



City of Huntington Beach

File #: 23-844

MEETING DATE: 10/5/2023

REQUEST FOR CITY COUNCIL ACTION

SUBMITTED TO: Honorable Mayor and City Council Members

SUBMITTED BY: Al Zelinka, City Manager

VIA: Travis K. Hopkins, Assistant City Manager

PREPARED BY: Shannon Levin, Council Policy Analyst

Subject:

City Council discussion for potential Charter amendments to be considered for the March 5, 2024 Statewide Primary Election.

Statement of Issue:

Note: A PDF Version of this report is attached, in the event that the tables and images do not display properly on the reader's screen.

On September 5, 2023, City Council authorized four Special Meetings scheduled on September 14, 21, 28 and October 5 to gather public feedback and consider potential Charter amendments. During the first meeting, City Council received public feedback and requested impact analyses for potential amendments, including those proposed by the Ad Hoc Committee and staff. On September 21, Council Members deliberated on several amendments that were previously proposed, while adding new amendments and requesting impact analyses on each one. On September 28, Council Members discussed several proposed amendments and took straw votes to either table the items or move items forward for further discussion on October 5.

Following Council deliberation on all amendments, Council may approve proposed language and Charter amendments to identify those that could be placed on the March 5, 2024 Special Election ballot.

Financial Impact:

On September 5, 2023, staff provided initial estimates to place the three initially proposed ballot measures on the March 2024 Primary Election. After conducting additional research and conferring in depth with the Orange County Registrar of Voters (ROV), the staff is providing a closer estimate as follows:

Cost for March 2024 Ballot Measures

	Range		Includes
Consolidated Election	\$318,928	\$383,128	Cost of the consolidated election for vote by mail ballot return recovery for the purchase of election equipment.
3 Ballot Measures (as discussed on 9/5/23)	\$51,000	\$76,500	Based on the number of pages for each measure at \$8,500 and 3,000 words (the range based on 4-6 pages per measure)
Total	\$369,928	\$459,628	

- 1. Cost to hold a special election: \$318,928 to \$383,128.** The final cost will depend on several factors including the number of cities participating and sharing in the total election costs.
- 2. Cost per measure: \$17,000 to \$25,500 each.** The cost depends on the number of pages needed to print each measure on the ballot, which includes ballot language, the revisions, impartial analyses, arguments for/against, rebuttals. Last year's measures were around 5 pages each.

Recommended Action:

- Consider the proposed Charter amendments and provide direction on bundling on one or more Charter amendments for placement on the March 5, 2024 Special Election ballot, and
- Direct the City Attorney and City staff to prepare and return ballot measure language on approved amendments and all other materials required for submittal to the ROV for City Council consideration.

Alternative Action(s):

Do not approve one or more of the recommended actions; direct staff accordingly.

Analysis:

During the September 28 Special Meeting, City Council cast straw votes to consider Charter amendments and requested staff return with proposed language and additional analyses for

consideration.

Following tonight's Council deliberation, at the October 17, 2023 City Council meeting:

- Staff will bring forth bundled amendments and exhibits for final review; and
- City Council may approve resolution(s) to place Charter amendments on the ballot; and
- City Council may select authors to create arguments.

1. Section 303. MEETINGS AND LOCATION. Recommended by the Ad Hoc Committee on 8/1/23.

Section 303. MEETINGS AND LOCATION.

(a) **Regular Meetings.** The City Council shall hold regular meetings at least twice each month, unless it lacks a quorum or the meeting is canceled by the Mayor or a majority of City Council Members, at such time as it shall fix by ordinance or resolution. In no event shall the City Council meet less than once each month. ~~and~~ The City Council may adjourn or re-adjourn any regular meeting to a date and hour certain which shall be specified in the order of adjournment and when so adjourned each adjourned meeting shall be a regular meeting for all purposes. If the hour to which a meeting is adjourned is not stated in the order of adjournment, such meeting shall be held at the hour for holding regular meetings. If at any time any regular meeting falls on a holiday such regular meeting shall be held on the next business day.

Preliminary Operational Analysis:

Per the Charter, City Council must hold meetings at least twice per month. However, meetings cannot be held without a quorum, as governed by the California Brown Act. The amendment references this quorum to clarify this exception to the two-meeting rule. The amendment also permits the Mayor or majority of Council Members to cancel meetings.

As part of this amendment, the City Council could consider outlining the circumstances or limiting the number of cancelations per year in an ordinance, resolution, or the Council Manual for greater clarity.

