



CITY COUNCIL
Lori Wilson, Mayor
Wanda Williams, Mayor Pro-Tem
Anthony Adams
Jane Day
Michael A. Segala

CITY COUNCIL MEETING

First and Third Tuesday
Every Month

A G E N D A

SPECIAL MEETING OF THE SUISUN CITY COUNCIL

TUESDAY, JULY 7, 2020

6:30 P.M.

(or immediately following the scheduled 6:30 pm regular meeting)

SUISUN CITY COUNCIL CHAMBERS -- 701 CIVIC CENTER BOULEVARD -- SUISUN CITY, CALIFORNIA

NOTICE

Pursuant to Government Code Section 54953, Subdivision (b), and Executive Order released on March 12, 2020, the following Council/Successor Agency/Housing Authority meeting includes teleconference participation by: Council/Board Members Anthony Adams, Jane Day, Michael A. Segala, and Mayor Pro Tem Wanda Williams. Teleconference locations are on file at City Hall, 701 Civic Center Blvd., Suisun City, CA 94585.

DUE TO CORONAVIRUS COVID-19 RESIDENTS ARE ENCOURAGED TO ATTEND THE CITY COUNCIL MEETING VIA THE APPLICATION, ZOOM.

ZOOM MEETING INFORMATION:

WEBSITE: <https://zoom.us/join>

MEETING ID: 895 2066 7801

CALL IN PHONE NUMBER: (707) 438-1720

*TO VIEW TONIGHT'S MEETING ON SUISUN WEBSITE, LIVESTREAM
(URL: <https://www.suisun.com/government/meeting-video/>)*

*REMOTE PUBLIC COMMENT IS AVAILABLE FOR THE CITY COUNCIL MEETING
BY EMAILING CLERK@SUISUN.COM (PRIOR TO 6pm) OR
VIA WEBSITE OR PHONE APPLICATION, ZOOM*

(Next City Council Res. No. 2020 – 92)

ROLL CALL

Council Members

PUBLIC COMMENT

(Request by citizens to discuss any matter under our jurisdiction other than an item posted on this agenda per California Government Code §54954.3. Comments are limited to no more than 3 minutes unless allowable by the Mayor/Chair. Speaker cards are available on the table near the entry of the meeting room and should be given to the City Clerk. By law, no prolonged discussion or action may be taken on any item raised during the public comment period, although informational answers to questions may be given and matters may be referred for placement on a future agenda.)

DEPARTMENTS: AREA CODE (707)

ADMINISTRATION 421-7300 ■ PLANNING 421-7335 ■ BUILDING 421-7310 ■ FINANCE 421-7320
FIRE 425-9133 ■ RECREATION & COMMUNITY SERVICES 421-7200 ■ POLICE 421-7373 ■ PUBLIC WORKS 421-7340
SUCCESSOR AGENCY 421-7309 FAX 421-7366

CONFLICT OF INTEREST NOTIFICATION

(Any items on this agenda that might be a conflict of interest to any Councilmembers / Boardmembers should be identified at this time.)

REPORTS: (Informational items only.)**PRESENTATIONS/APPOINTMENTS**

(Presentations, Awards, Proclamations, Appointments).

GENERAL BUSINESS**City Council**

1. Submission of a Measure to the City's Voters that Proposes to Change the Elective Office of the City Clerk to Appointive, which includes the adoption of the following resolutions: (Folsom: gfolson@suisun.com).
 - a. Adoption of Resolution No. 2020-____: Calling and Giving Notice of the Holding of a General Municipal Election to be Held on November 3, 2020, for the Purpose of Submitting to the Voters a Measure Changing the Office of the City Clerk from Elective to Appointive; Requesting the County of Solano to Consolidate the Submission of this Measure at the City's General Municipal Election to be Held on November 3, 2020, with the Statewide General Election to be Held on that Date Pursuant to Section 10403 of the Elections Code.
 - b. Adoption of Resolution No. 2020-____: Authorizing the Drafting of Arguments, Setting Priorities for Filing Written Argument(s) and Directing the City Attorney to Prepare an Impartial Analysis, Regarding a City Measure Proposing to Change the Office of the City Clerk from an Elective Office to an Appointive Office, Submitted at the General Municipal Election on November 3, 2020.
 - c. Adoption of Resolution No. 2020-____: Providing for the Filing of Rebuttal Argument Regarding a City Measure, Changing the Office of the City Clerk from an Elective Office to an Appointive Office Thereby Allowing the City Council to Appoint the City Clerk, Submitted at the General Municipal Election on November 3, 2020.
2. Submission of a Measure to the City's Voters that Proposes Setting Term Limits for the Mayor and Members of the City Council, which includes the adoption of the following resolutions: (Folsom: gfolson@suisun.com).
 - a. Adoption of Resolution No. 2020-____: Calling and Giving Notice of the Holding of a General Municipal Election to be Held on November 3, 2020, for the Purpose of Submitting to the Voters a Measure, Establishing Term Limits for Offices of the Mayor and Members of the City Council; Requesting the County of Solano to Consolidate the Submission of this Measure at the City's General Municipal Election to be Held on November 3, 2020, with the Statewide General Election to be Held on that Date Pursuant to Section 10403 of the Elections Code; and
 - b. Adoption of Resolution No. 2020-____: Authorizing the Drafting of Arguments, Setting Priorities for Filing Written Argument(s) and Directing the City Attorney to Prepare an Impartial Analysis, Regarding a City Measure Regarding City Council Term Limits, Submitted at the General Municipal Election on November 3, 2020; and

- c. Adoption of Resolution No. 2020-___: Providing for the Filing of Rebuttal Argument Regarding a City Measure Regarding City Council Term Limits, Submitted at the General Municipal Election on November 3, 2020.

REPORTS: (Informational items only.)

3. a. Council/Boardmembers
b. Mayor/Chair
4. City Manager/Executive Director/Staff

PUBLIC COMMENT

(Additional time for request by citizens to discuss any matter under our jurisdiction other than an item posted on this agenda limited to no more than 3 minutes.)

ADJOURNMENT

A complete packet of information containing staff reports and exhibits related to each item for the open session of this meeting, and provided to the City Council, are available for public review at least 72 hours prior to a Council /Agency/Authority Meeting at Suisun City Hall 701 Civic Center Blvd., Suisun City. Agenda related writings or documents provided to a majority of the Council/Board/Commissioners less than 72 hours prior to a Council/Agency/Authority meeting related to an agenda item for the open session of this meeting will be made available for public inspection during normal business hours. An agenda packet is also located at the entrance to the Council Chambers during the meeting for public review. The City may charge photocopying charges for requested copies of such documents. Assistive listening devices may be obtained at the meeting

PLEASE NOTE:

1. The City Council/Agency/Authority hopes to conclude its public business by 10:00 P.M. Ordinarily, no new items will be taken up after the 10:00 P.M. cutoff and any items remaining will be agendaized for the next meeting. The agendas have been prepared with the hope that all items scheduled will be discussed within the time allowed.
2. Suisun City is committed to providing full access to these proceedings; individuals with special needs may call 421-7300.
3. Agendas are posted at least 72 hours in advance of regular meetings at Suisun City Hall, 701 Civic Center Boulevard, Suisun City, CA. Agendas may be posted at other Suisun City locations including:
 - Suisun City Fire Station, 621 Pintail Drive, Suisun City, CA;
 - Suisun City Senior Center, 318 Merganser Drive, Suisun City, CA;
 - Joe Nelson Center, 611 Village Drive, Suisun City, CA;
 - Harbor Master Office, 800 Kellogg Street, Suisun City, CA.

I, Donna Pock, Deputy City Clerk for the City of Suisun City, declare under penalty of perjury that the above agenda for the meeting of July 7, 2020 was posted and available for review, in compliance with the Brown Act.

