

**RESOLUTION NO. 2020-090**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORONA, CALIFORNIA CALLING FOR THE PLACEMENT OF A MEASURE ON THE BALLOT FOR THE NOVEMBER 3, 2020 GENERAL MUNICIPAL ELECTION FOR THE SUBMISSION TO THE QUALIFIED VOTERS OF AN ORDINANCE TO ESTABLISH A LIFETIME LIMIT OF THREE TERMS FOR CITY COUNCIL MEMBERS**

**WHEREAS**, the City of Corona is governed by a five-member elected City Council, whose members are elected by district in November of even-numbered years and serve staggered four-year terms; and

**WHEREAS**, the City does not currently limit the number of terms an individual may serve on the City Council; and

**WHEREAS**, pursuant to California Elections Code Section 9222, the City Council is authorized and desires to submit to the voters a measure that would establish a lifetime limit of three (3) terms on service as a City Council Member; and

**WHEREAS**, pursuant to California Government Code Section 36502(b), a term limit measure must be approved by a majority of the voters in the City at an election which must be consolidated with either the Statewide Primary Election or Statewide General Election; and

**WHEREAS**, the City is scheduled to hold a general municipal election on November 3, 2020 for the purpose of electing two members of the City Council from Districts 2 and 3 to new four-year terms and electing the City Treasurer for a new four-year term; and

**WHEREAS**, by separate resolution the City Council is also requesting to consolidate its general municipal election with the Statewide General Election to be held on November 3, 2020.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CORONA, CALIFORNIA, AS FOLLOWS:**

**SECTION 1. Incorporation of Recitals.** The foregoing recitals are true and correct and are hereby incorporated and made an operative part of this Resolution.

**SECTION 2. Submission of Ballot Question and Measure.** Pursuant to California Government Code Section 36502(b), California Elections Code Section 9222, and any other applicable requirements of the laws of the State of California relating to the City, the City Council hereby orders the ballot question provided for in Section 3 and the Measure provided for

in Section 4 to be submitted to the voters of the City at the general municipal election on Tuesday, November 3, 2020.

**SECTION 3. Ballot Question.** The City Council, pursuant to California Elections Code section 9222, hereby orders that the ballot question shall be presented and printed upon the ballot submitted to the qualified voters in the manner and form set forth in this Section 3. On the ballot to be submitted to the qualified voters at the general municipal election to be held on Tuesday, November 3, 2020, in addition to any other matters required by law, there shall be printed substantially the following ballot question:

Shall a limit of three terms, whether served consecutively or not, be established for members of the City Council of the City of Corona as described in Ordinance No. 3317?	YES	
	NO	

**SECTION 4. Ballot Measure; Printing.** The text of the proposed Ordinance No. 3317 to be submitted to the voters is attached hereto as Exhibit “A” and incorporated herein by reference (“Measure”). The text of the Measure shall be printed in the voter information guide.

**SECTION 5. Conduct of Election.** The City Clerk is authorized, instructed, and directed to coordinate with the County Clerk – Registrar of Voters of the County of Riverside to procure and furnish any and all official ballots, printed matter and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct the election. In all particulars not recited in this Resolution, the election shall be held and conducted as provided by law for holding municipal elections.

**SECTION 6. City Attorney Impartial Analysis.** Pursuant to Elections Code section 9280, the City Council hereby directs the City Clerk to transmit a copy of the Measure to the City Attorney. The City Attorney shall prepare an impartial analysis of the Measure, not to exceed 500 words in length, showing the effect of the Measure on the existing law and the operation of the Measure, and transmit such impartial analysis to the City Clerk not later than the deadline for submittal of primary arguments for or against the Measure.

The impartial analysis shall include a statement indicating whether the Measure was placed on the ballot by a petition signed by the requisite number of voters or by the City Council. In the event the entire text of the Measure is not printed on the ballot, nor in the voter information guide, there shall be printed immediately below the impartial analysis, in no less than 10-font bold type, the following: **“The above statement is an impartial analysis of Ordinance or Measure \_\_\_\_\_. If you desire a copy of the ordinance or measure, please call the Office of the City Clerk at (951) 736-2201 and a copy will be mailed at no cost to you.”**

**SECTION 7. Notice of Election.** Notice of the election is hereby 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. Filing with County.** The City Clerk shall, not later than the 88th day prior to the general municipal election to be held on Tuesday, November 3, 2020, file with the Board of Supervisors and the County Clerk – Registrar of Voters of the County of Riverside, State of California, a certified copy of this Resolution.

**SECTION 9. Public Examination.** Pursuant to Elections Code section 9295, this Measure will be available for public examination for no fewer than ten (10) calendar days prior to being submitted for printing in the voter information guide. The City Clerk shall post notice in the Clerk's office of the specific dates that the examination period will run.

**SECTION 10. CEQA Exemption.** The City Council hereby finds and determines that the Measure relates to organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment, and therefore is not a project within the meaning of the California Environmental Quality Act ("CEQA") and the State CEQA Guidelines, section 15378(b)(5).

