

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY OF SANTA CLARA,  
CALIFORNIA ORDERING THE SUBMISSION OF A BALLOT  
MEASURE TO THE QUALIFIED ELECTORS OF THE CITY AT A  
JUNE 5, 2018, SPECIAL MUNICIPAL ELECTION REGARDING  
PROPOSED CITY CHARTER AMENDMENTS RELATED TO  
CITY CLERK; AND DIRECTING THE CITY ATTORNEY TO  
PREPARE THE IMPARTIAL ANALYSIS**

**BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:**

**WHEREAS**, the next statewide direct primary election will be held on June 5, 2018;

**WHEREAS**, the City Council intends to submit the ballot measure and ballot question, as described in this Resolution, to the qualified electors of the City of Santa Clara at a June 5, 2018, special municipal election;

**WHEREAS**, in accordance with the Santa Clara County Registrar of Voters election calendar, the ballot arguments must be submitted no later than March 13, 2018, to the City Clerk or designee, and rebuttal arguments must be submitted no later than March 20, 2018, to the City Clerk or designee; and,

**WHEREAS**, the City Council is authorized to direct the City Attorney to prepare an impartial analysis of the measure by March 20, 2018, showing the operation of the measure and its effect on the existing law.

**NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:**

1. That the City Council hereby proposes to amend Santa Clara City Charter to amend Section 900 and add Section 602, as set forth in Exhibit A, attached hereto and incorporated herein by reference and the City Council hereby approves and orders the proposed measure to be submitted to the qualified electors of the City of Santa Clara at a special municipal election on June 5, 2018. If the measure is approved by a majority of voters, the City Charter Section 900 shall be amended and Section 602 shall be added, as set forth in the measure, and the amendment shall be effective on the date that the City Council declares

the results of the special municipal election.

2. That in accordance with Elections Code sections 13247 and 9051, and in order to submit the proposed measure described herein to the voters, the City Council hereby approves and orders the following ballot question to be submitted to the qualified electors of the City of Santa Clara at the special municipal election on June 5, 2018:

| MEASURE 2   |     |  |
|---|-----|--|
| <b>CITY ELECTIVE OFFICERS.</b> Shall the City Charter be amended to make the City Clerk a City Council appointed position instead of an elective officer? | YES |  |
|   | NO  |  |

3. That the City Council directs the City Attorney, by March 20, 2018, to prepare an impartial analysis of the measure showing the effect of the measure on the existing law and the operation of the measure in accordance with Elections Code section 9280.

4. That the City Clerk or designee is authorized and directed to give additional notice of the election in the time, form and manner as required by law.

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5. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED  
AND ADOPTED BY THE CITY OF SANTA CLARA, AT A REGULAR MEETING THEREOF  
HELD ON THE 6TH DAY OF MARCH, 2018, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:

NOES: COUNCILORS:

ABSENT: COUNCILORS:

ABSTAINED: COUNCILORS:

ATTEST: \_\_\_\_\_  
JENNIFER YAMAGUMA  
ACTING CITY CLERK  
CITY OF SANTA CLARA

Attachments incorporated by reference: Exhibit A

## EXHIBIT A

**The Charter of the City of Santa Clara shall be amended as follows:**

**Sec. 602** of the Charter of the City of Santa Clara is added to be entitled and to read as follows:

**Sec. 602 City Clerk references.**

The Charter of the City of Santa Clara is hereby amended to delete all references to the City Clerk as an elective officer.

**Sec. 900** of the Charter of the City of Santa Clara is amended to be entitled and to read as follows:

**Sec. 900 Officers to be appointed by the City Council and by the City Manager.**

In addition to the City Manager, the City Council shall appoint and affix the compensation for the City Attorney, ~~and~~ City Auditor, ~~and City Clerk~~ who shall serve at the pleasure of the City Council and may be removed by motion of the City Council adopted by at least four affirmative votes.

All other officers and department heads of the City shall be appointed by the City Manager and shall serve at the pleasure of the City Manager at compensation fixed by the City Council.