THIS PAGE INTENTIONALLY LEFT BLANK

AGENDA TRANSMITTAL

MEETING DATE: July 7, 2020

CITY AGENDA ITEM: Submission of a Measure to the City’s Voters that Proposes to Change the Elective Office of the City Clerk to Appointive, which includes the adoption of the following resolutions:

- a. Adoption of Resolution No. 2020-____: Calling and Giving Notice of the Holding of a General Municipal Election to be Held on November 3, 2020, for the Purpose of Submitting to the Voters a Measure Changing the Office of the City Clerk from Elective to Appointive; Requesting the County of Solano to Consolidate the Submission of this Measure at the City’s General Municipal Election to be Held on November 3, 2020, with the Statewide General Election to be Held on that Date Pursuant to Section 10403 of the Elections Code.
- b. Adoption of Resolution No. 2020-____: Authorizing the Drafting of Arguments, Setting Priorities for Filing Written Argument(s) and Directing the City Attorney to Prepare an Impartial Analysis, Regarding a City Measure Proposing to Change the Office of the City Clerk from an Elective Office to an Appointive Office, Submitted at the General Municipal Election on November 3, 2020.
- c. Adoption of Resolution No. 2020-____: Providing for the Filing of Rebuttal Argument Regarding a City Measure, Changing the Office of the City Clerk from an Elective Office to an Appointive Office Thereby Allowing the City Council to Appoint the City Clerk, Submitted at the General Municipal Election on November 3, 2020.

FISCAL IMPACT: The estimated cost of submitting the appointment amendment measure to the City’s electorate at the November 3, 2020, general election is \$4,000.

STRATEGIC PLAN IMPACT: Provide Good Governance; Develop Sustainable Economy; Ensure Fiscal Solvency.

BACKGROUND/STAFF REPORT:

1. Overview

Section 2 of this Report discusses the measure proposing to change the elective office of the City Clerk to appointive (“Appointment Measure”).

Section 3 of this Report discusses the election resolutions needed to submit the proposed measure to the voters at the November 3, 2020, election.

Section 4 of this Report discusses the procedural requirements, including the actions needed to be taken, vote requirements for the City Council to submit the measure to the voters, and voter approval requirements.

PREPARED BY:
REVIEWED BY:

Greg Folsom, City Manager
Greg Folsom, City Manager

2. Proposed City Clerk Appointive Measure

Currently, the position of Suisun City Clerk is an elective position. California Government Code Section 36508 et seq. authorizes the City Council to submit to the voters the question of whether or not to make the position of City Clerk appointive. If the voters should approve the measure, then the City Council will have the authority to appoint the City Clerk and, pursuant to California Government Code Section 36510, the City Council may, at a later date, further delegate that appointment authority to the City Manager by ordinance. Additionally, because the office of the City Clerk will be filled at the November 3, 2020, election, for a 4 year term, if this proposed measure is approved by a majority of voters, the earliest that the City Council may appoint a City Clerk is after the term ends for a city clerk elected at the November 3, 2020, election pursuant to Government Code Section 36510.

Attached to this report is an ordinance (“Appointment Ordinance”) that, if approved by the voters pursuant to the proposed measure, would add a new Chapter 2.10 to the Suisun Municipal Code providing that the City Clerk is appointed by the City Council and generally describing the duties of the City Clerk as those duties provided by general law and as those duties assigned by the City Council.

The City Council is asked to take the actions necessary (see below) to submit a proposed measure to the voters at the November 3, 2020, general municipal election.

3. Three Election Resolutions

A. **Generally.**

Three election resolutions concerning the proposed measure changing the elective office of the City Clerk to appointive are presented for consideration by the City Council.

The first resolution orders the submission of the proposed measure to the voters at the November 3, 2020, election, and requests that the County Board of Supervisors consolidate the same with the Statewide General Election occurring on the same date.

The second resolution authorizes the Mayor to write an argument in favor of the ballot measure, as well as directing the City Attorney to prepare an impartial analysis. The second resolution further establishes priorities under State law for choosing among multiple arguments.

The third resolution provides for the filing of rebuttal arguments to the primary written arguments. The rebuttal arguments are prepared by the opposite authors of the primary written arguments.

B. **Ballot Label.**

The first resolution includes a “ballot label” (commonly referred to as a “ballot question”) which describes the proposed Appointment Measure and which is the question actually presented to the voters. Ballot labels are limited to 75 words or less, and must be a fair and impartial synopsis of the measure. Pursuant to Government Code Section 36509, the question shall be printed on the ballots

used in the election substantially in the following form: “Shall the office of city clerk be appointive?”

C. Argument Authorization.

The second resolution authorizes the mayor to write an argument in favor concerning the proposed measure, and further establishes the priorities if multiple arguments are submitted (whether in favor or against).

D. Rebuttals.

Rebuttal arguments are optional under state law and are allowed at the discretion of the City Council. If the City Council does not desire to authorize rebuttal arguments, then Council should not approve this third election resolution.

4. Procedural Requirements

A majority (i.e., 3 Councilmembers) vote of all members of the City Council will be required to pass the resolution to order the submission of the proposed measure to the voters. Passage of the Appointment Measure will require approval by a majority of the voters. (Gov’t Code § 36510.)

RECOMMENDATION: It is recommended that the City Council:

1. Adopt Resolution No. 2020-__: Submitting the Appointment Measure to the Voters at the November 3, 2020, Election and Requesting Solano County Consolidation of the Same with the Statewide General Election on the same date; and
2. Adopt Resolution No. 2020-__: Authorizing the Drafting of the Argument in favor, Setting Priorities for Selection if Multiple Arguments Are Submitted, and Directing the City Attorney to Draft an Impartial Analysis; and
3. Adopt Resolution No. 2020-__: Authorizing Rebuttal Arguments.

ATTACHMENTS:

1. Adoption of Resolution No. 2020-____: Calling and Giving Notice of the Holding of a General Municipal Election to be Held on November 3, 2020, for the Purpose of Submitting to the Voters a Measure Changing the Office of the City Clerk from Elective to Appointive; Requesting the County of Solano to Consolidate the Submission of this Measure at the City’s General Municipal Election to be Held on November 3, 2020, with the Statewide General Election to be Held on that Date Pursuant to Section 10403 of the Elections Code.
2. Adoption of Resolution No. 2020-____: Authorizing the Drafting of Arguments, Setting Priorities for Filing Written Argument(s) and Directing the City Attorney to Prepare an Impartial Analysis, Regarding a City Measure Proposing to Change the Office of the City

Clerk from an Elective Office to an Appointive Office, Submitted at the General Municipal Election on November 3, 2020.

3. Adoption Of Resolution No. 2020-____: Providing for the Filing of Rebuttal Argument Regarding a City Measure, Changing the Office of the City Clerk from an Elective Office to an Appointive Office thereby Allowing the City Council to Appoint the City Clerk, Submitted at the General Municipal Election on November 3, 2020.
4. Proposed City Clerk Appointment Ordinance. An Ordinance of the People of the City of Suisun City Adding Chapter 2.10 To Title 2 of the Suisun City Municipal Code thereby making the Office of the City Clerk Appointive.

RESOLUTION NO. 2020-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUISUN CITY, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 3, 2020, FOR THE PURPOSE OF SUBMITTING TO THE VOTERS A MEASURE CHANGING THE OFFICE OF THE CITY CLERK FROM ELECTIVE TO APPOINTIVE; REQUESTING THE COUNTY OF SOLANO TO CONSOLIDATE THE SUBMISSION OF THIS MEASURE AT THE CITY'S GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 3, 2020, WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THAT DATE PURSUANT TO SECTION 10403 OF THE ELECTIONS CODE

WHEREAS, on July 7, 2020, the City Council called and gave notice of a general municipal election on November 3, 2020, and requested consolidation of the same with the Statewide General Election to be held on that date pursuant to Elections Code Section 10403; and

WHEREAS, the Suisun City Clerk is currently an elected position; and

WHEREAS, pursuant to Government Code Section 36508 et seq., the City of Council of the City of Suisun City desires to submit to the voters at the General Municipal Election on November 3, 2020, a ballot measure to consider switching the office of the City Clerk from an elective office to an appointive office thereby allowing the City Council to appoint the City Clerk ("Appointment Measure"); and

WHEREAS, approving the Appointment Measure requires approval of the majority of voters at either a general or a special election; and