**SECTION 11. Severability.** The provisions of this Resolution are severable and if any provision of this Resolution is held invalid, that provision shall be severed from the Resolution and the remainder of this Resolution shall continue in full force and effect, and not be affected by such invalidity.

**SECTION 12. Effective Date.** This Resolution shall become effective upon its adoption.

**SECTION 13. Certification.** The City Clerk shall certify to the adoption of this Resolution.

**PASSED, APPROVED AND ADOPTED** this 15th day of July 2020.

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Mayor of the City of Corona, California

**ATTEST:**

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City Clerk of the City of Corona, California

**EXHIBIT “A”  
ORDINANCE NO. 3317**

[SEE ATTACHED TWO (2) PAGES]

**ORDINANCE NO. 3317**

**AN ORDINANCE OF THE PEOPLE OF THE CITY OF CORONA,  
CALIFORNIA TO AMEND CHAPTER 2.08 OF THE CORONA  
MUNICIPAL CODE TO ESTABLISH A LIFETIME LIMIT OF  
THREE TERMS FOR CITY COUNCIL MEMBERS PURSUANT  
TO GOVERNMENT CODE SECTION 36502(B)**

**WHEREAS**, pursuant to Government Code Sections 36502(b), the City Council of the City of Corona (“City”) is proposing that the voters of the City consider whether to impose term limits on the office of City Council Members; and

**WHEREAS**, this proposal is submitted for approval of the voters of the City.

**NOW THEREFORE, THE PEOPLE OF THE CITY OF CORONA DO  
ORDAIN AS FOLLOWS:**

**SECTION 1. City Council Term Limits.** Section 2.08.180 (Term Limits) is hereby added to Chapter 2.08 (City Council) of the Corona Municipal Code to read as follows:

**“2.08.180 Term Limits.**

Pursuant to Government Code Section 36502(b), term limits are imposed upon persons serving on the City Council as follows:

A. As further provided in Section (B) below, no person shall be eligible for nomination and/or election to more than three (3) terms of office as a City Council Member, whether by election or appointment and whether served consecutively or not.

B. As used herein, a term of office shall include any term as City Council Member which commences on or after November 3, 2020, whether by election or appointment, and which lasts for two (2) years and one (1) day or more. Notwithstanding the foregoing, any person who resigns their office as a City Council Member shall be deemed to have served a full term of office regardless of when during their term of office their resignation becomes effective.

C. If a person is ineligible to hold office as a City Council Member pursuant to this Section, the City Clerk must reject, refuse to accept for filing, and otherwise refuse to process any nominating papers or other equivalent declaration of candidacy that is required or authorized by law for that person, including, without limitation, as a write-in candidate.

D. As provided for in Section (B) above, this Section applies prospectively only, meaning that only terms of office commencing on or after November 3, 2020 shall be counted towards the term limit calculation.

E. The City Council may, by majority vote of its membership, make non-substantive revisions to this Section 2.08.180 in order to implement its substantive provisions, provided that such revisions are consistent with and further the purposes and intent of the voters in approving the Ordinance which adopted this Section.”

**SECTION 2. Broadly Construed; Conflicting Laws.** To the fullest extent allowed by law, this Ordinance shall be broadly construed in order to achieve its purposes, and the provisions of this Ordinance shall prevail over and supersede all other provisions of the Corona Municipal Code and any ordinances, resolutions or other City laws, rules or regulations which are in conflict with this Ordinance.

**SECTION 3. Severability.** If any provision or clause of this Ordinance or any application of it to any person, firm, organization, partnership or corporation is held invalid, such invalidity shall not affect other provisions of this Ordinance which can be given effect without the invalid provision or application. To this end, the provisions of this Ordinance are declared to be severable.

**SECTION 4. Effective Date.** If a majority of the voters voting at an election on this Ordinance approve this Ordinance, it shall take effect ten (10) calendar days following the City Council’s final certification of the election results, as required by California Elections Code Section 9217. The Mayor shall thereafter sign this Ordinance and the City Clerk shall attest thereto.

**PASSED, APPROVED AND ADOPTED** by the voters at the general municipal election on November 3, 2020. Election results were certified by the Corona City Council on the [INSERT DATE] day of [INSERT MONTH], 2020.

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Mayor of the City of Corona, California

**ATTEST:**

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City Clerk of the City of Corona, California

**CERTIFICATION**

I, Sylvia Edwards, City Clerk of the City of Corona, California, do hereby certify that the foregoing Resolution was regularly introduced and adopted at a regular meeting of the City Council of the City of Corona, California, thereof held on the 15th day of July 2020, by the following vote of the Council:

**AYES:**

**NOES:**

**ABSENT:**

**ABSTAINED:**

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the official seal of the City of Corona, California, this 15th day of July 2020.

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City Clerk of the City of Corona, California

(SEAL)