Preliminary Fiscal Analysis:

There are no known fiscal impacts associated with this amendment.

On September 28, 2023, Councilmember Kalmick proposed an addition of the language to secure the holding of at least one meeting per month so that the Council meets regularly to conduct the people's business and avoid potentially frequent meeting cancellations. The City Council agreed via straw vote (7/0) to approve the proposed amendment with suggested minor changes.

2. Section 312. VACANCIES FORFEITURES AND REPLACEMENT. Recommended by Mayor Strickland.

(The following language was placed on the November 2022 General Election ballot and serves as an example. The City Attorney's Office will need to provide final language, following Council discussion.)

"Section 312. VACANCIES, FORFEITURES AND REPLACEMENT.

(a) **Vacancies.** A vacancy in the City Council or in any other office designated as elective by this Charter, from whatever cause arising, shall be filled by appointment by the City Council with at least four affirmative votes.

(b) **Forfeiture.** If a member of the City Council is absent from all regular meetings of the City Council for a period of thirty consecutive days from and after the last regular City Council meeting attended by such member, unless by permission of the City Council expressed in its official minutes, the office shall become vacant. If an elected City officer pleads guilty or no contest to or is convicted of a felony or any crime of moral turpitude, or ceases to be an elector of the City, the office shall become vacant. The City Council shall declare the existence of such vacancy. Any elective officer of the City who shall accept or retain any other elective public office, except as provided in this Charter, shall be deemed thereby to have vacated the office under the City Government.

(c) **Replacement.** In the event the City Council shall fail to fill a vacancy by appointment within sixty days after such office shall become vacant, the City Council shall forthwith cause an election to be held to fill such vacancy for the remainder of the unexpired term. If the City Council fills the vacancy by appointment, such appointee shall hold office until an election to fill the remainder of the unexpired term at the next general municipal election. Should the appointment occur after the filing deadline for the next general municipal election, the seat shall be deemed vacant upon the certification of the general municipal election, and the vacancy shall be filled in accordance with Sections 312(a) and 312(c)."

Preliminary Operational Analysis:

The proposed amendment adds requirements to fill a City Council vacancy by requiring at least four affirmative votes (and not a simple majority of the seated Council Members at that time). This proposed amendment would establish that such appointees would fill the vacancy only until the next general municipal election, when the local electorate may vote for a candidate to permanently fill the remainder of the unexpired term for that position. If the appointment occurs after the filing deadline for the next general municipal election, the seat is deemed vacant. Upon certification of the general municipal election, the newly seated City Council will be charged with filling the vacancy by appointment or election. This amendment is not expected to result in any significant operational impacts.

Preliminary Fiscal Analysis:

This amendment will yield some additional costs to fill the vacancy via an election. However, it is not anticipated to result in significant financial impacts.

3. Section 313. NEPOTISM. Recommended by Council Member Bolton.

NEPOTISM

Section 313. CONFLICT OF INTEREST, NEPOTISM.

(a) **Conflict of Interest.** The City Council shall adopt or approve rules and regulations regulating conflicts of interest and promoting fair dealing in all City business.

(b) **Nepotism.** The City Council shall not appoint to a salaried position under the City government any person who is a relative by blood or marriage within the third degree of any one or more of the members of such City Council, or any elected department head, nor shall the City Manager or any department head or other officer having appointive power appoint any relative of such person or of any Council member or any elected department head, within such degree to any such position.

This provision shall not affect the employment or promotional status of a person who has attained a salaried position with the City prior to the existence of a situation contemplated by this provision; however, Council members or officers with appointive powers in such a situation shall disqualify themselves from all decisions affecting the employment and promotional status of such person.

Preliminary Operational Analysis:

A review of regional charter cities, as it relates to the nepotism policies in their charters is below.