WHEREAS, the City Council of the City of Suisun City is authorized and directed by statute to the submit to the voters the foregoing ballot measure, and the City Council therefore wishes to have the voters consider the same at a General Municipal Election to be held on November 3, 2020; and

WHEREAS, it is desirable that the proposed Appointment Measure to be submitted at the General Municipal Election be consolidated with the Statewide General Election to be held on the same date and that within the City of Suisun City the precincts, polling places and election officers of the two elections be the same, and the Solano County Registrar of Voters canvass the returns of the General Municipal Election and the election be held in all respects as if there were only one election;

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

1 **Section 1.** That pursuant to the requirements of the California Elections Code,
2 Section 306, 9222 and 1301, and Government Code Section 36508 et seq., there is called and
3 ordered to be held in the City of Suisun City, California, on Tuesday, November 3, 2020, a
4 General Municipal Election for the purpose of submitting to the voters of the City of Suisun
5 City a ballot measure changing the office of the City Clerk from elective to one that is
6 appointive, thereby allowing the City Council to appoint the City Clerk. As required by
7 Elections Code Section 13247, the abbreviated form of the measure to appear on the ballot is
8 specified below in Section 2 of this Resolution. The City’s designated elections official is
9 hereby authorized and directed to make any changes to the text of the proposition or this
10 Resolution as required to conform to any requirements of law.

11 **Section 2.** That the City Council of the City of Suisun City, hereby orders the
12 following measure be submitted to the voters at the aforementioned general municipal election:

Shall the office of city clerk be appointive?	YES
	NO

13 **Section 3.** That the text of the proposed ordinance as provided above that is to be
14 submitted to the voters is attached as Exhibit “A” to this Resolution (“Ordinance”). The City’s
15 designated elections official is hereby authorized and directed to make any changes to the text
16 of the Ordinance or this Resolution as required to conform to any requirements of law.

17 **Section 4.** That the vote requirement for the measure to pass is a majority (50% +1)
18 of the votes cast.

19 **Section 5.** That the City’s designated elections official is authorized, instructed and
20 directed to procure and furnish any and all official ballots, notices, printed matter and all
21 supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully
22 conduct the election.

23 **Section 6.** That the ballots to be used at the election shall be in form and content as
24 required by law, and that the election shall be held and conducted in the manner prescribed by
25 law.

26 **Section 7.** That the City Council authorizes its designated elections official to
27 administer the election and is authorized, instructed, and directed to procure and furnish any
28 and all official ballots, notices, printed matter and all supplies, equipment and paraphernalia
that may be necessary in order to properly and lawfully conduct the election.

Section 8. Pursuant to California Election Code Section 10242, the polls for the
General Municipal Election shall open at seven o’clock a.m. on the day of the election, and
shall remain open continuously from that time until eight o’clock p.m. of the same day when
the polls shall be closed, except as otherwise provided in California Election Code Section
14401.

1 **Section 9.** That in all particulars not recited in this Resolution, the General
2 Municipal Election shall be held and conducted in accordance with the provisions of law
3 regulating municipal and statewide elections, including, but not limited to, Elections Code
4 Section 10418.

5 **Section 10.** That notice of the time and place of holding the General Municipal
6 Election regarding the above-mentioned measure is hereby given and the City's designated
7 elections official is authorized, instructed and directed to give further or additional notice of the
8 election, in the time, form and manner required by law.

9 **Section 11.** That pursuant to Sections 10402 and 10403 of the Elections Code, the
10 Solano County Board of Supervisors is hereby requested to consent and agree to the
11 consolidation of the submission of the above-mentioned proposed measure at the General
12 Municipal Election with the election conducted by Solano County to be held on Tuesday,
13 November 3, 2020.

14 **Section 12.** That the Solano County Registrar of Voters is authorized to canvass the
15 returns of the General Municipal Election. The election shall be held in all respects as if there
16 were only one election, and only one form of ballot shall be used.

17 **Section 13.** That the Solano County Board of Supervisors is requested to issue
18 instructions to the Solano County Registrar of Voters to take any and all necessary steps for the
19 holding of this consolidated election.

20 **Section 14.** That the City of Suisun City recognizes that additional costs will be
21 incurred by Solano County by reason of this consolidation and agrees to reimburse Solano
22 County for any costs.

23 **Section 15.** That the designated elections official is hereby directed to file a certified
24 copy of this Resolution with the Solano County Board of Supervisors and the Solano County
25 Registrar of Voters.

26 **Section 16.** That the City Clerk shall certify to the passage and adoption of this
27 Resolution and enter it into the book of original Resolutions. This Resolution shall be effective
28 immediately upon passage and adoption.

PASSED, APPROVED, AND ADOPTED at a regular meeting of the City Council
of the City of Suisun City, California, on July 7, 2020.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Lori D. Wilson, Mayor

ATTEST:

Linda Hobson, CMC
City Clerk

CERTIFICATION

I, Linda Hobson, City Clerk of the City of Suisun City, do hereby certify that the above
and foregoing Resolution No. 2020-____ was duly passed, approved and adopted, by the City
Council of the City of Suisun City at a regular meeting held on July 7, 2020, by the following
vote:

AYES: Councilmembers: _____
NOES: Councilmembers: _____
ABSENT: Councilmembers: _____
ABSTAIN: Councilmembers: _____

WITNESS my hand and the seal of said City this ____ day of July 2020.

Linda Hobson, CMC
City Clerk

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

EXHIBIT A
ORDINANCE

THIS PAGE INTENTIONALLY LEFT BLANK

ORDINANCE NO. _____

**AN ORDINANCE OF THE PEOPLE OF THE CITY OF SUISUN CITY
ADDING CHAPTER 2.10 TO TITLE 2 OF THE SUISUN CITY
MUNICIPAL CODE THEREBY MAKING THE OFFICE OF THE
CITY CLERK APPOINTIVE**

WHEREAS, the office of the Suisun City Clerk is currently an elected office; and

WHEREAS, pursuant to California Government Code Section 36508 et seq., the City Council may submit to the voters a measure to consider whether the office of City Clerk should be made appointive; and

WHEREAS, the City Council submitted this Ordinance pursuant to California Government Code Section 36508 et seq., at the November 3, 2020, general municipal election.

NOW THEREFORE, on the basis of the foregoing, the People of the City of Suisun City, at the November 3, 2020, general municipal election do hereby Ordain as follows:

SECTION 1. RECITALS. The recitals set forth above are all true and correct and are incorporated herein.

SECTION 2. New Chapter 2.10. Chapter 2.10 (CITY CLERK) is hereby added to Title 2 (ADMINISTRATION AND PERSONNEL) of the Suisun City Municipal Code as follows:

“CHAPTER 2.10 – CITY CLERK

2.10.010 – Appointment of the City Clerk.

The City Clerk shall be appointed by the City Council.

2.10.020 – Powers and Duties.

The City Clerk shall have the powers and duties as prescribed by the general laws of the State, and shall have such other powers and duties as may be assigned by the City Council from time to time.

2.10.030 – Authority to Amend.

The City Council shall have and retain the right and authority to amend this Chapter.”

SECTION 3. COUNCIL AUTHORITY TO AMEND. This is a City Council-sponsored initiative Ordinance which otherwise would only be subject to amendment by the voters of the City. However, pursuant to Elections Code Section 9217, the City Council shall have and retain the right and authority to amend the Ordinance to further its purposes and intent (including but not limited to amendment for more efficient administration as determined by the City Council).

1 **SECTION 4. SEVERABILITY.** If any section, subsection, sentence, clause or
2 phrase of this ordinance or the application thereof to any person or circumstance is for any
3 reason held to be invalid, such decision shall not affect the validity of the remaining portions
4 of this ordinance. The People of the City of Suisun City hereby declared that they would have
5 passed each subsection, subdivision, paragraph, sentence, clause, or phrase thereof,
6 irrespective of the fact that any one or more subsection, subdivision, paragraph, sentence,
7 clause, or phrase be declared unconstitutional.

