

RESOLUTION NUMBER 5241

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, ORDERING THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY OF A CERTAIN MEASURE TO ESTABLISH TERM LIMITS FOR ELECTED OFFICIALS IN THE CITY OF PERRIS AT THE GENERAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 6, 2018, AS CALLED BY RESOLUTION NO. 5216

WHEREAS, the City Council of the City of Perris has called a General Municipal Election to be held on Tuesday, November 6, 2018, and consolidated with the statewide General Election, by Resolution No. 5216 adopted on January 9, 2018, for the purpose of submitting a ballot measure relating to taxation of commercial cannabis activities; and,

WHEREAS, the City Council of the City of Perris desires to submit to the voters an additional proposed measure to establish term limits for the elected officials of the City of Perris;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That the City Council of the City of Perris, pursuant to its right and authority, hereby orders submitted to the voters at the General Municipal Election to be held on Tuesday, November 6, 2018, the following additional question:

Term Limits for Elected Officials. Shall the measure, establishing a lifetime term limit of three (3) terms served as an elected official in the City of Perris, including Mayor, member of the City Council, and City Clerk, in which the terms served by a person elected or appointed to one elected office shall not be aggregated with terms served by that person in another elected office, be approved?	YES
	NO

Section 2. That the text of the Ordinance, as provided in the question above, is to be submitted to the voters as a proposed measure and is attached as Exhibit "A" to this resolution.

Section 3. That the vote requirement for the ballot measure to pass is a majority (50% +1) of the votes cast.

Section 4. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

Section 5. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.

Section 5. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.

Section 6. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Perris, California, at a special meeting held on the 13th day of March, 2018.



Michael M. Vargas, MAYOR

ATTEST:



Nancy Salazar, CITY CLERK

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

I, Nancy Salazar, City Clerk of the City of Perris, do hereby certify that the foregoing Resolution Number 5241 was duly adopted by the City Council of the City of Perris at a regular meeting of said Council on the 13th day of March, 2018, and that it was so adopted by the following vote:

AYES: BURKE, CORONA, RABB, VARGAS

NOES: ROGERS

ABSENT: NONE

ABSTAIN: NONE

By 

Nancy Salazar, CITY CLERK

EXHIBIT A
Ordinance Establishing Term Limits for Elected City Officials

ORDINANCE NUMBER 1362

AN ORDINANCE OF THE PEOPLE OF CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, SETTING TERM LIMITS FOR THE ELECTED OFFICIALS IN THE CITY OF PERRIS BY ADDING A NEW CHAPTER 2.05 "TERM LIMITS FOR ELECTED OFFICIALS" TO TITLE 2 OF THE PERRIS MUNICIPAL CODE

WHEREAS, the elected officials of the City of Perris currently are Mayor, members of the City Council, and City Clerk; and,

WHEREAS, the City of Perris currently does not have term limits for the elected officials of the City; and,

WHEREAS, the anticipated positive aspects of term limits for elected city officials include the following:

- Encourages new people to get involved in local government
- Broadens the base of potential candidates
- Encourages fresh ideas
- Provides voters with more choices
- Increases voter turnout
- Encourages broader representation of different neighborhoods; and,

WHEREAS, it is in the best interests of the City that term limits be established for all elected offices in the City, and it is the purpose and intent of this Ordinance to achieve the positive impacts of term limits mentioned above.

THE PEOPLE OF THE CITY OF PERRIS DO HEREBY ORDAIN AS FOLLOWS:

Section 1. Recitals Incorporated. The foregoing Recitals are incorporated herein by reference as if set forth in full.

Section 2. New Chapter. A new Chapter 2.05 is added to Title 2 of the Perris Municipal Code to read, in its entirety, as follows:

"Chapter 2.05. TERM LIMITS FOR ELECTED OFFICIALS

Section 2.05.010. Term Limits.

No person shall be elected or appointed to more than three (3) terms as an elected official in the City of Perris. For the purposes of calculating the number of terms in the limitation on terms of office, the terms served by a person elected or appointed to one elected office in the City of Perris shall not be aggregated with terms served by that person in another elected office in the City of Perris. For example, a single person may serve three (3) terms as mayor, three (3) terms as a city council member, and three (3) terms as city clerk.

Section 2.05.020. Elected Officials.

The term “elected official” as used in this Chapter shall mean the:

- A. Mayor,
- B. Member of the City Council, and
- C. City Clerk.

Section 2.05.030. Partial Terms of Office.

The limitation on terms of office described in section 2.05.010 shall not apply to any unexpired term to which a person is elected or appointed if the remainder of the term is less than one-half of the full term of office.

Section 2.05.040. Application.

The term limits described in this Chapter shall apply prospectively to terms of office beginning after the November 2018 election.

Section 2.05.050. Amendments.

The City Council may by majority vote amend the provisions of this Chapter contained in Section 2.05.030 to implement the substantive provisions of this Chapter, provided that such amendments are consistent with and further the purposes and intent of this Chapter.

Section 2.05.060. Severability.

If any subsection, subdivision, paragraph, sentence, clause, or phrase of this Chapter or any part thereof is for any reason held to be unenforceable or otherwise invalid, such decision shall not affect the validity of the remaining portion of this Chapter or any part thereof.”

Section 3. Amendment or Repeal. The City Council may by majority vote amend the provisions of this Ordinance to implement the substantive provisions of this Ordinance, provided that such amendments are consistent with and further the purposes and intent of this Chapter.

Section 4. Severability. If any subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance or any part thereof is for any reason held to be

unconstitutional or otherwise unenforceable, such decision shall not affect the validity of the remaining portion of this ordinance or any part thereof. The People of the City of Perris hereby declare that they would have passed each subsection, subdivision, paragraph, sentence, clause, or phrase thereof, irrespective of the fact that any one or more subsection, subdivision, paragraph, sentence, clause, or phrase be declared unconstitutional or otherwise unenforceable.

Section 5. Effective Date. After its adoption by the voters, this Ordinance shall be in full force and effect ten (10) days after the vote is declared by the City Council of the City of Perris, pursuant to the provisions of Election Code §§ 9217 and 15400 and as provided by law.

The Mayor of the City of Perris is hereby authorized and ordered to attest to the adoption of the Ordinance by the voters of the City of Perris by signing where indicated below.

I hereby certify that the foregoing Ordinance was **PASSED, APPROVED and ADOPTED** by the People of the City of Perris, California voting on the 6th day of November, 2018.

MAYOR, MICHAEL M. VARGAS

ATTEST:

City Clerk, Nancy Salazar