

ORDINANCE NO. 2564

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DAVIS CHANGING THE DATE OF THE CITY'S GENERAL MUNICIPAL ELECTION BY AMENDING SECTION 12.01.090 OF THE DAVIS MUNICIPAL CODE

WHEREAS, Section 12.01.090 of the Davis Municipal Code provides that the City general municipal election shall be held in even-numbered years on the same day as the statewide direct primary elections; and

WHEREAS the City Council now desires to change its general municipal election date in response to the threat of a legal challenge to the City's at-large election to be held on March 3, 2020; and

WHEREAS, Elections Code Sections 1301 and 10403.5 authorize the City Council to change the date of the general municipal election, with the approval of the Yolo County Board of Supervisors.

THE CITY COUNCIL OF THE CITY OF DAVIS DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Section 12.01.090 (Date of general municipal elections) of Article 12.01 (General) of Chapter 12 (Elections) of the Davis Municipal Code shall be amended in its entirety to read as follows:

“12.01.090 General Municipal Election Date.

All elective City offices shall be filled by the City electorate at a general municipal election to be held on the date of the statewide general election on the first Tuesday after the first Monday in November of each even-numbered year.”

SECTION 2. The term of office for any elective City officer who presently serves with a term that would have expired following the March 3, 2020 general municipal election, absent the adoption of this Ordinance, shall be extended until the City Council declares the results of the November 3, 2020 general municipal election and installs the newly elected officers. The term of office for any elective City officer who presently serves with a term that would have expired following the March 8, 2022 general municipal election, absent the adoption of this Ordinance, shall be extended until the City Council declares the results of the November 8, 2022 general municipal election and installs the newly elected officers.

SECTION 3. The provisions of this Ordinance are intended to and shall supersede any City ordinance that conflicts with the provisions of this Ordinance.

SECTION 4. The City Clerk is hereby directed to submit this Ordinance to the Yolo County Board of Supervisors for approval by such body to the extent required by and in accordance with Elections Code Sections 1301 and 10403.5. This Ordinance shall not become

effective unless and until it is approved by the Yolo County Board of Supervisors, at which time this Ordinance shall take effect immediately as an Ordinance relating to an election.

SECTION 5. Within 30 days after the Ordinance is effective, as provided in Section 4 of this Ordinance, the City Clerk shall cause a notice to be mailed to all registered voters of the City informing the voters of the change in the election date and that as a result of the change in the election date, the terms of all elective City officers will be changed.

INTRODUCED on the 3rd day of September, 2019, and PASSED AND ADOPTED by the City Council of the City of Davis on this 10th day of September, 2019, by the following vote:

AYES: Carson, Frerichs, Partida, Lee


NOES: None

ABSENT: Arnold



Brett Lee
Mayor

ATTEST:



Zec S. Mirabile, CMC
City Clerk