Orange County Charter Cities	Section on Nepotism
Anaheim, Los Alamitos, Newport Beach, Seal Beach	Their charter language mirror Huntington Beach's, with minor variations. Please note - These cities do not have elected department heads; as such, they do not specifically prohibit Council from appointing relatives of elected department heads or other officers with appointive powers.
Irvine, Santa Ana	Their charters briefly mention a prohibition on nepotism and calls for the use of other governing policies (i.e. personnel rules) to outline the details.
Buena Park, Cypress, Placentia	No nepotism language in their charters.
LA County Charter Cities	Section on Nepotism

Glendale, Long Beach, Los Angeles, Pasadena	No nepotism language in their charters.
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Huntington Beach provides details on its anti-nepotism policy in other authorizing documents (see below). However, they do not specifically prohibit the City Council from appointing relatives of elected department heads and other officers with appointive powers. A legal analysis would be required to determine if such a prohibition must be included in the Charter or can be included in other sources of authority:

Source of Authority	Details
Personnel Rules 16-2 and 16-3	- Persons related by blood or marriage within the third degree* cannot report to the same supervisor or supervise one another. - Such persons cannot be in positions where one has access to privileged or confidential information that should not be accessible to the other.
Administrative Regulation 411	- An appointing authority cannot appoint an immediate family member of the City Manager, Department Head, or Personnel Director to a paid temporary or permanent position. - An employee cannot be moved to a position within the direct line of supervision of a relative; these relatives cannot have the same immediate supervisor.

* The term "third degree" is the same as "immediate family" (relative), which includes an individual related by blood, adoption or marriage, e.g. spouse, parent, child, sibling, sibling/children-in-law, grandparent, grandchild, uncle/aunt, nephew/niece, stepparent/child/sibling, half-sibling.

This item was discussed on September 28, 2023 and clarified that the proposed changes to this Charter section would prohibit the appointment of any relative within the third degree of any elected or appointed official in order to fill a vacancy of an elected position or other officer with appointive powers.

Preliminary Fiscal Analysis:

There are no known fiscal impacts at this time.

4. Section 401(b) and Sections 601-605. Related to Biennial Budget. Recommended by the Ad Hoc Committee on 8/1/23.

Section 401. POWERS AND DUTIES.

Except as otherwise provided in this Charter, the City Manager shall be responsible to the City Council for the proper administration of all affairs of the City. Without limiting this general grant of powers and responsibilities, the City Manager shall have the power and be required to:

(a) Appoint, promote, demote, suspend or remove department heads, officers and employees of the City except elective officers and the Chief of Police. The Chief of Police shall not be appointed or removed until the City Manager shall first have reviewed such appointment or removal with the City Council and have received approval for such appointment or removal by a majority vote of the full City Council.

(b) Prepare the budget as required by this Charter annually, submit it to the City Council, and be responsible for its administration upon adoption.

Section 601. BIENNIAL ANNUAL BUDGET, PREPARATION BY THE CITY MANAGER.

At such date as the City Manager shall determine, each board or commission and each department head shall furnish to the City Manager, personally, or through the ~~Finance Director~~ Chief Financial Officer, estimates of the department's, board's or commission's revenue and expenditures for the ensuing two fiscal years, detailed in such manner as may be prescribed by the City Manager. In preparing the proposed budget, the City Manager shall review the estimates, hold conferences thereon with the respective department heads, boards or commissions as necessary, and may revise the estimates as may be deemed advisable.

Section 603. BIENNIAL ANNUAL BUDGET. PUBLIC HEARING.

At the time so advertised or at any time to which such public hearing shall from time to time be adjourned, the City Council shall hold a public hearing on the proposed budget, at which interested persons desiring to be heard shall be given such opportunity.

Section 604. BIENNIAL ANNUAL BUDGET. FURTHER CONSIDERATION AND ADOPTION.

At the conclusion of the public hearing the City Council shall further consider the proposed budget and make any revisions thereof that it may deem advisable and on or before the last day of the fiscal year it shall adopt the budget with revisions, if any, by the affirmative vote of at least a majority of the total members of the Council. Upon final adoption, the budget shall be in effect for the ensuing two fiscal years. Copies thereof, certified by the City Clerk, shall be filed with the City Manager, ~~Finance Director~~ Chief Financial Officer, City Treasurer and the person retained by the City Council to perform the post audit function, and a further copy shall be placed, and shall remain on file in the office of the City Clerk where it shall be available for

public inspection. The budget so certified shall be reproduced and copies made available for the use of the public and of departments, offices and agencies of the City.

Section 605. BIENNIAL ANNUAL BUDGET APPROPRIATIONS.

From the effective date of the budget, the several amounts stated therein as proposed expenditures shall be and become appropriated to the several departments, offices and agencies for the respective objects and purposes therein named; provided, however, that the City Manager may transfer funds from one object or purpose to another within the same department, office or agency. All appropriations shall lapse at the end of the second fiscal year to the extent that they shall not have been expended or lawfully encumbered.

At any public meeting after the adoption of the budget, the City Council may amend or supplement the budget by motion adopted by the affirmative vote of at least a majority of the total members of the City Council.

