

RESOLUTION NO. 2017-_____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DESERT HOT SPRINGS, CALIFORNIA, DECLARING ITS INTENT TO CHANGE THE CITY'S GENERAL MUNICIPAL ELECTIONS TO THE FIRST TUESDAY AFTER THE FIRST MONDAY IN NOVEMBER OF EACH EVEN-NUMBERED YEAR BEGINNING IN NOVEMBER OF 20XX

WHEREAS, the City of Desert Hot Springs' (City) general municipal elections are now held in the month of November of alternating odd-numbered years to elect one (1) mayor and five members of City Council, one City Treasurer, and one City Clerk (hereinafter "City Officers"); and

WHEREAS, Senate Bill 415 (SB 415) "Voter Participation" prohibits local governments, beginning January 1, 2018, from holding an election on any date other than a statewide election date if doing so has resulted in voter turnout being at least 25% below the average turnout in that jurisdiction in the previous four statewide general elections, except as specified; and

WHEREAS, in accordance with SB 415, the City has determined that it must adopt a transition plan to consolidate its general municipal elections with a statewide election date to occur not later than November 8, 2022.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF DESERT HOT SPRINGS, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. Recitals

That the recitals set forth above are true and correct and are hereby incorporated herein as findings of the City Council.

Section 2. Accordance with SB 415

That the City Council intends to change the City's General Municipal Elections to the first Tuesday after the first Monday in [June/November] of even-numbered years to coincide with the statewide general elections beginning in November [20XX], in accordance with California Elections Code 14052.

Section 3. Direction to the City Clerk

That the City Clerk is instructed and directed to return to the City Council at the appropriate time for the purpose of submitting an instrument to enact this plan.

Section 4. Effective Date

That this resolution shall take effect immediately upon its adoption.

Section 5. Certification

That the City Clerk shall certify to the passage and adoption of this resolution, enter the same in the book of original resolutions of the City and make a minute of passage and adoption thereof in the records of the proceedings of the City Council in the minutes of the meeting at which the same is passed and adopted.

Section 6. Severability

That if any provision of this resolution or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this resolution which can be given effect without the invalid provision or application, and to this end the provisions of this resolution are severable and that the City Council hereby declares that it would have adopted this resolution irrespective of the invalidity of any particular portion thereof.

PASSED AND ADOPTED by the City Council of the City of Desert Hot Springs at a [regular, special, adjourned, etc.] meeting held on the ____ day of _____, 20____, by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAIN:

[SIGNATURES FOLLOW ON THE NEXT PAGE]

ATTEST:

Jerryl Soriano, CMC, City Clerk

APPROVED:

Scott Matas, Mayor

APPROVED AS TO FORM:

Jennifer A. Mizrahi, City Attorney

SAMPLE