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA, REQUESTING, PURSUANT TO SECTION 10403 OF THE CALIFORNIA ELECTIONS CODE, THAT THE BOARD OF SUPERVISORS OF THE COUNTY OF SANTA CLARA CONSOLIDATE A SPECIAL MUNICIPAL ELECTION TO BE HELD ON JUNE 5, 2018, WITH THE STATEWIDE DIRECT PRIMARY ELECTION TO BE HELD ON THAT SAME DATE FOR THE PURPOSE OF SUBMITTING TWO BALLOT MEASURES TO THE VOTERS TO CONSIDER CHARTER AMENDMENTS RELATING TO BY-DISTRICT ELECTIONS AND VOTING METHOD AND CITY CLERK

**BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:**

**WHEREAS**, pursuant to California Elections Code section 1201, the next statewide direct primary election will be held on June 5, 2018;

**WHEREAS**, the City Council desires to submit to the voters two proposed ballot measures, one amending the City Charter relating to the establishment of by-district elections, the creation of two districts, and the voting method to be used in City elections, and the other relating to the position of City Clerk;

**WHEREAS**, pursuant to Santa Clara City Charter Section 600.01, such ballot measures are considered as a Special Municipal Election; and,

**WHEREAS**, in the course of conducting a Special Municipal Election on June 5, 2018, it is desirable that such Special Municipal Election be consolidated with the Statewide Direct Primary Election to be held on the same date as if there were only one election. It is also necessary for the City to request services of the County as set forth in this resolution.

**NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:**

1. That pursuant to the requirements of section 10403 of the California Elections Code, the Board of Supervisors of the County of Santa Clara is hereby requested to consent and agree to

the consolidation of a Special Municipal Election with the Statewide Direct Primary Election on Tuesday, June 5, 2018, for the purpose of placing two measures on the ballot that, if passed, would amend the City Charter relating to the establishment of by-district elections, the creation of two districts, the voting method to be used in City elections, and relating to the position of City Clerk.

2. That the consolidated election shall be held and conducted, the election officers appointed, the voting precincts designated, the ballots printed, the polls opened and closed, the ballots counted and returned, the returns canvassed, and all other applicable proceedings to be performed in connection with the above consolidated election, be regulated and performed by the Registrar of Voters of the County of Santa Clara in accordance with the provisions of applicable laws regulating consolidating elections. This City Council consents to such consolidation.

3. That the Registrar of Voters is authorized to canvass the returns of the Special Municipal Election. The election shall be held in all respects as if there were only one election, and only one form of ballot shall be used.

4. That the Board of Supervisors is requested to issue instructions to the Registrar of Voters to take any and all steps necessary for the holding of the consolidated election.

5. That the City of Santa Clara recognizes that additional costs will be incurred by the County by reason of this consolidation and agrees to reimburse the County for any costs.

6. That the City Clerk or designee is directed to file a certified copy of this Resolution without delay with the Board of Supervisors and the County Registrar of Voters.

7. That the City Council hereby calls and orders to be held in the City of Santa Clara, California, on Tuesday, June 5, 2018, a Special Municipal Election for the purpose of submitting to the voters the following ballot measures:

A. **Measure 1**

The City Council hereby orders submitted to the voters the following ballot question:

| <b>MEASURE 1</b>  |            |  |
|---|------------|--|
| <b>BY-DISTRICT COUNCIL ELECTIONS &amp; VOTING METHOD.</b> Shall the City Charter be amended: to divide the City into two districts beginning in 2018 each represented by three Council Members; to change the method of election beginning in 2020 for all elected officials (including Council Members, Mayor, and Police Chief) to a form of ranked choice voting known as “single transferrable vote”? | <b>YES</b> |  |
|   | <b>NO</b>  |  |

B. **Measure 2**

The City Council hereby orders submitted to the voters the following ballot question:

| <b>MEASURE 2</b>  |            |  |
|---|------------|--|
| <b>CITY ELECTIVE OFFICERS.</b> Shall the City Charter be amended to make the City Clerk a City Council appointed position instead of an elective officer? | <b>YES</b> |  |
|   | <b>NO</b>  |  |

8. That pursuant to California Elections Code section 10002, the City Council hereby requests that the Board of Supervisors authorize and direct the County Elections Department to provide such services as may be necessary to properly and lawfully hold and conduct a Consolidated Special Municipal Election in the City on June 5, 2018, including, but not restricted to, furnishing indexes and election equipment, appointing precinct workers and officials, instructing workers and officials, addressing sample ballots for said City election, issuing absentee ballots, establishing and providing early voting, conducting central counting and official canvass, and performing such other acts as may be required, or directed by the City

Clerk or designee, subsequent to acceptance of nomination materials by the City Clerk or designee.

9. That the City Clerk or designee is hereby authorized and directed to reimburse the County for services performed in accordance with this resolution, when the work is completed and upon presentation to the City of a properly approved bill subject to the approval by the City Clerk.