8 **SECTION 5. EFFECTIVE DATE.** If a majority of the voters of the City of Suisun
9 City voting at the General Municipal Election of November 3, 2020, vote in favor of this
10 Ordinance, then this Ordinance shall become a valid and binding ordinance of the City of
11 Suisun City, and shall be considered as adopted upon the date that the vote is declared by the
12 City Council of the City of Suisun City, and this Ordinance shall go into effect ten (10) days
13 after that date, pursuant to Election Code section 9217.

14 **SECTION 6. PASSAGE AND EXECUTION.** The Mayor shall sign this Ordinance
15 and the City Clerk shall attest and certify to the approval thereof and cause same to be
16 published or posted pursuant to law.

17 **PASSED AND ADOPTED** by the voters of the City of Suisun City at an election
18 held on November 3, 2020.

19
20
21
22
23
24
25
26
27
28

Lori D. Wilson, Mayor

ATTEST:

Linda Hobson, CMC
City Clerk

Ordinance No. ____ was submitted to the People of the City of Suisun City at the
November 3, 2020, general municipal election. It was approved by the following vote of the
electors:

YES: _____

NO: _____

RESOLUTION NO. 2020-

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUISUN CITY, CALIFORNIA, AUTHORIZING THE DRAFTING OF ARGUMENTS, SETTING PRIORITIES FOR FILING WRITTEN ARGUMENT(S) AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS, REGARDING A CITY MEASURE PROPOSING TO CHANGE THE OFFICE OF THE CITY CLERK FROM AN ELECTIVE OFFICE TO AN APPOINTIVE OFFICE, SUBMITTED AT THE GENERAL MUNICIPAL ELECTION ON NOVEMBER 3, 2020

WHEREAS, on July 7, 2020, the City Council called and gave notice of a general municipal election on November 3, 2020, and requested consolidation of the same with the Statewide General Election to be held on that date pursuant to Elections Code Section 10403; and

WHEREAS, the Suisun City Clerk is currently an elected position; and

WHEREAS, on July 7, 2020, the City Council of the City of Suisun City ordered the submission to the voters at the General Municipal Election on November 3, 2020, a ballot measure to consider changing the office of the City Clerk from an elective office to an appointive office thereby allowing the City Council to appoint the City Clerk (“Appointment Measure”):

Shall the office of city clerk be appointive?	YES
	NO

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

Section 1. Pursuant to Elections Code Sections 9282 and 9287, the City Council hereby authorizes, but does not require, Mayor Lori D. Wilson to prepare a written argument in favor for the foregoing measure.

Section 2. In the event that more than one argument for or against the foregoing measure is timely submitted, the City Council’s duly appointed elections official shall give preference and priority first to arguments submitted by a member of the City Council, as authorized by this Resolution, and second to individual voters, bona fide associations, or a combination thereof, in the order set forth at California Elections Code Section 9287.

Section 3. In accordance with the requirements of Division 9, Chapter 3, Article 4 of the California Elections Code, all written arguments for or against the foregoing measure:

1 (1) shall not exceed three hundred (300) words in length; (2) shall be filed with the City’s
2 designated elections official; (3) shall be accompanied by the printed name(s) and signature(s)
3 of the person(s) submitting it, or if submitted on behalf of an organization, the name of the
4 organization, and the printed name and signature of at least one of the principal officers who is
5 the author of the argument; and (4) shall be accompanied by the Form of Statement to be Filed
6 by Author(s) of Argument as provided for in California Elections Code Section 9600. All
7 written arguments may be changed or withdrawn until and including the date fixed by the City’s
8 designated elections official, after which time no arguments for or against the foregoing
9 measure may be submitted to the elections official.

10 **Section 4.** The City Council hereby directs the City’s designated elections official to
11 transmit a copy of the foregoing measure to the City Attorney. In accordance with California
12 Elections Code Section 9280, the City Attorney is hereby directed to prepare an impartial
13 analysis of the measure (“Impartial Analysis”), not to exceed five hundred (500) words in
14 length, showing the effect of the measure on the existing law and the operation of the measure.
15 The analysis shall include a statement indicating whether the measure was placed on the ballot
16 by a petition signed by the requisite number of voters or by the governing body of the City. In
17 the event the entire text of the measure is not printed on the ballot, nor in the voter information
18 portion of the sample ballot, there shall be printed immediately below the impartial analysis, in
19 no less than 10-point bold type, a legend substantially as follows: “The above statement is an
20 impartial analysis of Ordinance or Measure _____. If you desire a copy of the ordinance or
21 measure, please call the elections official's office at (insert telephone number) and a copy will
22 be mailed at no cost to you.” The impartial analysis shall be filed by the date set by the City’s
23 designated elections official for the filing of primary arguments.

24 **Section 5.** The City’s designated elections official shall cause the City Attorney’s
25 Impartial Analysis, and duly selected arguments, to be printed and distributed to voters in
26 accordance with State law regarding same.

27 **Section 6.** The City Clerk shall certify to the passage and adoption of this Resolution
28 and enter it into the book of original Resolutions. This Resolution shall be effective immediately
upon passage and adoption.

PASSED, APPROVED AND ADOPTED this 7th day of July 2020.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Lori D. Wilson, Mayor

ATTEST:

Linda Hobson, CMC
City Clerk

STATE OF CALIFORNIA)
COUNTY OF SOLANO) SS:
CITY OF SUISUN CITY)

CERTIFICATION

I, _____, City Clerk of the City of Suisun City, do hereby certify that the foregoing Resolution, being Resolution No. _____ was passed and approved by the City Council of the City of Suisun City, at a regular meeting of said Council held on July 7, 2020 and that said Resolution was adopted by the following vote:

AYES: Councilmembers: _____
NOES: Councilmembers: _____
ABSENT: Councilmembers: _____
ABSTAIN: Councilmembers: _____

Linda Hobson, CMC
City Clerk

THIS PAGE INTENTIONALLY LEFT BLANK

RESOLUTION NO. 2020-

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUISUN CITY, CALIFORNIA, PROVIDING FOR THE FILING OF REBUTTAL ARGUMENT REGARDING A CITY MEASURE, CHANGING THE OFFICE OF THE CITY CLERK FROM AN ELECTIVE OFFICE TO AN APPOINTIVE OFFICE THEREBY ALLOWING THE CITY COUNCIL TO APPOINT THE CITY CLERK , SUBMITTED AT THE GENERAL MUNICIPAL ELECTION ON NOVEMBER 3, 2020

WHEREAS, on July 7, 2020, the City Council called and gave notice of a general municipal election on November 3, 2020, and requested consolidation of the same with the Statewide General Election to be held on that date pursuant to Elections Code Section 10403; and

WHEREAS, the Suisun City Clerk is currently an elected position; and

WHEREAS, on July 7, 2020, the City Council of the City of Suisun City ordered the submission to the voters at the General Municipal Election on November 3, 2020, a ballot measure changing the office of the City Clerk from an elective office to an appointive office thereby allowing the City Council to appoint the City Clerk (“Appointment Measure”):

Shall the office of the city clerk be appointive?	YES
	NO

WHEREAS, California Elections Code Section 9285 authorizes the City Council, by majority vote, to adopt provisions to provide for the filing of rebuttal arguments regarding city measures submitted at municipal elections.

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

Section 1. That pursuant to Elections Code Section 9285, when the City’s designated elections official has selected the arguments for and against the foregoing measure which will be printed and distributed to the voters, the City’s designated elections official shall send copies of the argument in favor of the measure to the authors of the argument against, and copies of the argument against to the authors of the argument in favor. The author or a majority of the authors of an argument relating to the foregoing city measure may prepare and submit a rebuttal argument not to exceed two hundred and fifty (250) words in length. A rebuttal argument may not be signed by more than five (5) authors. The rebuttal arguments shall be filed with the City Clerk not more than ten (10) days after the final date for filing direct arguments. The rebuttal arguments shall be accompanied by the Form of Statement to be Filed by Author(s) of Argument as provided for in California Elections Code Section 9600. Rebuttal arguments

1 shall be printed in the same manner as the direct arguments. Each rebuttal argument shall
2 immediately follow the direct argument which it seeks to rebut.

