

**RESOLUTION NO. 2020-32**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EUREKA, CALIFORNIA,  
CALLING FOR THE HOLDING OF A GENERAL MUNICIPAL ELECTION ON  
TUESDAY, NOVEMBER 3, 2020 FOR THE SUBMISSION OF A PROPOSED  
CHARTER AMENDMENT**

**WHEREAS**, pursuant to authority provided by the California Constitution, Article XI and the Government Code, Title 4, Division 2, Chapter 2 (commencing at § 34450) and the Election Code Division 9, Chapter 3, Article 3 (commencing at § 9255) of the State of California, the City Council of the City of Eureka desires to submit to the voters a proposed charter amendment relating to Ranked Choice Voting; and

**WHEREAS**, the City Council is authorized and directed by statute to submit the proposed charter amendment to the voters;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF EUREKA, CALIFORNIA,  
DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:**

SECTION 1. That pursuant to the California Constitution, Article XI and the Government Code, Title 4, Division 2, Chapter 2 (commencing at § 34450) and the Election Code Division 9, Chapter 3, Article 3 (commencing at § 9255) of the State of California, there is called and ordered to be held in the City of Eureka, California, on Tuesday, November 3, 2020, a General Municipal Election for the purpose of submitting the following proposed charter amendment:

Shall Sections 202 and 207 of the Eureka City Charter be amended to require the Eureka City Council to adopt an ordinance providing for ranked choice voting for offices of Mayor and Councilmembers?	YES
	NO

SECTION 2. That the text of the charter amendment submitted to the voters is (attached 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 City Clerk is authorized, instructed and directed to procure and furnish any and all official ballots, notices, printed matter and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct the election.

SECTION 6. That the polls shall be open at seven o'clock a.m. of the day of the election and shall remain open continuously from that time until eight o'clock p.m. of the

same day when the polls shall be closed, pursuant to Election Code § 10242 except as provided in § 14401 of the Elections Code of the State of California.

SECTION 7. 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 8. 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 9. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

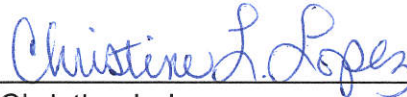
**PASSED, APPROVED, AND ADOPTED** by the City Council of the City of Eureka, County of Humboldt, State of California on the 2<sup>nd</sup> day of June, 2020, by the following vote:

AYES: COUNCILMEMBERS CASTELLANO, MESSNER, ARROYO, ALLISON,  
BERGEL  
NOES: COUNCILMEMBERS  
ABSENT: COUNCILMEMBERS



\_\_\_\_\_  
Susan Seaman  
Mayor of the City of Eureka

Attest:



\_\_\_\_\_  
Christine L. Lopez  
Deputy City Clerk

Approved as to Administration:



\_\_\_\_\_  
Pamela J. Powell  
Acting City Manager

Approved as to Form:



\_\_\_\_\_  
Robert N. Black  
City Attorney

Charter Amendment Text Language

Article II "ELECTIONS" of the Charter of the City of Eureka is amended at Section 202 to read:

**Section 202. ~~DATES OF PRIMARY AND GENERAL MUNICIPAL ELECTIONS.~~**

For filling the elective office of Mayor and five (5) Council Members, a general municipal election shall must be held on the same date as the State of California general election and consolidated therewith. Municipal measures may also be submitted at said general election, as well as at special elections called for the purpose. As determined by the ranked choice voting process detailed in the ordinance the Council must enact under Section 207, the officers elected shall be are those who receive the majority of votes for each office at said general municipal election.

Article II "ELECTIONS" of the Charter of the City of Eureka is amended at Section 207 to read:

**SECTION 207. ~~PROCEDURE FOR HOLDING~~ CONDUCTING ELECTIONS.**

~~Unless otherwise provided by ordinance, all municipal elections shall be held in accordance with the provisions of the Elections Code of the State of California, as the same now exist or may hereafter be amended or superseded, for the holding of elections in general law cities, insofar as the same are not in conflict with this Charter. The Council by ordinance must provide for conducting municipal elections. In the elections of the Mayor and Council Member, the Council must provide for Ranked Choice Voting. Except as provided by this Charter or the Election Ordinance, the provisions of the Elections Code of the State of California pertaining to municipal elections, as amended from time to time, govern.~~

Exhibit A