TO:	City Council
FROM:	James L. App, City Manager
SUBJECT:	City Organization - Elected Mayor
DATE:	October 19, 1999

NEEDS: For the City Council to consider placing a ballot question before the electorate to establish a directly elected Mayor.

FACTS:

1. The City of Paso Robles is a general law City. As such, it is organized under, and subject to, the laws of the State.

2. In many general law Cities the Mayor is selected by the City Council.

3. Upon a vote of the electorate, a general law City may establish a directly elected Mayor.

4. An elected Mayor is a member of the City Council and has the powers and duties of a member of the City Council.

5. An elected Mayor, with the approval of the City Council, may, however, make all appointments to boards, commissions and committees. And, with the consent of the electorate, or by ordinance, an elected Mayor may draw a salary in addition to the salary established for members of the Council.

ANALYSIS & CONCLUSION:

The City Council may place a measure on a ballot asking voters if they wish to have a directly-elected Mayor, and whether they prefer a two or four year term. Establishment of a directly elected Mayor requires a majority vote of the electorate.

The directly elected Mayor question may be placed on the March 2000 primary election ballot. The March 2000 primary would allow election of a Mayor in November 2000. If the measure passes, one of the Council seats on the November 2000 general election ballot will be designated the Mayor's seat.

Additionally, the City Council has discussed the placement of a term limit question on the ballot. Term limit question language has been included in the attached Resolution should the Council wish to place the matter before the voters in March 2000.

POLICY REFERENCE: California Government Code Sections 34900-34906, 36516, & 40601-40605.

FISCAL IMPACT: Approximately $13,000.

OPTIONS:

A. **Place Directly Elected Mayor Question on the March 2000 Ballot by Taking the Following Actions:**

1. **Adopt Resolution Calling a Special Election On Tuesday, March 7, 2000 to Consider Certain Measures Regarding the Election to and Terms of members of the City Council; and**
2. **Adopt Resolution Requesting the County Board of Supervisors to Consolidate a Special March 7, 2000 Municipal Election with the Statewide Direct primary Election to be Held the Same Date, and Requesting the Services of the S.L.O. County Clerk in Conducting the Election.**

B. **Amend, Modify or Reject the Option Above.**

RESOLUTION NO. 99-xxx

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES,
REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN LUIS OBISPO
TO CONSOLIDATE A SPECIAL MUNICIPAL ELECTION TO BEHELD ON MARCH 7, 2000,
WITH THE STATEWIDE DIRECT PRIMARY ELECTION TO BE HELDON THE SAME DATE,
AND REQUESTING THE SERVICES OF THE SAN LUIS OBLISPO COUNTY CLERK
IN CONDUCTING THE ELECTION

THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1.   Pursuant to Section 34900 of the California Government Code, a special municipal election will be held in the City of El Paso de Robles on March 7, 2000 to place before the voters the following two measures, as they are to appear on the ballot:

MEASURE A

Shall the electors elect a mayor and four city councilmembers?

_____   Yes

_____   No

MEASURE B

If the mayor is separately elected from the four city councilmembers, shall the term of office of mayor be:

_____   Two (2) years

OR

_____   Four (4) years

Section 2.   Pursuant to section 34902 of the California Government Code, a special municipal election will be held in the City of El Paso de Robles on March 7, 2000 to place before the voters the following two (2) measures, as they are to appear on the ballot:

MEASURE C

Shall the members of the city council, but not including the mayor if the mayor is separately elected from the remainder of the city council, be limited to holding _____(_____) consecutive terms of office on the city council?

_____   Yes

_____   No

MEASURE D

If the mayor is elected separately from the other members of the city council, shall the mayor be limited to holding_____(_____) consecutive terms of office as mayor?

_____   Yes

_____   No

Section 3.   Pursuant to section 10403 of the California Elections Code, the City Council hereby requests consolidation of said special municipal election with the statewide direct primary election to be held March 7, 2000.

Section 4.   Pursuant to section 10002 of the California Elections Code, the City Council hereby requests the Board of Supervisors of the County of San Luis Obispo to authorize the County Clerk or other county elections official to render all services otherwise required to be performed by the City Clerk for the special election to be held on March 7, 2000. Such services include, but are not limited to:

- Publication of notices calling the election
- Receiving and printing arguments for and against the measure, and establishing submission deadlines for same
- Arrangements for receiving center
- Provision of precinct maps
- Provision of voter lists
- Obtaining and staffing polling places
- Provision and delivery of precinct supplies
- Counting of ballots and certification of election
- All aspects of election not specified above which may be agreed upon by the County Clerk and the City Clerk

Section 5.   The Board of Supervisors is hereby authorized and directed to canvass the returns of the election and to certify the results of the election to the City Council as required by law.

Section 6.   The City of El Paso de Robles shall reimburse the County of San Luis Obispo for all costs and expenses incurred by the County in conducting said election upon presentation of a bill to the City.

Section 7.   The City Clerk is hereby authorized and directed to file certified copies of this Resolution with the Board of Supervisors and the County Clerk upon its adoption by the City Council.

PASSED AND ADOPTED this 19th day of October, 1999, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Duane J. Picanco
Mayor

ATTEST:

Sharilyn M. Ryan, Deputy City Clerk

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
EL PASO DE ROBLES, CALLING A SPECIAL ELECTION TO BE HELD
IN THE CITY ON TUESDAY, MARCH 7, 2000,
TO CONSIDER CERTAIN MEASURES REGARDING THE
ELECTION AND TERMS OF MEMBERS OF THE CITY COUNCIL

THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES DOES HEREBY RESOLVE AS FOLLOWS:

Section 1.   Pursuant to the law of the State of California relating to municipal elections, the City Council of the City of El Paso de Robles hereby calls and orders held in the City of El Paso de Robles, County of San Luis Obispo, State of California, on Tuesday, March 7, 2000, a special municipal election for the purpose of placing on the ballot the following measures:

MEASURE A

Shall the electors elect a mayor and four city councilmembers?

_____   Yes

_____   No

_____

MEASURE B

If the mayor is separately elected from the four city councilmembers, shall the term of office of mayor be:

_____   Two (2) years

OR

_____   Four (4) years

MEASURE C

Shall the members of the city council, but not including the mayor if the mayor is separately elected from the remainder of the city council, be limited to holding __ _____(_____) consecutive terms of office on the city council?

_____   Yes

_____   No

MEASURE D

If the mayor is elected separately from the other members of the city council, shall the mayor be limited to holding _____ (_____) consecutive terms of office as mayor?

_____   Yes

_____   No

Section 2.   The City Council hereby directs the City Attorney to prepare an impartial analysis of each measure in accordance with section 9280 of the California Elections Code showing the effect of each measure on the existing law and the operation of the measure.

Section 3.   Arguments in favor of or against any of the above city measures must be filed with the City Clerk on or before 5 p.m. October 29, 1999. Any rebuttal arguments to arguments in favor of or against any of the above city measures must be

filed with the City Clerk on or before 5 p.m. November 8, 1999. All arguments must comply with the requirements for the filing of such arguments as set forth in the California Elections Code.

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

PASSED AND ADOPTED this 19th day of October, 1999, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

_____
Duane J. Picanco
Mayor

ATTEST:

_____
Sharilyn M. Ryan, Deputy City Clerk