

EXHIBIT B



STATE OF CALIFORNIA)
COUNTY OF MONTEREY)
CITY OF CARMEL-BY-THE-SEA) CERTIFIED COPY OF ORDINANCE

I, Ashlee Wright, City Clerk for the City of Carmel-by-the-Sea in said County of Monterey, and State of California, do hereby certify Ordinance No. 2017-007, the original of which is attached hereto, was introduced on first reading on the 2nd day of May, 2017; adopted on second reading on the 6th day of June, 2017; and was published in accordance with the provisions of the Carmel-by-the-Sea Municipal Code on the 16th day of June, 2017, by the following vote:

AYES: Hardy, Reimers, Richards, Theis, Dallas
NOES: None
ABSTAIN: None
ABSENT: None

Said ordinance is effective as of 6th day of July, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Carmel-by-the-Sea, this 29th day of June, 2017.


Ashlee Wright, City Clerk

**CITY OF CARMEL-BY-THE-SEA
CITY COUNCIL**

ORDINANCE NO. 2017-008

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARMEL-BY-THE-SEA MOVING THE DATE OF THE CITY'S GENERAL MUNICIPAL ELECTION FROM THE SECOND TUESDAY IN APRIL OF EVEN-NUMBERED YEARS TO THE FIRST TUESDAY AFTER THE FIRST MONDAY IN NOVEMBER OF EVEN-NUMBERED YEARS BEGINNING IN NOVEMBER OF 2018.

WHEREAS, the City's general municipal elections are currently held on the second Tuesday in April of each even-numbered year; and

WHEREAS, Election Code Sections 1301 and 10403.5 authorize the City to change the date of its general municipal election to coincide with the date of the statewide general election; and

WHEREAS, the City Council wishes to consolidate its elections with the statewide general election conducted by the County of Monterey on the first Tuesday after the first Monday in November of even-numbered years beginning in 2018; and

WHEREAS, in order to accomplish the change in election date, the term of incumbent City Councilmembers who would otherwise be up for election in April 2018 shall be extended from April to December 2018 when the Councilmembers in November take office; and

WHEREAS, the adoption of this Ordinance shall set the next general municipal election of the City of Carmel-by-the-Sea on November 6, 2018, and every election thereafter on the first Tuesday after the first Monday in November of even-numbered years.

NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF CARMEL-BY-THE-SEA DOES ORDAIN AS FOLLOWS:

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 Carmel-by-the-Sea is moved from the second Tuesday in April of every even-numbered year to the first Tuesday after the first Monday in November of each even-numbered year beginning in 2018.

Section 2. Consolidated Election. Pursuant to Elections Code Sections 1301 and 10403.5, the City hereby requests the County of Monterey ("County") approve consolidation of the City's April City Council election with the statewide general election conducted by the County in November of each even-numbered year beginning in November 2018.

Section 3. Extension of Terms of Office. Pursuant to Elections Code Sections 1301 and 10403.5, due to the change of election date, the terms of office of those members of the City Council presently serving whose terms would previously have expired in April 2018, shall instead, continue in their offices until certification of the results and administration of oaths of office after the November 2018 general municipal election and the terms of office of those City Council presently serving whose terms would previously have expired in April 2020, shall instead, continue their offices until certification of the results and administration of oaths of office after the November 2020 general municipal election.

Section 4. Effective Date. Pursuant to Elections Code Sections 1301 and 10403.5, this Ordinance shall not become operative until approved by the County of Monterey Board of Supervisors.

Section 5. Notice to Voters. Pursuant to Elections Code Section 10403.5(e), within 30 days after the Ordinance becomes operative, the City Elections Official shall cause a notice to be mailed to all

registered voters, within the City of Carmel-by-the-Sea, informing the voters of the change in the election date and the extended terms of the current elected City Councilmembers.

Section 5. Chapter 2.73 of the City Of Carmel-by-the-Sea Municipal Code

Chapter 2.73 shall be incorporated to the City of Carmel-by-the-Sea Municipal Code to read as shown in Exhibit "A" attached hereto and incorporated herein.

Section 6. The City Clerk is hereby directed to:

- A. Certify to the passage and adoption of this Ordinance and cause the same to be published as required by law;
- B. Transmit, without delay, a certified copy of this Ordinance to the County of Monterey Registrar of Voters for final approval by the County of Monterey Board of Supervisors, together with the request that said Board approve this Ordinance and provide the City with notice of such approval;
- C. Within thirty (30) days after approval of this Ordinance by the County of Monterey Board of Supervisors, cause a notice to be mailed to all registered voters in the City of Carmel-by-the-Sea informing them of the change in the general municipal election date and the extended terms of the current elected and appointed City Councilmembers.

Section 7. **SEVERABILITY**

Should any provision, section, paragraph, sentence or word of this ordinance be rendered or declared invalid, the remaining provisions, sections, paragraphs, sentences or words of this ordinance as hereby adopted shall remain in full force and effect. To this end, provisions of this ordinance are severable.

INTRODUCED on the 2nd day of May and ADOPTED BY THE CITY COUNCIL OF THE CITY OF CARMEL-BY-THE-SEA this 6th day of June, by the following roll call vote:

AYES: COUNCILMEMBERS:

NOES: COUNCILMEMBERS:

ABSENT: COUNCILMEMBERS:

ABSTAIN: COUNCILMEMBERS:

SIGNED:

ATTEST:



Steve G. Dallas, Mayor


Ashlee Wright, City Clerk

EXHIBIT "A"

Chapter 2.73 Municipal Elections

2.73.010 Change of Election Day. Pursuant to Elections Code Section 1301 and 10403.5, the day of the general municipal election in the City of Carmel-by-the-Sea is moved from the second Tuesday in April of every even-numbered year to the first Tuesday after the first Monday in November of each even-numbered year beginning in 2018.

2.73.020 Consolidated Election. Pursuant to Elections Code Sections 1301 and 10403.5, the City hereby requests the County of Monterey ("County") approve consolidation of the City's April City Council election with the statewide general election conducted by the County in November of each even-numbered year beginning in November 2018.

2.73.030 Extension of Terms of Office. Pursuant to Elections Code Sections 1301 and 10403.5, due to the change of election date, the terms of office of those members of the City Council presently serving whose terms would previously have expired in April 2018, shall instead, continue in their offices until certification of the results and administration of oaths of office after the November general municipal election.

2.73.040 Effective Date. Pursuant to Elections Code Sections 1301 and 10403.5, this Ordinance shall not become operative until approved by the County of Monterey Board of Supervisors.