

**ORDINANCE NO. 1116**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF SAN ANSELMO AMENDING TITLE 2, CHAPTER 9 OF THE TOWN OF SAN ANSELMO MUNICIPAL CODE TO CHANGE THE DATE OF GENERAL MUNICIPAL ELECTIONS TO EVEN-NUMBERED YEARS**

WHEREAS, pursuant to Town of San Anselmo Municipal Code Title 2, Chapter 9, the Town currently holds general municipal elections in November of odd-numbered years; and

WHEREAS, at its October 25, 2016, meeting, the Town Council considered a report on Senate Bill 415, which prohibits cities from holding an election other than on a statewide election date if holding an election on a non-concurrent date (i.e., election date other than November of even-numbered years) has previously resulting in a significant decrease in voter turnout; and

WHEREAS, the Town has experienced a significant decrease in voter turnout in elections held in November of odd-numbered years when compared with voter turnout for elections held in November of even-numbered years;

WHEREAS, the voter turnout for the Town's most recent general municipal election was 27.55% less than the average voter turnout for the previous four statewide general elections; and

WHEREAS, the Town Council wishes to increase voter turnout for general municipal elections and to comply with SB 415 by moving the Town's general municipal elections to November of even-numbered years;

WHEREAS, pursuant to Elections Code section 10403.5(b), the Town is permitted to decrease the terms of Town Council members by no more than 12 months to accomplish the change in election dates;

NOW THEREFORE, the Town Council of the Town of San Anselmo does hereby ordain as follows:

Section 1.

Section 2-9.01 of the San Anselmo Municipal Code is hereby repealed in full and replaced with the following :

**2-9.01 Municipal elections.**

- A. Date of the General Municipal Elections. Beginning with the November 2020 election, pursuant to Elections Code sections 1000(d), 1301(b), and 10403.5, General Municipal

Elections shall be held on the first Tuesday after the first Monday in November of even-numbered years.

- B. **Applicability of California Elections Code.** When a municipal election is held in the Town of San Anselmo, and the election is consolidated with another election, the provisions contained in Part 3 (commencing with Section 10400), Division 10 of the California Elections Code shall govern the consolidation, and, if the County Clerk is requested to conduct the General Municipal Election, Section 10403 of the California Elections Code shall apply to that election.
- C. **Effect on elected Town Council members.** Following the operative date of this ordinance, terms of office shall be affected as follows:
  - a. Those prospective Town Officers elected on November 7, 2017, whose four-year terms of office would have, prior to the adoption of this ordinance, expired in November 2021, shall instead remain in office until the certification of the November 2020 election results.
  - b. Those prospective Town Officers elected on November 5, 2019, whose four-year terms of office would have, prior to the adoption of this ordinance, expired in November 2023, shall instead remain in office until the certification of the November 2022 election results.
  - c. Beginning in November 2020, Town Council members will be elected for four-year terms. Three Council members elected in 2020 will serve for four years and two Council members elected in 2022 will serve for four years. This staggered election schedule will continue until modified by ordinance.

**Section 2: Severability.** The Town Council hereby declares that it would have passed this ordinance sentence by sentence, paragraph by paragraph, and section by section, and does hereby declare that the provisions of this ordinance are severable; and if for any reason any sentence, paragraph, or section of the ordinance shall be held invalid or unenforceable, such decision shall not affect the validity of the remaining parts of this ordinance.

**Section 3: Marin County Board of Supervisors Approval.** The Town Clerk is hereby directed to transmit a copy of this Ordinance to the Clerk of the Board of Supervisors of Marin County, together with the request that the Board approve this Ordinance and provide the Town with notice of such approval. This Ordinance shall become operative upon such approval.

**Section 4: Effective Date.** This ordinance shall go into effect thirty (30) days after its adoption. A summary of this ordinance shall be published in the Marin Independent Journal within 5 days prior to passage and 15 days after passage.

Section 5: Notice to Voters. Notice to the Voters of Change in Election Date. Within 30 days after this ordinance becomes operative, the Town Clerk shall cause a notice to be mailed to all registered voters of the change in election date and its effect on Town Council member terms.


The foregoing ordinance was duly and regularly introduced at a regular meeting of the Town of San Anselmo Town Council held in said town on the 28 day of February, 2017, and thereafter adopted at a regular meeting of the Town Council held in said Town on the 14th day of March, 2017, by the following vote, to wit:

Ayes: Coleman, McInerney, Greene, Wright, Brown

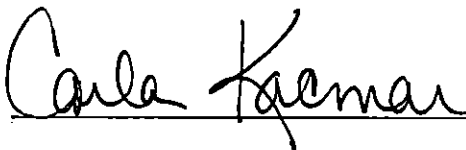
Noes: None

Absent: None

Abstain: None

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_

Carla Kacmar, Town Clerk

