

**THE CITY COUNCIL
OF THE CITY OF SONORA**

ORDINANCE NO. 869

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SONORA AMENDING CHAPTER 1.16,
GENERAL MUNICIPAL ELECTION, OF TITLE 1, GENERAL PROVISIONS, TO DESIGNATE THE CITY
ADMINISTRATOR AS THE CITY ELECTIONS OFFICIAL IN THE EVENT OF A VACANCY IN THE
OFFICE OF THE CITY CLERK**

WHEREAS, Government Code section 36501 vests, in part, the government of the City of Sonora (the "City") in the City Clerk; and

WHEREAS, Elections Code section 320 designates the City Clerk as the City Elections Official; and

WHEREAS, the City Council of the City of Sonora (the "City Council") finds it to be in the best interest of the City to clarify that the City Clerk is the City Elections Official and establish a protocol for those times when the City Clerk position is vacant or during an interim City Clerk appointment, in order to ensure continuity in City business and public services.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SONORA ORDAINS AS FOLLOWS:

SECTION 1. AMENDMENT. Chapter 1.16, General Municipal Election, of Chapter 1.16, General Municipal Election, of Title 1, General Provisions, is repealed in its entirety and replaced with a new Chapter 1.16 to read as follows:

Chapter 1.16

ELECTIONS

Sections:

- 1.16.010** **General municipal election date.**
- 1.16.020** **City elections official.**

1.16.010 **General municipal election date.**

The general municipal election of the City shall be held on the same day, from year to year, as the statewide direct primary election held, pursuant to Government Code section 36503 and Elections Code sections 1000 and 1301.

1.16.020 City elections official.

- A. For the purposes of receiving and certifying nomination papers, canvassing the results of all municipal elections, signing and delivering certificates of election, and administering the oath to all elected municipal officers, the City Clerk shall act as the City Elections Official.
- B. The City Administrator shall act as the City Elections Official during the period of a vacancy in the City Clerk position or interim City Clerk appointment.

SECTION 2. SEVERABILITY. If any section, subdivision, sentence, clause, phrase or portion of this Ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions thereof and shall continue to be in full force and effect.

SECTION 3. PUBLICATION. This Ordinance shall become effective thirty (30) days from and after its final passage and adoption, provided it is published in a newspaper of general circulation at least fifteen (15) days prior to its effective date or a summary of the Ordinance is published in a newspaper of general circulation at least five (5) days prior to adoption and again at least fifteen (15) days prior to its effective date.

SECTION 4. CERTIFICATION OF COUNCIL ADOPTION AND APPROVAL. This Ordinance was introduced and approved by Ordinance No. ___ at a regular meeting of the City Council of the City of Sonora held on the 15th of June, 2020 by the following vote:

AYES: Garaventa, Hawkins, Plummer, Such and Williams

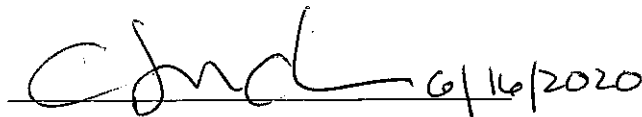
NOES:

EXCUSED:

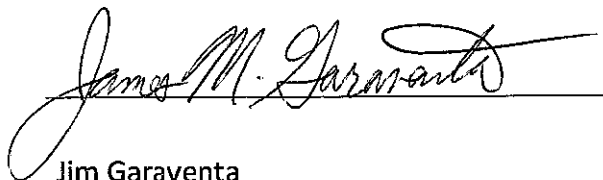
ABSTAIN:

ATTEST:

APPROVED:



Colette Such
City Clerk Pro Tempore



Jim Garaventa
Mayor