3 **Section 2.** That the provisions of Section 1 of this Resolution shall apply only to the
4 General Municipal Election to be held on November 3, 2020 and only for the purposes of the
Appointment Measure and shall then be repealed.

5 **Section 3.** That the City Clerk shall certify to the passage and adoption of this
6 Resolution and enter it into the book of original Resolutions. This Resolution shall be effective
immediately upon passage and adoption.

7 **PASSED, APPROVED AND ADOPTED** this 7th day of July 2020.

8
9 _____
Lori D. Wilson, Mayor

10 ATTEST:

11
12 _____
13 Linda Hobson, CMC
14 City Clerk

15
16 STATE OF CALIFORNIA)
17 COUNTY OF SOLANO) SS:
18 CITY OF SUISUN CITY)

19 **CERTIFICATION**

20 I, _____, City Clerk of the City of Suisun City, do hereby certify that the
21 foregoing Resolution, being Resolution No. _____ was passed and approved by the City
22 Council of the City of Suisun City, at a regular meeting of said Council held on July 7, 2020
and that said Resolution was adopted by the following vote:

23 **AYES:** Councilmembers: _____
24 **NOES:** Councilmembers: _____
25 **ABSENT:** Councilmembers: _____
26 **ABSTAIN:** Councilmembers: _____

27 _____
Linda Hobson, CMC
28 City Clerk

ORDINANCE NO. _____

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

**AN ORDINANCE OF THE PEOPLE OF THE CITY OF SUISUN CITY
ADDING CHAPTER 2.10 TO TITLE 2 OF THE SUISUN CITY
MUNICIPAL CODE THEREBY MAKING THE OFFICE OF THE
CITY CLERK APPOINTIVE**

WHEREAS, the office of the Suisun City Clerk is currently an elected office; and

WHEREAS, pursuant to California Government Code Section 36508 et seq., the City Council may submit to the voters a measure to consider whether the office of City Clerk should be made appointive; and

WHEREAS, the City Council submitted this Ordinance pursuant to California Government Code Section 36508 et seq., at the November 3, 2020, general municipal election.

NOW THEREFORE, on the basis of the foregoing, the People of the City of Suisun City, at the November 3, 2020, general municipal election do hereby Ordain as follows:

SECTION 1. RECITALS. The recitals set forth above are all true and correct and are incorporated herein.

SECTION 2. New Chapter 2.10. Chapter 2.10 (CITY CLERK) is hereby added to Title 2 (ADMINISTRATION AND PERSONNEL) of the Suisun City Municipal Code as follows:

“CHAPTER 2.10 – CITY CLERK

2.10.010 – Appointment of the City Clerk.

The City Clerk shall be appointed by the City Council.

2.10.020 – Powers and Duties.

The City Clerk shall have the powers and duties as prescribed by the general laws of the State, and shall have such other powers and duties as may be assigned by the City Council from time to time.

2.10.030 – Authority to Amend.

The City Council shall have and retain the right and authority to amend this Chapter.”

SECTION 3. COUNCIL AUTHORITY TO AMEND. This is a City Council-sponsored initiative Ordinance which otherwise would only be subject to amendment by the voters of the City. However, pursuant to Elections Code Section 9217, the City Council shall have and retain the right and authority to amend the Ordinance to further its purposes and intent (including but not limited to amendment for more efficient administration as determined by the City Council).

SECTION 4. SEVERABILITY. If any section, subsection, sentence, clause or phrase of this ordinance or the application thereof to any person or circumstance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance. The People of the City of Suisun City hereby declared 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.

SECTION 5. EFFECTIVE DATE. If a majority of the voters of the City of Suisun City voting at the General Municipal Election of November 3, 2020, vote in favor of this Ordinance, then this Ordinance shall become a valid and binding ordinance of the City of Suisun City, and shall be considered as adopted upon the date that the vote is declared by the City Council of the City of Suisun City, and this Ordinance shall go into effect ten (10) days after that date, pursuant to Election Code section 9217.

SECTION 6. PASSAGE AND EXECUTION. The Mayor shall sign this Ordinance and the City Clerk shall attest and certify to the approval thereof and cause same to be published or posted pursuant to law.

PASSED AND ADOPTED by the voters of the City of Suisun City at an election held on November 3, 2020.

Lori D. Wilson, Mayor

ATTEST:

Linda Hobson, CMC
City Clerk

Ordinance No. ____ was submitted to the People of the City of Suisun City at the November 3, 2020, general municipal election. It was approved by the following vote of the electors:

YES: _____

NO: _____

AGENDA TRANSMITTAL

MEETING DATE: July 7, 2020

CITY AGENDA ITEM: Submission of a Measure to the City’s Voters that Proposes Setting Term Limits for the Mayor and Members of the City Council, which includes the adoption of the following resolutions:

- a. Adoption of Resolution No. 2020-____: Calling and Giving Notice of the Holding of a General Municipal Election to be Held on November 3, 2020, for the Purpose of Submitting to the Voters a Measure, Establishing Term Limits for Offices of the Mayor and Members of the City Council; Requesting the County of Solano to Consolidate the Submission of this Measure at the City’s General Municipal Election to be Held on November 3, 2020, with the Statewide General Election to be Held on that Date Pursuant to Section 10403 of the Elections Code; and
- b. Adoption of Resolution No. 2020-__: Authorizing the Drafting of Arguments, Setting Priorities for Filing Written Argument(s) and Directing the City Attorney to Prepare an Impartial Analysis, Regarding a City Measure Regarding City Council Term Limits, Submitted at the General Municipal Election on November 3, 2020; and
- c. Adoption of Resolution No. 2020-____: Providing for the Filing o Rebuttal Argument Regarding a City Measure Regarding City Council Term Limits, Submitted at the General Municipal Election on November 3, 2020.

FISCAL IMPACT: The estimated cost of submitting the term limits measure to the City’s electorate at the November 3, 2020, general election is \$4,000.

STRATEGIC PLAN IMPACT: Provide Good Governance; Develop Sustainable Economy; Ensure Fiscal Solvency.

BACKGROUND/STAFF REPORT:

1. Overview

Section 2 of this Report discusses the measure proposing to set term limits for the Mayor and members of the City Council (“Term Limits Measure”).

Section 3 of this Report discusses the election resolutions needed to submit the proposed measure to the voters at the November 3, 2020, election.

Section 4 of this Report discusses the procedural requirements, including the actions needed to be taken, vote requirements for the City Council to submit the measure to the voters, and voter approval requirements.

PREPARED BY:
REVIEWED BY:

Greg Folsom, City Manager
Greg Folsom, City Manager

2. Proposed Term Limits Measure

The City of Suisun City does not currently have term limits for the offices of the mayor or city council members. Under Government Code Section 36502(b), cities have the express authority to send a measure to the voters establishing term limits for the offices of the mayor and council members. The election must be a regularly scheduled city election (in this case, the Term Limits Ordinance would be submitted to the voters at the November 3, 2020, Election). The term limits would be part of an ordinance submitted to the voters like any other ballot measure (*i.e.*, the City Council would have to adopt a resolution calling the election, requesting consolidation, and authorizing arguments, City Attorney impartial analysis, and rebuttals). Government Code Section 36502 also provides that “Any proposal to limit the number of terms a member of the city council may serve on the city council, or the number of terms an elected mayor may serve, shall apply prospectively only.” This means past and current terms would not be counted toward the limit.

If adopted, the proposed Term Limits Ordinance, which is attached to this report, would do the following:

- (1) Only apply prospectively.
- (2) Limit the office of Mayor and City Council Member to four terms each. The terms between these offices would be aggregated, meaning that a person could serve up to four terms total on the City Council, regardless of the office.
- (3) Partial terms of office will not count as a term for elected/appointed officials if the remainder of the term is less than one-half a full term of office. This provision is meant to be similar to the way Government Code Section 36512 governs the filling of vacancies.

If approved by the voters, the Term Limits Ordinance would add a new Section 2.04.060 to the Suisun City Municipal Code.