Preliminary Operational Analysis:

The amendments would transition the City from an annual to a biennial budget, starting in Fiscal Years 2026-2028. There is precedence for two-year budgets in Orange County; half of the 10 largest cities in Orange County (not including Huntington Beach) utilize biennial budgets. There are also known advantages and disadvantages of a biennial budget. Advantages may include reduced staff time from undertaking an intensive six-month budgeting process every year. It also encourages the City to plan strategically and longer term, particularly for larger projects and initiatives.

Disadvantages may include longer range forecasting of revenues and expenditures further into the future; and more extensive budget amendments or mid-cycle reviews and adjustments that may potentially eliminate time savings in year 2.

The Chief Financial Officer is supportive of a biennial budget. However, there will be operational impacts from implementing process changes that require updates to budget forms and document pages to account for the second year; updates to the accounting software; staff training; a new format for the mid-cycle update and adjustments; and criteria and process to carryover funds between years 1 and 2. The Finance Department would likely need to begin after the approval of this Amendment in order to kick off the budget planning season starting Fall 2025, while simultaneously developing the remaining annual budgets for FY 2024-25 and FY 2025-26.

Lastly, the amendment proposes one administrative change to retitle the Finance Director to Chief Financial Officer, which is the title used commonly today and matched with the City's organizational chart.

Preliminary Fiscal Analysis:

The primary fiscal impacts will be the hours of staff time required to implement the process changes across all 12 City departments, conduct public engagement on this major change, and potential costs to make changes to the City's accounting software. The required staff hours will not be known until a plan is identified to transition the budget.

On September 28, 2023, the City Council agreed via straw vote (7/0) with the biennial budget cycle but continue further discussion on October 5.

5. Section 612. PUBLIC UTILITIES AND PARKS AND BEACHES (Measure C). Recommended by Ad Hoc Committee on 8/1/23.

The language of the proposed amendments to Section 612 are separately listed in *Attachment 1-Proposed Changes to Charter Section 612. Public Utilities and Parks and Beaches (Measure C)* due to length.

Note that there are two recommendations for Section 612 (Attachment 1):

- 5a. Ad Hoc Committee Recommendation
- 5b. Staff Recommendation

Preliminary Operational Analysis:

Section 612, also known as Measure C, was a voter initiative that was approved by voters during the November 1990 General Election and was incorporated into the Charter thereafter. Measure C requires majority voter approval on matters involving the following, with some exemptions:

- Sale, lease, transfer or exchange of park and beach lands in Huntington Beach
- Construction of certain private and public developments on these lands

This proposed amendment would add to the list of current exemptions: public restrooms under a certain size, above ground public works utility structures under a certain size, new playground facilities or equipment in parks; and replacement playground facilities or equipment under certain sizes.

These amendments would permit staff to provide these amenities without the added cost of a ballot measure, which would facilitate the process to provide public review earlier, and ultimately deliver projects to the public at an accelerated rate.

Recommendations from City staff

Based on staff experience working on public projects within the guidelines of Measure C, a few recommendations are listed for consideration:

- Amend Section 612(a) to:
 - 1) remove the dollar threshold (\$161,000 adjusted for CPI) that triggers Measure C, as most projects exceed that value today or
 - 2) It is important to note that projects complete an environmental review according to CEQA would still be required; conceptual design, all design documents, construction documents, and environmental review will still be prepared and presented to the public and City Council for a thorough review. Project construction would be contingent only after obtaining approvals for all items.
- Amend Section 612(a) to clearly define “structure” and its minimum square footage, as it is not defined in the Charter. Determine if structure also includes flatwork such as pickleball and other sports courts. This would clear up ambiguity about which projects qualify under Measure C.
- Amend Section 612(c) to add public restrooms as an exempted project; remove any square foot thresholds, as many projects such as restrooms and public works utilities exceed 3,000 square feet.

An additional consideration is the subsequent development of an ordinance, upon approval of suggested changes, to strengthen the parameters of Measure C based on categories defined in the Parks Master Plan. The Charter language would provide the "upper limits" of Measure C with an ordinance possibly providing tighter parameters.

