

ORDINANCE 2022 04

Adopted by Vote of Electors
June 7 2022

**An Ordinance of the City of American Canyon
Amending the American Canyon Municipal Code Adding Section 2 04 120
to Establish Term Limits for the Mayor and Members of the American Canyon City Council**

BACKGROUND

- 1 On December 21 2021 at a duly noticed meeting the City Council considered and discussed the option of mayor and councilmember term limits for the City of American Canyon which included public comment
- 2 On December 21 2021 at a duly noticed meeting the City Council directed the preparation of a ballot measure and related actions to establish term limits for the mayor and members of the city council

BASED ON THE FACTS SET FORTH IN THE BACKGROUND THE CITY COUNCIL RESOLVES AS FOLLOWS

Section 1 Term Limits

Pursuant to Government Code section 36502 subdivision (b) and subject to the approval of a majority of the voters of the City of American Canyon the American Canyon Municipal Code is hereby amended to add 2 04 120 Term Limits to read as follows

Section 2 04 120 Term Limits

- a No person shall be eligible to serve as mayor for more than three (3) four year terms following the adoption of this ordinance. The current incumbent is given credit for having served one term. Notwithstanding the foregoing any person who is appointed or elected to fill a vacant office as mayor for the balance of a four year term but serves less than two years in that office shall be eligible for nomination and election for three (3) four year terms thereafter
- b No person shall be eligible to serve as councilmember for more than three (3) four year terms following the adoption of this ordinance. Current incumbents are given credit for having served one term. Notwithstanding the foregoing any person who is appointed or elected to fill a vacant office as councilmember for the balance of a four year term but serves less than two years in that office shall be eligible for nomination and election for three (3) four year terms thereafter
- c The three (3) four year terms in office as mayor are not required to be consecutive and may be an aggregate of three (3) four year terms. Any person who resigns or is removed from office during a term shall be deemed to have served a full term

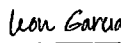
- d The three (3) four year terms in office as councilmember are not required to be consecutive and may be an aggregate of three (3) four year terms Any person who resigns or is removed from office during a term shall be deemed to have served a full term
- e The phrase two years as used in subsections A and B of this section shall mean the period between the date of the declaration of the results of any *primary election* held in June of an even numbered year and the date of the declaration of the results of any *primary election* held in June of any immediately preceding or immediately succeeding even number year even though such period may be more or less than an actual period of two years

Section 2 Effective Date This Ordinance shall take effect immediately upon approval by a simple majority of the voters voting on the question at the June 7 2022 election and shall apply retroactively with the current incumbents credited for having already served one term

Section 3 Severability If any provision of this ordinance or the application thereof to any person or circumstance is held invalid such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application and to this end the provisions of this ordinance are severable The City Council hereby declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof

Section 4 Publication The City Clerk of the City of American Canyon is hereby directed to publish this Ordinance or the title hereof as a summary pursuant to state statute once within fifteen (15) days after its passage in a newspaper of general circulation published in the City of American Canyon

Adopted by a vote of electors on June 7 2022

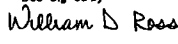
Doc Sig d by

BA1B83300DCA7C
 Leon Garcia Mayor

ATTEST

Doc Sig d by

669347683BC94D0
 Taresa Geilfuss CMC City Clerk

APPROVED AS TO FORM

Doc Sig ed by

285D60133D83421
 William D Ross City Attorney