The City Council is asked to take the actions necessary (see below) to submit a proposed measure to the voters at the November 3, 2020, general municipal election.

3. Three Election Resolutions

A. **Generally.**

Three election resolutions concerning the proposed measure setting term limits for the offices of Mayor and City Council Member are presented for consideration by the City Council.

The first resolution orders the submission of the proposed measure to the voters at the November 3, 2020, election, and requests that the County Board of Supervisors consolidate the same with the Statewide General Election occurring on the same date.

The second resolution authorizes the Mayor to write an argument in favor of the ballot measure, as well as directing the City Attorney to prepare an impartial analysis. The second resolution further establishes priorities under State law for choosing among multiple arguments.

The third resolution provides for the filing of rebuttal arguments to the primary written arguments. The rebuttal arguments are prepared by the opposite authors of the primary written arguments.

B. Ballot Label.

The first resolution includes a “ballot label” which describes the proposed Term Limits ordinance and which is the question actually presented to the voters. Ballot labels are limited to 75 words or less and must be a fair and impartial synopsis of the measure.

C. Argument Authorization.

The second resolution authorizes the Mayor to write an argument in favor concerning the proposed measure, and further establishes the priorities if multiple arguments are submitted (whether in favor or against).

D. Rebuttals.

Rebuttal arguments are optional under state law and are allowed at the discretion of the City Council. If the City Council does not desire to authorize rebuttal arguments, then Council should not approve this third election resolution.

4. Procedural Requirements

A majority (i.e., 3 Councilmembers) vote of all members of the City Council will be required to pass the resolution to order the submission of the proposed measure to the voters. Passage of the Term Limits Measure will require approval by a majority of the voters.

RECOMMENDATION: It is recommended that the City Council:

1. Adopt Resolution No. 2020-__: Submitting a Term Limits Measure to the Voters at the November 3, 2020, Election and Requesting Solano County Consolidation of the Same with the Statewide General Election on the same date; and
2. Adopt Resolution No. 2020-__: Authorizing the Drafting of the Argument in favor, Setting Priorities for Selection if Multiple Arguments Are Submitted, and Directing the City Attorney to Draft an Impartial Analysis; and
3. Adopt Resolution No. 2020-__: Authorizing Rebuttal Arguments.

ATTACHMENTS:

1. Resolution No. 2020-__: Calling and Giving Notice of the Holding of a General Municipal Election to be Held on November 3, 2020, for the Purpose of Submitting to the Voters a Measure, Establishing Term Limits for Offices of the Mayor and Members of

the City Council; Requesting the County of Solano to Consolidate the Submission of this Measure at the City's General Municipal Election to be Held on November 3, 2020, with the Statewide General Election to be Held on that Date Pursuant to Section 10403 of the Elections Code; and

2. Resolution No. 2020-__: Authorizing the Drafting of Arguments, Setting Priorities for Filing Written Argument(s) and Directing the City Attorney to Prepare an Impartial Analysis, Regarding a City Measure Regarding City Council Term Limits, Submitted at the General Municipal Election on November 3, 2020; and
3. Resolution No. 2020-__: Providing for the Filing o Rebuttal Argument Regarding a City Measure Regarding City Council Term Limits, Submitted at the General Municipal Election on November 3, 2020; and
4. Proposed Term Limits Ordinance. An Ordinance of the People of the City of Suisun City Setting Term Limits for Offices of Mayor and Members of the City Council by Adding Section 2.04.060 "Term Limits" to Chapter 2.04 of Title 2 of the Suisun City Municipal Code.

RESOLUTION NO. 2020-

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUISUN CITY, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 3, 2020, FOR THE PURPOSE OF SUBMITTING TO THE VOTERS A MEASURE, ESTABLISHING TERM LIMITS FOR OFFICES OF THE MAYOR AND MEMBERS OF THE CITY COUNCIL; REQUESTING THE COUNTY OF SOLANO TO CONSOLIDATE THE SUBMISSION OF THIS MEASURE AT THE CITY’S GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 3, 2020, WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THAT DATE PURSUANT TO SECTION 10403 OF THE ELECTIONS CODE

WHEREAS, on July 7, 2020, the City Council called and gave notice of a general municipal election on November 3, 2020, and requested consolidation of the same with the Statewide General Election to be held on that date pursuant to Elections Code Section 10403; and

WHEREAS, pursuant to Government Code Section 36502, the City Council now desires to submit a measure to the voters regarding the question of establishing term limits for the offices of the Mayor and members of the City Council in the City of Suisun City (“Term Limits Measure”); and,

WHEREAS, it is desirable that the proposed Term Limits Measure to be submitted at the General Municipal Election be consolidated with the Statewide General Election to be held on the same date and that within the City of Suisun City the precincts, polling places and election officers of the two elections be the same, and the Solano County Registrar of Voters canvass the returns of the General Municipal Election and the election be held in all respects as if there were only one election;

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

Section 1. That pursuant to the requirements of the California Elections Code, Section 306, 9222 and 1301, and Government Code Section 36502, there is called and ordered to be held in the City of Suisun City, California, on Tuesday, November 3, 2020, a General Municipal Election for the purpose of submitting to the voters of the City of Suisun City an ordinance which adds Section 2.04.060 to Chapter 2.04 of Title 2 of the Suisun City Municipal Code thereby establishing term limits for the Mayor and members of the City Council. As required by Elections Code Section 13247, the abbreviated form of the measure to appear on the ballot is specified below in Section 2 of this Resolution. The City’s designated elections official is hereby authorized and directed to make any changes to the text of the proposition or this Resolution as required to conform to any requirements of law.

Section 2. That the City Council of the City of Suisun City, hereby orders the following measure be submitted to the voters at the aforementioned general municipal election:

<p>1 Shall the measure, establishing a lifetime term limit of four 2 (4) terms served as Mayor and member of the City Council, 3 in which the terms served by a person elected or appointed 4 to one elected office of the City Council shall be aggregated 5 with terms served by that person in another elected office of 6 the City Council, be approved?</p>	<p>YES</p>
	<p>NO</p>

6 **Section 3.** That the text of the proposed ordinance as provided above that is to be
7 submitted to the voters is attached as Exhibit “A” to this Resolution (“Ordinance”) and the
8 City’s designated elections official is hereby authorized and directed to make any changes to
9 the text of the Ordinance or this Resolution as required to conform to any requirements of law.

10 **Section 4.** That the vote requirement for the measure to pass is a majority (50% +1)
11 of the votes cast.

12 **Section 5.** That the City’s designated elections official is authorized, instructed and
13 directed to procure and furnish any and all official ballots, notices, printed matter and all
14 supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully
15 conduct the election.

16 **Section 6.** That the ballots to be used at the election shall be in form and content as
17 required by law, and that the election shall be held and conducted in the manner prescribed by
18 law.

19 **Section 7.** That the City Council authorizes its designated elections official to
20 administer the election and is authorized, instructed, and directed to procure and furnish any
21 and all official ballots, notices, printed matter and all supplies, equipment and paraphernalia
22 that may be necessary in order to properly and lawfully conduct the election.

23 **Section 8.** Pursuant to California Election Code Section 10242, the polls for the
24 General Municipal Election shall open at seven o’clock a.m. on the day of the election, and
25 shall remain open continuously from that time until eight o’clock p.m. of the same day when
26 the polls shall be closed, except as otherwise provided in California Election Code Section
27 14401.

28 **Section 9.** That in all particulars not recited in this Resolution, the General
Municipal Election shall be held and conducted in accordance with the provisions of law
regulating municipal and statewide elections, including, but not limited to, Elections Code
Section 10418.

Section 10. That notice of the time and place of holding the General Municipal
Election is hereby given and the City’s designated elections official is authorized, instructed
and directed to give further or additional notice of the election, in the time, form and manner
required by law.

Section 11. That pursuant to Sections 10402 and 10403 of the Elections Code, the
Solano County Board of Supervisors is hereby requested to consent and agree to the
consolidation of the submission of the above-mentioned proposed measure at the General
Municipal Election with the election conducted by Solano County to be held on Tuesday,
November 3, 2020.

