

**PRESENTATION OF POTENTIAL CHARTER AMENDMENTS FOR
CITY COUNCIL CONSIDERATION FOR POSSIBLE PLACEMENT
ON THE NOVEMBER 3, 2020 BALLOT**



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Potential Amendments for Consideration

- Council Referral Regarding Board and Commission Member Residency
- Charter Review Commission's Proposed Amendments
- City Staff Recommended Amendments

City Council Referral to Charter Review Commission re: “Qualified Elector” requirement for Members of City Boards & Commission

- Referral: analyze and draft for City Council consideration a charter amendment that would allow Chula Vista “Residents” not just “Qualified Electors” to serve on City Boards & Commissions
- “Qualified Elector” defined in State Elections Code as one who is eligible to vote, even if not registered; thus, requires to be at least 18 years old, a U.S. Citizen, and a resident of the district in which they wish to vote
- Sections 602(c)-(d), and conforming changes in sections 605, 607, 609, and 611.

City Council Referral to Charter Review Commission re: “Qualified Elector” requirement for Members of City Boards & Commission

- Section 602(d), as revised:

(d) *Eligibility.* All voting members of City boards and commissions ~~shall be qualified electors in~~ must be residents of the City of Chula Vista and at least 18 years of age, with the exception of Youth Commissioners who need only be residents of the City of Chula Vista. For purposes of this Charter, a “resident” is any person whose “domicile,” as that term is defined in the California Elections Code, is within the City, or territory annexed to the City. The residency requirement shall not apply ~~City Council may appoint non-electors of the City of Chula Vista to~~ members of these boards and commissions on which non-resident members are permitted to serve by City ordinance ~~which are advisory only and whose duties involve regional issues.~~ Appointment of non-residents to such boards and commissions must be passed by at least four affirmative votes. The age requirement shall not apply to members of boards and commissions on which youth members are permitted to serve by City ordinance. Districting Commission members must also be registered voters of the City, pursuant to section 300.5 of this Charter. ~~Appointment of non-electors must be passed by at least four affirmative votes.~~ No person may be appointed nor shall serve on more than one of the Charter-created boards or commissions simultaneously.

Charter Review Commission Proposed Amendments

- Expand the Mail Ballot Option to include Elected Officials; and allow the City Council to authorize an all vote-by-mail ballot at special elections to fill vacancies [Sections 303(C) and 902]
- Provide for the suspension of an elected official from office during the pendency of felony charges against the official [303.5]
- Requiring City residency for the City Attorney [503(d) and (g)]

Amendments Recommended by City Staff

- Change the nomenclature for City elections from “General” / “Special” to “Primary” / “General”
- Eliminate outdated provisions related to the transition to district elections
- Clarify that write-in candidates must qualify for the Primary Election
- Allow flexibility in redistricting timing pursuant to recent state law
- Update outdated provisions to conform to current practices

Amendments Recommended by City Staff (cont.)

- Allow the City Council to pass ordinances and resolutions at Special Meetings
- Eliminate the requirement for the City Clerk to read ordinance and resolution titles
- Delete the requirement for newspaper publication
- Remove the specific oath of office language

Estimated Costs

- Pass-through costs from County for administering the election
- Estimated cost for each ballot measure: \$150,000-\$195,000
- \$85,000 currently budgeted for November 2020 election, to cover City Council seats
- 4/5 Vote required to appropriate funds to place measure(s) on ballot

Next Steps

- City Council direction tonight
- Return to City Council on July 28th with draft language, resolution, ballot language, and City Attorney Impartial Analysis
- All necessary documents to County Registrar by August 7, 2020
