



OFFICE OF THE CITY ATTORNEY
Long Beach, California

ORD-43

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December 5, 2017

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Recommendation to declare ordinance amending the Long Beach Municipal Code by amending and restating Sections 1.21.010, 1.21.040(B), and 1.21.050 all relating to specific election procedures, read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)

DISCUSSION:

Pursuant to your request on November 14, 2017, this ordinance has been prepared and is submitted for your consideration. The ordinance has been revised to allow candidates three (3) days to submit a request for an alternative designation, consistent with Los Angeles County elections procedures.

SUGGESTED ACTION:

Approve recommendation.

Very truly yours,

CHARLES PARKIN, City Attorney

By

AMY R. WEBBER
Deputy City Attorney

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OFFICE OF THE CITY ATTORNEY
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ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONG BEACH AMENDING THE LONG BEACH MUNICIPAL CODE BY AMENDING AND RESTATING SECTIONS 1.21.010, 1.21.040(B) AND 1.21.050, ALL RELATING TO SPECIFIC ELECTION PROCEDURES

WHEREAS, in order to increase voter turnout, reduce voter confusion and increase public awareness of local elections, the City desires to coordinate its June 5, 2018 General Municipal Election with the Statewide Primary Election conducted on the same date by the County of Los Angeles Registrar-Recorder/County Clerk; and

WHEREAS, the City Council finds that coordination of elections is likely to lead to increased voter turnout, reduced voter confusion at the polls and public awareness of local elections;

NOW, THEREFORE, the City Council of the City of Long Beach ordains as follows:

Section 1. Section 1.21.010 of the Long Beach Municipal Code is amended to read as follows:

1.21.010 Canvass of returns.

Notwithstanding the provisions of California Elections Code Sections 10262 and 10263, the canvass of each municipal election held in the City of Long Beach is ordered to be made by the City Clerk within twenty-one (21) days after the date of the election. Upon completion of the canvass, the City Clerk shall certify the results to the City Council who shall thereupon meet and shall adopt a resolution reciting the fact of the election and the statement of the result as provided in Section 10264 of the California

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Elections Code.

For the June 5, 2018 General Municipal Election only, the Los Angeles County Registrar-Recorder/County Clerk shall complete the canvass of returns within thirty (30) days after the election, in accordance with California Elections Code Section 15372. Following certification of the June 5, 2018 General Municipal Election, this amendment shall cease to be effective and Long Beach Municipal Code Section 1.21.010 shall revert to the language in effect immediately prior to the adoption of this amendment.

Section 2. Section 1.21.040(B) of the Long Beach Municipal Code is amended to read as follows:

B. Ballot designations shall remain the same for all purposes of both the primary and general election, unless a candidate, at least seven (7) days after the date of the primary election, requests in writing to the City Clerk an alternate designation for the general election which the candidate is entitled to use at the time of the request.

For the June 5, 2018 General Municipal Election only, ballot designations shall remain the same for all purposes of both the primary and general election, unless a candidate, at least three (3) days after the date of the primary election, requests in writing to the City Clerk an alternate designation for the general election which the candidate is entitled to use at the time of the request. Following certification of the June 5, 2018 General Municipal Election, this amendment shall cease to be effective and Long Beach Municipal Code Section 1.21.040(B) shall revert to the language in effect immediately prior to the adoption of this amendment.

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1 Section 3. Section 1.21.050 of the Long Beach Municipal Code is
2 amended to read as follows:

3 1.21.050 Candidates' statements - General election.

4 Notwithstanding the provisions of the California Elections Code,
5 candidates' statements, as defined in California Elections Code Section
6 13307, for candidates in any general municipal election shall be filed with
7 the City Clerk by the tenth (10th) day following the date of the primary
8 nominating election.

9 For the June 5, 2018 General Municipal Election only, candidates'
10 statements, as defined in California Elections Code Section 13307, for
11 candidates in any general municipal election shall be filed with the City
12 Clerk by the fifth (5th) day following the date of the primary nominating
13 election. Following certification of the June 5, 2018 General Municipal
14 Election, this amendment shall cease to be effective and Long Beach
15 Municipal Code Section 1.21.050 shall revert to the language in effect
16 immediately prior to the adoption of this amendment.

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18 Section 4. The City Clerk shall certify to the passage of this ordinance by
19 the City Council and cause it to be posted in three (3) conspicuous places in the City of
20 Long Beach, and it shall take effect on the thirty-first (31st) day after it is approved.

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I hereby certify that the foregoing ordinance was adopted by the City Council of the City of Long Beach at its meeting of _____, 2017, by the following vote:

Ayes: Councilmembers: _____

Noes: Councilmembers: _____

Absent: Councilmembers: _____

City Clerk

Approved: _____
(Date)

Mayor

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