1 **Section 12.** That the Solano County Registrar of Voters is authorized to canvass the
2 returns of the General Municipal Election. The election shall be held in all respects as if there
3 were only one election, and only one form of ballot shall be used.

4 **Section 13.** That the Solano County Board of Supervisors is requested to issue
5 instructions to the Solano County Registrar of Voters to take any and all necessary steps for the
6 holding of this consolidated election.

7 **Section 14.** That the City of Suisun City recognizes that additional costs will be
8 incurred by Solano County by reason of this consolidation and agrees to reimburse Solano
9 County for any costs.

10 **Section 15.** That the designated elections official is hereby directed to file a certified
11 copy of this Resolution with the Solano County Board of Supervisors and the Solano County
12 Registrar of Voters.

13 **Section 16.** That the City Clerk shall certify to the passage and adoption of this
14 Resolution and enter it into the book of original Resolutions. This Resolution shall be effective
15 immediately upon passage and adoption.

16 **PASSED, APPROVED AND ADOPTED** this 7th day of July 2020.

17 _____
18 Lori D. Wilson, Mayor

19 ATTEST:

20 _____
21 Linda Hobson, CMC
22 City Clerk

23 STATE OF CALIFORNIA)
24 COUNTY OF SOLANO) SS:
25 CITY OF SUISUN CITY)

26 **CERTIFICATION**

27 I, _____, City Clerk of the City of Suisun City, do hereby certify that the
28 foregoing Resolution, being Resolution No. _____ was passed and approved by the City
Council of the City of Suisun City, at a regular meeting of said Council held on July 7, 2020
and that said Resolution was adopted by the following vote:

AYES: Councilmembers: _____
NOES: Councilmembers: _____
ABSENT: Councilmembers: _____
ABSTAIN: Councilmembers: _____

Linda Hobson, CMC
City Clerk

THIS PAGE INTENTIONALLY LEFT BLANK

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

EXHIBIT A
ORDINANCE

THIS PAGE INTENTIONALLY LEFT BLANK

ORDINANCE NO. _____

**AN ORDINANCE OF THE PEOPLE OF THE CITY OF SUISUN CITY
SETTING TERM LIMITS FOR OFFICES OF MAYOR AND
MEMBERS OF THE CITY COUNCIL BY ADDING SECTION 2.04.060
“TERM LIMITS” TO CHAPTER 2.04 OF TITLE 2 OF THE SUISUN
CITY MUNICIPAL CODE**

WHEREAS, the City of Suisun City currently does not have term limits for the offices of the Mayor and members of the City Council; and,

WHEREAS, the anticipated positive aspects of term limits for the offices of the Mayor and members of the City Council 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 desirable that term limits be established for the elected offices of Mayor and members of the City Council, and it is the purpose and intent of this Ordinance to achieve the positive impacts of term limits mentioned above pursuant to Government Code Section 36502.

NOW THEREFORE, on the basis of the foregoing, the People of the City of Suisun City, at the November 3, 2020, general municipal election do hereby Ordain as follows:

SECTION 1. Recitals. The recitals set forth above are all true and correct and are incorporated herein.

SECTION 2. New Section 2.04.060. A new Section 2.04.060, entitled “TERM LIMITS” is hereby added to Chapter 2.04 of Title 2 of the Suisun City Municipal Code to read as follows:

“Section 2.04.060. Term Limits.

- A. No person shall be elected or appointed to more than four (4) terms as an elected Mayor or member of the City Council in the City of Suisun City. 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 an elected office of the City Council in the City of Suisun City shall be aggregated with terms served by that person in any other elected office of the City Council in the City of Suisun City. For

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

example, if a single person serves three (3) terms as mayor, that same person can only serve one (1) more term either as mayor or a city council member.

B. The limitation on terms of office described in this section 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.

C. The term limits described in this section shall apply prospectively to terms of office beginning after the November 2020 election.”

SECTION 3. COUNCIL AUTHORITY TO AMEND. This is a City Council-sponsored initiative Ordinance which otherwise would only be subject to amendment by the voters of the City. However, pursuant to Elections Code Section 9217, the City Council shall have and retain the right and authority to amend the Ordinance to further its purposes and intent (including but not limited to amendment for more efficient administration as determined by the City Council).

SECTION 4. SEVERABILITY. If any section, subsection, sentence, clause or phrase of this ordinance or the application thereof to any person or circumstance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance. The People of the City of Suisun City hereby declared 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.

SECTION 5. EFFECTIVE DATE. If a majority of the voters of the City of Suisun City voting at the General Municipal Election of November 3, 2020, vote in favor of this Ordinance, then this Ordinance shall become a valid and binding ordinance of the City of Suisun City, and shall be considered as adopted upon the date that the vote is declared by the City Council of the City of Suisun City, and this Ordinance shall go into effect ten (10) days after that date, pursuant to Election Code section 9217.

SECTION 6. PASSAGE AND EXECUTION. The Mayor shall sign this Ordinance and the City Clerk shall attest and certify to the approval thereof and cause same to be published or posted pursuant to law.

1 **PASSED AND ADOPTED** by the voters of the City of Suisun City at an election
2 held on November 3, 2020.

3 _____
Lori D. Wilson, Mayor

4 ATTEST:

5 _____
6 Linda Hobson, CMC
7 City Clerk

8
9 Ordinance No. ____ was submitted to the People of the City of Suisun City at the
10 November 3, 2020, general municipal election. It was approved by the following vote of the
11 electors:

12 YES: _____

13 NO: _____

14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Ordinance No. ____
Adopted: _____
Page 3 of 3

THIS PAGE INTENTIONALLY LEFT BLANK

RESOLUTION NO. 2020-

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUISUN CITY, CALIFORNIA, AUTHORIZING THE DRAFTING OF ARGUMENTS, SETTING PRIORITIES FOR FILING WRITTEN ARGUMENT(S) AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS, REGARDING A CITY MEASURE REGARDING CITY COUNCIL TERM LIMITS, SUBMITTED AT THE GENERAL MUNICIPAL ELECTION ON NOVEMBER 3, 2020

WHEREAS, on July 7, 2020, the City Council called and gave notice of a general municipal election on November 3, 2020, and requested consolidation of the same with the Statewide General Election to be held on that date pursuant to Elections Code Section 10403; and

WHEREAS, on July 7, 2020, the City Council of the City of Suisun City ordered the submission to the voters at the General Municipal Election on November 3, 2020, a ballot measure to the voters regarding a proposed ordinance to establish term limits for offices of the Mayor and members of the City Council in the City of Suisun City (“Term Limits Measure”):

Shall the measure, establishing a lifetime term limit of four (4) terms served as Mayor and member of the City Council, in which the terms served by a person elected or appointed to one elected office of the City Council shall be aggregated with terms served by that person in another elected office of the City Council, be approved?	YES
	NO

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

Section 1. Pursuant to Elections Code Sections 9282 and 9287, the City Council hereby authorizes, but does not require, Mayor Lori D. Wilson to prepare a written argument in favor for the foregoing measure.

Section 2. In the event that more than one argument for or against the foregoing measure is timely submitted, the City Council’s duly appointed elections official shall give preference and priority first to arguments submitted by a member of the City Council, as authorized by this Resolution, and second to individual voters, bona fide associations, or a combination thereof, in the order set forth at California Elections Code Section 9287.

Section 3. In accordance with the requirements of Division 9, Chapter 3, Article 4 of the California Elections Code, all written arguments for or against the foregoing measure: (1) shall not exceed three hundred (300) words in length; (2) shall be filed with the City’s designated elections official; (3) shall be accompanied by the printed name(s) and signature(s) of the person(s) submitting it, or if submitted on behalf of an organization, the name of the organization, and the printed name and signature of at least one of the principal officers who is

1 the author of the argument; and (4) shall be accompanied by the Form of Statement to be Filed
2 by Author(s) of Argument as provided for in California Elections Code Section 9600. All
3 written arguments may be changed or withdrawn until and including the date fixed by the City's
4 designated elections official, after which time no arguments for or against the foregoing
5 measure may be submitted to the elections official.