Preliminary Fiscal Analysis:

Currently, Measure C requires the City to produce a "shovel ready project" by completing a conceptual design, all design documents, construction documents, and pertinent environmental studies, prior to placing a park or beach project on a ballot measure. The cost of each component may vary significantly (upwards of a million dollars) and often take on a percentage of the final total project cost. For the purposes of a general fiscal analysis, the average cost, per acre, of each phase of the project is listed below, and includes additional data for an anticipated 6% increase in costs in 2024:

Project Phase	Average Per Acre Cost (2023)	Average Per Acre Cost 6% Escalation (2024)
Conceptual Design	\$5,340	5,661
Design Cost	\$13,949	\$14,786
Construction Documents	\$44,463	\$47,131
Construction	\$508,390	\$538,893

Playgrounds average \$110 per square foot in 2023, and \$117 per square foot in 2024, with the anticipated 6% escalation in costs.

This estimate does not include any costs to place the project on a ballot measure, which is an added cost.

On September 28, 2023, the City Council agreed via straw vote (7/0) with updated Measure C language and continue further discussion on October 5.

6. Sections 702 and 705 (NEW). Recommended by the Ad Hoc Committee on 8/1/23, and staff recommendations 9/10/23.

Section 702. PROCEDURE FOR HOLDING ELECTIONS.

All elections shall be held in accordance with the provisions of the Elections Code of the State of California, as the same now exists or hereafter may be amended, for the holding of municipal elections, so far as the same are not in conflict with this Charter. In the event of such conflict, the provisions of this Charter shall control and prevail, in accordance with Section 103 of this Charter.

Section 705. SPECIAL PROVISIONS RELATING TO MUNICIPAL ELECTIONS

As in Section 300, the City Charter shall determine the term of the City's elective officers, the length of term, and the election cycle in which the election for those offices occur for the City's elective officers.

(a) Beginning in 2026, for all municipal elections:

(1) "Elector" means a person who is a United States citizen 18 years of age or older, and a resident of the City on or before the day of an election.

(2) The City may ~~shall~~ verify the eligibility of Electors by voter identification.

(3) The City may ~~to~~ provide at least 20 ADA compliant ~~residential~~ voting locations for in-person voting dispersed evenly throughout the City, in addition to any City facility voting locations.

(4) The City may ~~shall~~ monitor ballot drop boxes located within the City for compliance with all applicable laws.

Preliminary Operational Analysis

Per the Ad Hoc Committee, the amendment envisions that the City would implement the proposed changes while still consolidating elections with the County Registrar of Voters (ROV). In this scenario and with the current number of registered voters, the ROV would continue to provide eight ballot drop box locations with vote by mail (VBM) options, three 11-day in-person Vote Centers at major City facilities, and ten 4-day in person Vote Centers at both local and smaller city facilities. The minimum number of Vote Centers is predetermined by an Elections Code formula and identified in the County's Election Administration Plan which will be updated in 2025. However, the City would need to provide poll voters to verify id, request an additional 10 Vote Centers and install video cameras to monitor the drop boxes.

The City has inquired with the ROV about whether the County would allow City poll workers to conduct voter id verification at the County's Vote Center and whether the County would consider providing additional Vote Centers above and beyond what it provides now. On September 20, the ROV stated that it cannot comment on these proposals.

In the event the ROV does not accept the City's proposal and does not consolidate elections, staff has conducted a very preliminary cost analysis for one City standalone election. The initial startup cost for items such as equipment is \$664K - 858K; the recurring or operating costs to hold each election is \$689K - \$832K, with the estimated total cost of 2026 stand-alone local election for Huntington Beach to be \$1.35 - \$1.69 million. This is based on figures from other municipalities that have recently conducted standalone elections but scaled for Huntington Beach and its number of registered voters.

Preliminary Fiscal Analysis

Should the City eventually obtain an affirmative response from the County, the amendment would require the City to consider the following costs related to this amendment.

The City would need to provide poll workers at each ROV Vote Center to verify voter identification; this would likely require recruitment costs, training and hourly wages at a rough cost estimate of \$69,000.

Regarding the cost of the additional ten 4-day in-person Vote Centers that will help achieve the total 20 residential voting locations described in the amendment - the ROV did not provide a cost estimate. The ROV stated that it is not their practice to bill jurisdictions on a Vote Center by Vote Center basis. If they are authorized by the County to provide the additional Vote Centers, the cost would be billed proportionately to all participating jurisdictions based on a formula that takes the number of voters per jurisdiction into account. This cost cannot be known at this time.

