



## REPORT TO CITY COUNCIL

**DATE:** MAY 24, 2017  
**TO:** HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL  
**FROM:** GREG RAMIREZ, CITY MANAGER   
**BY:** KIMBERLY M. RODRIGUES, CITY CLERK   
**SUBJECT:** ADOPT RESOLUTION NO. 17-1845; EXTENDING THE TERMS OF THE CURRENT PLANNING COMMISSIONERS BY ONE YEAR

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On July 13, 2016, the City Council received a report regarding Senate Bill No. 415 ("SB 415"), the California Voter Participation Rights Act (California Elections Code Sections 14050-14057), that was approved by Governor Jerry Brown on September 1, 2015, and affects the City's election dates.

Given that the City had experienced a significant decrease in voter turnout on nonconcurrent election dates, the City Council was provided with six (6) options to comply with the provisions of SB 415. On July 13, 2016, the City Council, unanimously, moved to approve Option 1: Move the November 2017 election (Three Seats) to occur in November 2018 and the November 2019 election (Two Seats) to occur in November 2020, thereby increasing current incumbent terms by one year (+12 months). Consolidation would begin with the November 6, 2018 statewide general election.

On August 10, 2016, the City Council introduced Ordinance No. 16-424, moving the date of the City's General Municipal Election date to the first Tuesday after the first Monday in November of even-numbered years, and the terms of office of the members of the City Council were each extended by 12 months (one year). The Ordinance was adopted on August 24, 2016, thereby canceling the November 2017 election.

As defined in the Agoura Hills Municipal Code, Chapter 8, Section 2802, Members: *"The planning commission shall consist of five (5) members, each of whom shall be a resident of the City of Agoura Hills, appointed by the mayor and ratified by the city council. Except as otherwise provided herein, the term of office for each commissioner shall be two (2) years. The term of office for each commissioner shall continue to and include the sixtieth day after the general municipal election following the appointment of such commissioner and thereafter until a successor for the commissioner whose term is expiring has been appointed."*

The Planning Commission's current two-year terms are set to expire on January 10, 2018.

Staff individually polled each Planning Commissioner to determine if there was an interest in extending their current term from January 10, 2018, to January 9, 2019, and each commissioner expressed interest in serving one additional year.

As the November 2017 election was canceled and the terms of office of the current City Council were each increased by one year to consolidate with the next statewide general election on November 6, 2018, it is recommended that the terms of the commissioners, presently serving on the Planning Commission, also each be extended by one year and be set to expire on January 9, 2019.

The City Council will then be set to appoint Planning Commissioners following the November 6, 2018, general municipal election and, thereafter, appointments will occur with each general municipal election consolidated with the County of Los Angeles in even-numbered years.

The proposed Resolution has been reviewed and approved as to form by the City Attorney.

#### **RECOMMENDATION**

Adopt Resolution No. 17-1845; A Resolution of the City Council of the City of Agoura Hills, California, extending the terms of the current Planning Commissioner by one year.

Attachment: Resolution No. 17-1845

**RESOLUTION NO. 17-1845**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AGOURA HILLS, CALIFORNIA, EXTENDING THE TERMS OF THE CURRENT PLANNING COMMISSIONERS BY ONE YEAR**

**SECTION 1. Change of Election Day.** Pursuant to Elections Code Section 1301 and 10403.5, the day of the general municipal election in the City of Agoura Hills was moved from the first Tuesday after the first Monday in November of each odd-numbered year to the first Tuesday after the first Monday in November of each even-numbered year and consolidated with the statewide general election conducted by the County of Los Angeles beginning in November 2018.

**SECTION 2. Cancellation of 2017 Election Date.** The adoption of Ordinance 16-424 canceled the November 7, 2017, general municipal election and set the next general municipal election of the City of Agoura Hills on November 6, 2018, and each election, thereafter, shall be in consolidation with the County of Los Angeles statewide elections held on the first Tuesday after the first Monday in November of even-numbered years.

**SECTION 3. Extension of City Council Terms of Office.** Pursuant to Elections Code Section 10403.5, due to the change of election date, the terms of office of those members of the City Council presently serving were each extended by 12 months (one year) and members shall continue in their offices until certifications of the results and administration of the oaths of office after, respectively, the November 2018 and November 2020 general municipal elections of the City of Agoura Hills.

**SECTION 4. Extension of Planning Commission Terms of Office.** Due to the change of election date and extension of City Council terms of office, the terms of office of those members of the Planning Commission presently serving shall also be extended by 12 months (one year) as follows:

A. Those Planning Commissioners of the City of Agoura Hills whose terms of office would have expired following the November 2017 general municipal election shall, instead, continue in their offices until after the November 2018 general municipal election of the City of Agoura Hills.

B. The term of each Planning Commissioner shall be extended by one year and be set to expire on January 9, 2019.

**SECTION 5. Appointment of Planning Commissioners.** The City Council will appoint Planning Commissioners following the November 6, 2018, general municipal election and, thereafter, appointments will occur with each general municipal election consolidated with the County of Los Angeles in even-numbered years.

**PASSED, APPROVED, AND ADOPTED** this 24<sup>th</sup> day of May, 2017, by the following vote to wit:

AYES: (0)  
NOES: (0)  
ABSENT: (0)  
ABSTAIN: (0)

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Denis Weber, Mayor

ATTEST:

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Kimberly M. Rodrigues, MMC, City Clerk

APPROVED AS TO FORM:

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Candice K. Lee, City Attorney