

# City of Goleta

6500 Hollister Avenue, Suite 120 \* Goleta, CA 93117 \* 805-961-7500

*City Council:*

Margaret Connell, Mayor  
Jack Hawxhurst, Mayor Pro Tem  
Jean Blois  
Cynthia Brock  
Jonny D. Wallis



August 6, 2002

Honorable Board of Supervisors  
County of Santa Barbara  
105 E. Anapamu Street  
Santa Barbara, CA 93101

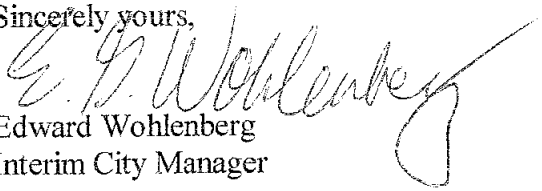
Honorable Supervisors

On July 29, 2002 the City Council of the City of Goleta adopted Ordinance No. 02-23 entitled "An Ordinance of the City Council of the City of Goleta, California, Consolidating the City's General Municipal Elections with the Statewide General Election and Establishing the Date of the City's First General Municipal Election."

The Ordinance is attached for your approval in accordance with Elections Code Sections 13101(b) and 10403.

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Sincerely yours,

  
Edward Wohlenberg  
Interim City Manager

Attachment

cc: Kenneth Pettit, County Clerk-Recorder-Assessor  
Bob Smith, County Elections Division Manager

## ORDINANCE NO. 02-23

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GOLETA, CALIFORNIA, CONSOLIDATING THE CITY'S GENERAL MUNICIPAL ELECTIONS WITH THE STATEWIDE GENERAL ELECTION AND ESTABLISHING THE DATE OF THE CITY'S FIRST GENERAL MUNICIPAL ELECTION.

WHEREAS, the City Council desires to establish the timing and schedule of the dates of the City's general municipal elections;

WHEREAS, the timing of the City's first general municipal election is largely dependent on the terms of the initial Members of the City Council;

WHEREAS, Section 8 of Local Agency Formation Commission Resolution No. 99-20 ("LAFCO Resolution") approving the incorporation of the City provided that:

"Of the first elected legislative body, the terms of the three members of the city council with the largest popular votes shall be four years. Of the first elected legislative body, the terms of the two members of the city council with the least popular vote shall be two years.";

WHEREAS, the terms of the Members of the first elected City Council did not commence until February 1, 2002, when such individuals were officially installed on the date of the incorporation of the City;

WHEREAS, under Section 8 of the LAFCO Resolution, at the first general municipal election following incorporation, the seats of the two Council Members who received the lowest number of votes at the incorporation election (the "Group A" Council Members) shall be up for election. Pursuant to Government Code section 57377, the individuals elected to fill these two seats at the first general municipal election shall each have a four-year term. The seats of the three Council Members who received the highest number of votes at the incorporation election (the "Group B" Council Members) will be up for election at the second general municipal election. The individuals elected to fill these three seats shall also have a four-year term.

WHEREAS, Under California Elections Code section 1301(a), general municipal elections are held either on the second Tuesday in April of even-numbered years, or on the first Tuesday after the first Monday in March of odd-numbered years;

WHEREAS, if the City Council were to establish a date for the City's first general municipal election pursuant to Elections Code section 1301(a) that best approximated the intent of Section 8 of the LAFCO Resolution with respect to the terms of the Group A Council Members, such date would be April 7, 2004 (the second Tuesday in April of an even-numbered year), which would nevertheless extend the two year term of such Group A Council Members by two months;

WHEREAS, Elections Code sections 1301(b) and 10403.5 state that the City may, by ordinance, consolidate its general municipal election with the statewide general election provided that in so doing no term of office is increased or decreased by more than 12 months;

WHEREAS, consolidation of the City's general municipal election with the statewide general election in November of 2004 and 2006 will only extend the terms of all current Council Members by approximately 10 months (i.e., from February to November of the applicable year); and

WHEREAS, the City Council believes that the consolidation of the City's general municipal election with the statewide general election will result in reduced election costs, higher voter participation than if elections were not consolidated and were held separately in April of even-numbered years, and that such potential decrease in cost and increase in voter participation justifies consolidation and the resulting extension of the current terms of office of the Members of the City Council.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GOLETA DOES ORDAIN AS FOLLOWS:

SECTION 1. That the above recitations are true and correct.

SECTION 2. Pursuant to California Elections Code sections 1301(b) and 10403.5, beginning in November of 2004 and every even-numbered year thereafter, the City's general municipal election shall be consolidated with the statewide general election.

SECTION 3. The City Manager is hereby directed to submit this ordinance to the Santa Barbara County Board of Supervisors for approval by such body in accordance with Elections Code sections 1301(b) and 10403. This ordinance shall not become effective unless and until it is approved by resolution of the Board of Supervisors.

SECTION 4. In the event that this ordinance is approved by the Board of Supervisors, the date of the City's first general municipal election shall be November 2, 2004, at which time the seats of the Group A Council Members shall

be up for election. The seats of the Group B Council Members shall be up for election at the second general municipal election, which shall be held on November 7, 2006.

SECTION 5. In the event that this ordinance is approved by the Board of Supervisors and in accordance with Elections Code section 10403.5(e), the City Clerk shall cause a notice to be mailed to all of the City's registered voters within 30 days of the Board's action informing the voters of the City's first election date and that as a result of the consolidation of the City's general municipal election with the statewide general election that the terms of office of each of the current Members of the City Council will be extended by approximately 10 months until their successors are elected and qualified.


SECTION 6. In the event that this ordinance is approved by the Board of Supervisors, the City's general municipal election shall be conducted in accordance with all of the applicable procedural requirements of the Elections Code pertaining to the statewide general election, and commencing on November 2, 2004, shall thereafter occur in consolidation with that election.

SECTION 7. The City Clerk shall certify the adoption of this ordinance and shall cause the same to be posted as required by law.

PASSED, APPROVED, AND ADOPTED this 29<sup>th</sup> day of July, 2002.

  
MARGARET CONNELL, MAYOR

ATTEST:

  
EDWARD G. WOHLLENBERG  
INTERIM CITY CLERK

APPROVED AS TO FORM:

  
JULIE HAYWARD BIGGS  
INTERIM CITY ATTORNEY

STATE OF CALIFORNIA )  
COUNTY OF SANTA BARBARA ) ss.  
CITY OF GOLETA )


I, EDWARD WOHLLENBERG, Interim City Clerk of the City of Goleta, California, DO HEREBY CERTIFY that the foregoing Ordinance No. 02-23 was duly adopted by the City Council of the City of Goleta at a special meeting, held on the 29th day of July, 2002, by the following vote of the Council:

AYES: COUNCILMEMBERS BLOIS, BLOCK, HAWXHURST, WALLIS  
MAYOR CONNELL

NOES: NONE

ABSENT: NONE

(SEAL)

  
EDWARD WOHLLENBERG  
INTERIM CITY CLERK