6 **Section 4.** The City Council hereby directs the City's designated elections official to
7 transmit a copy of the foregoing measure to the City Attorney. In accordance with California
8 Elections Code Section 9280, the City Attorney is hereby directed to prepare an impartial
9 analysis of the measure ("Impartial Analysis"), not to exceed five hundred (500) words in
10 length, showing the effect of the measure on the existing law and the operation of the measure.
11 The analysis shall include a statement indicating whether the measure was placed on the ballot
12 by a petition signed by the requisite number of voters or by the governing body of the City. In
13 the event the entire text of the measure is not printed on the ballot, nor in the voter information
14 portion of the sample ballot, there shall be printed immediately below the impartial analysis, in
15 no less than 10-point bold type, a legend substantially as follows: "The above statement is an
16 impartial analysis of Ordinance or Measure _____. If you desire a copy of the ordinance or
17 measure, please call the elections official's office at (insert telephone number) and a copy will
18 be mailed at no cost to you." The impartial analysis shall be filed by the date set by the City's
19 designated elections official for the filing of primary arguments.

20 **Section 5.** The City's designated elections official shall cause the City Attorney's
21 Impartial Analysis, and duly selected arguments, to be printed and distributed to voters in
22 accordance with State law regarding same.

23 **Section 6.** The City Clerk shall certify to the passage and adoption of this Resolution
24 and enter it into the book of original Resolutions. This Resolution shall be effective immediately
25 upon passage and adoption.

26 **PASSED, APPROVED AND ADOPTED** this 7th day of July 2020.

27 _____
28 Lori D. Wilson, Mayor

ATTEST:

Linda Hobson, CMC
City Clerk

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

STATE OF CALIFORNIA)
COUNTY OF SOLANO) SS:
CITY OF SUISUN CITY)

CERTIFICATION

I, _____, City Clerk of the City of Suisun City, do hereby certify that the foregoing Resolution, being Resolution No. _____ was passed and approved by the City Council of the City of Suisun City, at a regular meeting of said Council held on July 7, 2020 and that said Resolution was adopted by the following vote:

AYES: Councilmembers: _____
NOES: Councilmembers: _____
ABSENT: Councilmembers: _____
ABSTAIN: Councilmembers: _____

Linda Hobson, CMC
City Clerk

THIS PAGE INTENTIONALLY LEFT BLANK

RESOLUTION NO. 2020-

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUISUN CITY, CALIFORNIA, PROVIDING FOR THE FILING OF REBUTTAL ARGUMENT REGARDING A CITY MEASURE REGARDING CITY COUNCIL TERM LIMITS, SUBMITTED AT THE GENERAL MUNICIPAL ELECTION ON NOVEMBER 3, 2020

WHEREAS, on July 7, 2020, the City Council called and gave notice of a general municipal election on November 3, 2020, and requested consolidation of the same with the Statewide General Election to be held on that date pursuant to Elections Code Section 10403; and

WHEREAS, on July 7, 2020, the City Council of the City of Suisun City ordered the submission to the voters at the General Municipal Election on November 3, 2020, a ballot measure to the voters regarding a proposed ordinance to establish term limits for offices of the Mayor and members of the City Council in the City of Suisun City (“Term Limits Measure”):

Shall the measure, establishing a lifetime term limit of four (4) terms served as Mayor and member of the City Council, in which the terms served by a person elected or appointed to one elected office of the City Council shall be aggregated with terms served by that person in another elected office of the City Council, be approved?	YES
	NO

WHEREAS, California Elections Code Section 9285 authorizes the City Council, by majority vote, to adopt provisions to provide for the filing of rebuttal arguments regarding city measures submitted at municipal elections.

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

Section 1. That pursuant to Elections Code Section 9285, when the City’s designated elections official has selected the arguments for and against the foregoing measure which will be printed and distributed to the voters, the City’s designated elections official shall send copies of the argument in favor of the measure to the authors of the argument against, and copies of the argument against to the authors of the argument in favor. The author or a majority of the authors of an argument relating to the foregoing city measure may prepare and submit a rebuttal argument not to exceed two hundred and fifty (250) words in length. A rebuttal argument may not be signed by more than five (5) authors. The rebuttal arguments shall be filed with the City Clerk not more than ten (10) days after the final date for filing direct arguments. The rebuttal arguments shall be accompanied by the Form of Statement to be Filed by Author(s) of Argument as provided for in California Elections Code Section 9600. Rebuttal arguments shall be printed in the same manner as the direct arguments. Each rebuttal argument shall immediately follow the direct argument which it seeks to rebut.

ORDINANCE NO. _____

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

AN ORDINANCE OF THE PEOPLE OF THE CITY OF SUISUN CITY SETTING TERM LIMITS FOR OFFICES OF MAYOR AND MEMBERS OF THE CITY COUNCIL BY ADDING SECTION 2.04.060 “TERM LIMITS” TO CHAPTER 2.04 OF TITLE 2 OF THE SUISUN CITY MUNICIPAL CODE

WHEREAS, the City of Suisun City currently does not have term limits for the offices of the Mayor and members of the City Council; and,

WHEREAS, the anticipated positive aspects of term limits for the offices of the Mayor and members of the City Council 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 desirable that term limits be established for the elected offices of Mayor and members of the City Council, and it is the purpose and intent of this Ordinance to achieve the positive impacts of term limits mentioned above pursuant to Government Code Section 36502.

NOW THEREFORE, on the basis of the foregoing, the People of the City of Suisun City, at the November 3, 2020, general municipal election do hereby Ordain as follows:

SECTION 1. Recitals. The recitals set forth above are all true and correct and are incorporated herein.

SECTION 2. New Section 2.04.060. A new Section 2.04.060, entitled “TERM LIMITS” is hereby added to Chapter 2.04 of Title 2 of the Suisun City Municipal Code to read as follows:

“Section 2.04.060. Term Limits.

A. No person shall be elected or appointed to more than four (4) terms as an elected Mayor or member of the City Council in the City of Suisun City. 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 an elected office of the City Council in the City of Suisun City shall be aggregated with terms served by that person in any other elected office of the City Council in the City of Suisun City. For

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

example, if a single person serves three (3) terms as mayor, that same person can only serve one (1) more term either as mayor or a city council member.

B. The limitation on terms of office described in this section 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.

C. The term limits described in this section shall apply prospectively to terms of office beginning after the November 2020 election.”

SECTION 3. COUNCIL AUTHORITY TO AMEND. This is a City Council-sponsored initiative Ordinance which otherwise would only be subject to amendment by the voters of the City. However, pursuant to Elections Code Section 9217, the City Council shall have and retain the right and authority to amend the Ordinance to further its purposes and intent (including but not limited to amendment for more efficient administration as determined by the City Council).

SECTION 4. SEVERABILITY. If any section, subsection, sentence, clause or phrase of this ordinance or the application thereof to any person or circumstance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance. The People of the City of Suisun City hereby declared 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.

SECTION 5. EFFECTIVE DATE. If a majority of the voters of the City of Suisun City voting at the General Municipal Election of November 3, 2020, vote in favor of this Ordinance, then this Ordinance shall become a valid and binding ordinance of the City of Suisun City, and shall be considered as adopted upon the date that the vote is declared by the City Council of the City of Suisun City, and this Ordinance shall go into effect ten (10) days after that date, pursuant to Election Code section 9217.

SECTION 6. PASSAGE AND EXECUTION. The Mayor shall sign this Ordinance and the City Clerk shall attest and certify to the approval thereof and cause same to be published or posted pursuant to law.

1 **PASSED AND ADOPTED** by the voters of the City of Suisun City at an election
2 held on November 3, 2020.

3 _____
Lori D. Wilson, Mayor

4 ATTEST:

5 _____
6 Linda Hobson, CMC
7 City Clerk

8
9 Ordinance No. ____ was submitted to the People of the City of Suisun City at the
10 November 3, 2020, general municipal election. It was approved by the following vote of the
11 electors:

12 YES: _____

13 NO: _____

14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Ordinance No. ____
Adopted: _____
Page 3 of 3