

RESOLUTION NO. 2025-23

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON BEACH CALLING FOR AND ORDERING THE HOLDING OF A SPECIAL ELECTION ON TUESDAY, _____, 2025, FOR SUBMISSION TO VOTERS AN INITIATIVE ORDINANCE TO AMEND THE HUNTINGTON BEACH MUNICIPAL CODE BY ADDING NEW SECTION 2.03.100, ENTITLED “PUBLIC OPERATION OF LIBRARY SERVICES”

WHEREAS, pursuant to authority provided by statute, a petition has been filed with the legislative body of the City of Huntington Beach, California, signed by more than 10 percent of the number of registered voters of the city to submit a proposed ordinance relating to selection and use of library materials; and

WHEREAS, the Orange County Registrar of Voters examined the records of registration and ascertained that the petition is signed by the requisite number of voters, and has so certified; and

WHEREAS, the City Council has not voted in favor of the adoption of the ordinance; and

WHEREAS, the City Council is authorized and directed by statute to submit the proposed ordinance to the voters,

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

SECTION 1. That pursuant to the requirements of the laws of the State of California relating to charter cities, there is called and ordered to be held in the City of Huntington Beach, California, on Tuesday, _____, 2025, a Special Municipal Election for the purpose of submitting the following proposed ordinance:

Shall the Ordinance to Amend the Huntington Beach Municipal Code by Adding New Section 2.30.100, Entitled “Public Operation of Library Services” be adopted?	YES
	NO

SECTION 2. That the text of the ordinance submitted to the voters is attached hereto as Exhibit A.

SECTION 3. That the vote requirement for the measure to pass is a majority (50%+1) of the votes cast.

SECTION 4. That the ballots to be used at the election shall be in form and content as

required by law.

SECTION 5. That the vote centers shall be open at seven o'clock a.m. of the day of the election and shall remain open continuously from that time until 8:00 o'clock p.m. of the same day when the vote centers shall be closed, pursuant to Elections Code § 10242, except as otherwise provided in the Elections Code of the State of California.

SECTION 6. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

SECTION 7. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.

SECTION 8. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Huntington Beach at a regular meeting thereof held on _____, 2025.

Mayor

APPROVED AS TO FORM:



City Attorney *per*

ATTEST:

City Clerk

The People of the City of Huntington Beach do hereby ordain as follows:

SECTION 1:

New Section 2.30.100 of the Huntington Beach Municipal Code is added to read as follows:

2.30.100 Public Operation of Library Services

No public library owned or operated by the City as of March 19, 2024, or hereafter owned or operated by the City, shall be sold, leased, exchanged or otherwise transferred or disposed of, nor shall any service provided by the Huntington Beach Public Library as of March 19, 2024, be operated or managed by a private contractor that employs library staff to achieve cost savings and/or any proposal that would change the wholesale management of any Huntington Beach library unless: (1) such service was outsourced to a private organization or operated pursuant to a managed services agreement with a private entity during any period from January 1, 2018 through March 19, 2024; (2) the City declares a fiscal emergency pursuant to Article XIIC, Section 2(b) of the California Constitution; or (3) it is authorized by the affirmative votes of at least a majority of the total membership of the City Council and by the affirmative vote of at least a majority of the electors voting on such proposition at a general or special election at which such proposition is submitted.

Any contract to change the wholesale management or outsource library management and operations services to a private contractor entered into between March 19, 2024 and the adoption of this Section 2.30.100, shall be considered void or shall be immediately canceled to the extent permitted by law.