



OFFICE OF THE CITY ATTORNEY  
Long Beach, California

ORD-4

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January 26, 2016

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 Section 1.21.010 relating to the canvass of returns, and Section 1.21.050 relating to candidates' statements-general election; declaring the urgency thereof; and declaring that this ordinance shall take effect immediately and shall remain in effect for a specified amount of time, 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 January 19, 2016, this ordinance has been prepared and is submitted for your consideration.

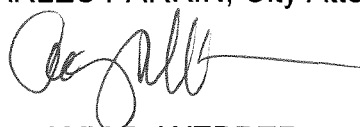
SUGGESTED ACTION:

Approve recommendation.

Very truly yours,

CHARLES PARKIN, City Attorney

By

  
AMY R. WEBBER  
Deputy 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 SECTION 1.21.010 RELATING TO THE CANVASS OF RETURNS, AND SECTION 1.21.050 RELATING TO CANDIDATES' STATEMENTS - GENERAL ELECTION; DECLARING THE URGENCY THEREOF; DECLARING THAT THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY AND SHALL REMAIN IN EFFECT FOR A SPECIFIED AMOUNT OF TIME

WHEREAS, in order to increase voter turnout, reduce voter confusion and increase public awareness of local elections, the City desires to coordinate its June 7, 2016 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

1 Long Beach is ordered to be made by the City Clerk within twenty-one (21)  
2 days after the date of the election. Upon completion of the canvass, the City  
3 Clerk shall certify the results to the City Council who shall thereupon meet  
4 and shall adopt a resolution reciting the fact of the election and the  
5 statement of the result as provided in Section 10264 of the California  
6 Elections Code.

7 For the June 7, 2016 General Municipal Election only, the Los  
8 Angeles County Registrar-Recorder/County Clerk shall complete the  
9 canvass of returns within thirty (30) days after the election, in accordance  
10 with California Elections Code Section 15372. Following certification of the  
11 June 7, 2016 General Municipal Election, this amendment shall cease to be  
12 effective and Long Beach Municipal Code Section 1.21.010 shall revert to  
13 the language in effect immediately prior to the adoption of this amendment.

14  
15 Section 2. Section 1.21.050 of the Long Beach Municipal Code is  
16 amended to read as follows:

17 1.21.050 Candidates' statements - General election.

18 Notwithstanding the provisions of the California Elections Code,  
19 candidates' statements, as defined in California Elections Code Section  
20 13307, for candidates in any general municipal election shall be filed with  
21 the City Clerk by the tenth (10th) day following the date of the primary  
22 nominating election.

23 For the June 7, 2016 General Municipal Election only, candidates'  
24 statements, as defined in California Elections Code Section 13307, for  
25 candidates in any general municipal election shall be filed with the City  
26 Clerk by the fifth (5th) day following the date of the primary nominating  
27 election. Following certification of the June 7, 2016 General Municipal  
28 Election, this amendment shall cease to be effective and Long Beach

1 Municipal Code Section 1.21.050 shall revert to the language in effect  
2 immediately prior to the adoption of this amendment.

3 Section 3. Declaration of Urgency. Pursuant to California Elections  
4 Code section 9141, this ordinance is an emergency measure, and it is urgently required  
5 in order to allow the City of Long Beach to conduct its June 7, 2016 General Municipal  
6 Election as a coordinated election with the Statewide Primary Election conducted by the  
7 Los Angeles County Registrar-Recorder/County Clerk.

8  
9 Section 4. This ordinance is an emergency ordinance duly adopted by  
10 the City Council in accordance with Long Beach City Charter Section 211 by a vote of at  
11 least five (5) of its members and shall take effect immediately. The City Clerk shall certify  
12 to a separate roll call and vote on the question of the emergency of this ordinance and to  
13 its passage by the vote of five (5) members of the City Council of the City of Long Beach,  
14 and shall cause the same to be posted in three (3) conspicuous places in the City of Long  
15 Beach.

16  
17 Section 5. This ordinance shall also be adopted by the City Council as a  
18 regular ordinance, to the end that in the event of any defect or invalidity in connection  
19 with the adoption of this ordinance as an emergency ordinance, the same shall,  
20 nevertheless, be and become effective on the thirty-first (31st) day after it is approved by  
21 the Mayor.

22  
23 Section 6. The City Clerk shall certify to the passage of this ordinance by  
24 the City Council of the City of Long Beach and shall cause the same to be posted in three  
25 (3) conspicuous places in the City of Long Beach.

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I hereby certify that on a separate roll call and vote which was taken by the City Council of the City of Long Beach upon the question of emergency of this ordinance at its meeting of \_\_\_\_\_, 2016, the ordinance was declared to be an emergency by the following vote:

Ayes: Councilmembers: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Noes: Councilmembers: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Absent: Councilmembers: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I further certify that thereafter, at the same meeting on \_\_\_\_\_, 2016, upon a roll call and vote on adoption of the ordinance, it was adopted by the City Council of the City of Long Beach by the following vote:

Ayes: Councilmembers: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Noes: Councilmembers: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Absent: Councilmembers: \_\_\_\_\_  
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I further certify that the foregoing ordinance was thereafter adopted on final reading by the City Council of the City of Long Beach at its meeting of \_\_\_\_\_, 2016, by the following vote:

Ayes: Councilmembers: \_\_\_\_\_  
\_\_\_\_\_

Noes: Councilmembers: \_\_\_\_\_  
\_\_\_\_\_

Absent: Councilmembers: \_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Clerk

Approved: \_\_\_\_\_  
(Date)

\_\_\_\_\_  
Mayor

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