council at a regular meeting thereof held on the 9th day of July 2013, and that it was so adopted by the following called vote:

AYES: ROGERS, LANDERS, YRBROUGH, BUSCH
NOES: RODRIGUEZ
ABSENT: NONE
ABSTAIN: NONE

Judy L. Haughney, Deputy Clerk