Regarding drop box monitoring, the City may be able to install 24-hour video cameras on buildings within proximity to each drop box. If a building is located on private property, staff would need to negotiate an agreement to mount a video camera on the property. At this time, one firm offers video monitoring for approximately \$2,500 per location including camera equipment and installation for 24-hour access. Based on that, the City would anticipate incurring at least \$20,000 plus additional unknown cost related to the agreements. The City was advised by the ROV to further consult with the City Attorney regarding the legality of local monitoring of ballot drop boxes.

On September 28, 2023, the City Council agreed via straw vote (4-3, Kalmick, Moser, Bolton - No) to move forward with the recommended amendment but with the following changes:

- Change reference from "shall" to "may" in both Sections 702 and 705
- In Section 705, add "Beginning in 2026..."
- In Section 705, amend it to state "20 ADA compliant voting locations" and take out "residential" from the Section.

7. Section 806. Display of Flags. Recommended by the Ad Hoc Committee on 8/1/23.

SECTION 806. DISPLAY OF FLAGS.

Except as otherwise provided herein, the City shall only fly or display at or on any of the City's properties the following flags: the American flag, the POW/MIA flag, the State of California flag, the Huntington Beach City flag, the County of Orange flag, or any of the flags of the six branches of service: the Army, Navy, Air Force, Coast Guard, Marine Corps, and Space Force. During the Summer Olympic Games, the Mayor is authorized to order the display of the official Olympic flags for four weeks prior to the dates of the games, and for up to two weeks thereafter. The City may display any other flag in addition to those already enumerated, but only if authorized by a unanimous vote of all members of the City Council.

Preliminary Operational Analysis:

There are no known operational impacts at this time. It should be noted that the amendment allows the City to fly additional flags not listed in the proposed amendment, if it is authorized by unanimous vote of the City Council.

Comments by City Councilmembers include the requirement for unanimous vote whereas there are no other Charter sections require unanimous votes, this Charter section would disallow for any cultural or national flags to be displayed at the libraries, and this proposed amendment should have a stand-alone measure if it goes to the March primary ballot.

On September 28, 2023, the City Council agreed via straw vote (4/3, Kalmick, Moser, Bolton - No) to move forward with the recommended amendment.

Preliminary Fiscal Analysis:

At this time there are no known fiscal impacts.

8. Charter amendments from Measure L (2022) with exclusions. Recommended by Council Member Kalmick

The language of the proposed amendments are listed separately in *Attachment 2 - Proposed Changes from Measure L, 2002, with Exclusions*, due to their length. Amendments related to Section 312 (Vacancy), 612 (Measure C) have been removed as they are being considered by City Council as separate amendments.

Preliminary Operational Analysis:

Measure L proposed both substantive and non-substantive amendments.

Amendments to Sections 300, 303, 304, 306, 311, 312, 400, 601, 604, 801 are non-substantive in that they clarify or update language in the Charter regarding outdated phrases, syntax, dates, pronouns and titles. For example, Section 300 updates the election years to be more current and rephrases the term "casting of lots" to a "random drawing" for clarity.

Section 303 updates the Charter to allow the use of "current technology" to distribute notices, changes the words "executive session" to "closed session" because closed session is the current

vernacular as well as clarify the process of adjourning City Council meetings.

303(c) 312(c) 400(d) and 801(e) replace pronouns “he” or “it” with “person” or the title being referred to and 311(d) 601, and 604 replaces “Director of Finance” with the updated title of “Chief Financial Officer”.

One substantive amendment is in Section 804 which would require City Council to consider a Charter review at least every ten years, starting after the last review conducted by a Committee, Council or staff. This would require additional staffing support to organize but does not pose a significant operating impact.

On September 28, 2023, the City Council also agreed via straw vote to move forward with the recommended amendment except the provision of changing the title of Mayor Pro Tempore to Vice Mayor in Section 306 from Measure L and keep the title of Mayor Pro Tempore as it currently stands.

Staff recommendation:

All other inconsistencies in language and titles within the Charter shall be included for correction in this amendment should it be approved by the City Council.

Preliminary Fiscal Analysis:

There are no known fiscal impacts at this time.

Environmental Status:

Pursuant to CEQA Guidelines Section 15378(b)(5), administrative activities of governments that will not result in direct or indirect physical changes in the environment do not constitute a project.

Strategic Plan Goal:

Non Applicable - Administrative Item

Attachment(s):

1. Proposed Changes to Charter Section 612. Public Utilities and Parks and Beaches (Measure C)
2. Proposed Changes from Measure L, 2022, with Exclusions
3. PDF Version of RCA
4. Charter Proposals
5. Communications