10. That the City Clerk or designee is hereby authorized and directed to coordinate with the County Registrar of Voters to procure and furnish the procurement of any and all official ballots, notices, printed matter, and all supplies, equipment, paraphernalia that may be necessary in order to properly and lawfully conduct the Consolidated Special Municipal Election. The ballots to be used at the election shall be in form and content as required by law.

11. That in all particulars not recited in this Resolution, the Special Municipal Election shall be held and conducted as provided by law for holding municipal elections.

12. That this resolution provides notice of the time and place of holding the Special Municipal Election, and the City Clerk or designee is authorized, instructed and directed to give further or additional notice of the Special Municipal Election in time, form, and manner as required by law.

13. That the proposed measures shall not take effect unless and until approved by a vote of at least 50% plus one of the voters voting on the questions at the election.

14. That this resolution is intended to supersede Resolution 18-8492.

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15. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED  
AND ADOPTED BY THE CITY OF SANTA CLARA, AT A REGULAR MEETING THEREOF  
HELD ON THE 6TH DAY OF MARCH, 2018, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:

NOES: COUNCILORS:

ABSENT: COUNCILORS:

ABSTAINED: COUNCILORS:

ATTEST: \_\_\_\_\_  
JENNIFER YAMAGUMA  
ACTING CITY CLERK  
CITY OF SANTA CLARA

Attachments incorporated by reference: None

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A SPECIAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, JUNE 5, 2018, FOR A VOTE ON TWO BALLOT MEASURES THAT, IF PASSED, WOULD AMEND SECTIONS 600, 700.1 AND 900 AND ADD SECTIONS 601, 602 AND 700.2 TO THE SANTA CLARA CITY CHARTER

BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

1. That pursuant to the requirements of the City Charter, there is called and ordered to be held in the City of Santa Clara, California, on Tuesday, June 5, 2018, a special municipal election placing two measures that, if passed, would amend Charter Sections 600, 700.1, and 900 and add Sections 601, 602, and 700.2 to the Santa Clara City Charter;
2. That the ballot questions and full text of each measure read as follows:

| MEASURE 1   |     |  |
|---|-----|--|
| <b>BY-DISTRICT COUNCIL ELECTIONS &amp; VOTING METHOD.</b> Shall the City Charter be amended: to divide the City into two districts beginning in 2018 each represented by three Council Members; to change the method of election beginning in 2020 for all elected officials (including Council Members, Mayor, and Police Chief) to a form of ranked choice voting known as "single transferrable vote"? | YES |  |
|   | NO  |  |

The Charter of the City of Santa Clara shall be amended as follows:

**Section 600** of the Charter of the City of Santa Clara is amended to be entitled and to read as follows:

**Sec. 600 City elective officers.**

No person shall be eligible to hold any ~~the~~ elective office ~~in the City including of Mayor, City Council, Chief of the Police Department and or City Clerk,~~ unless he or she is a resident and a qualified registered elector of the City. No person shall be eligible to hold the elective office of City Council Member other than Mayor unless he or she is a resident and a qualified elector of the City and is also a resident in the district represented by the Council Member office.

The elective officers of the City shall consist of a City Council composed of seven members and; the Chief of the Police Department ~~and the City Clerk~~. The members of

the City Council, (which includes the office of the Mayor), ~~and~~ the Chief of the Police Department ~~and the City Clerk~~ shall be elected from the City at large at the times and in the manner provided in this Charter. Except as otherwise herein provided, a person elected to an office for other than an unexpired term shall serve a term of four years and shall serve until a successor is elected and qualified. The term shall commence on the date the City Council certifies the canvass of the election returns submitted to it by the County Registrar of Voters.

~~The person receiving the most votes cast for a particular City office shall be declared duly elected. Ties shall be broken as provided from time to time by ordinance.~~

The office of Mayor shall be separately voted upon and is a separate office. The person elected at any election to the office designated "Mayor" shall be deemed elected, both as a Mayor and as a member of the Council. Although the Mayor is a Council member, his or her election does not change the number of Council members from seven.

No person shall be a candidate for both Mayor and a City Council seat at the same election. However, an incumbent member of the City Council may run for the elective office of Mayor, and the Mayor may run for the separate office of Mayor or other City Council office. However, at no time shall a member of the Council, including the Mayor, hold more than one City elective office. Except as otherwise provided elsewhere in this Charter, no incumbent member of the City Council while serving in such office with an unexpired term of more than six months shall be a candidate for any ~~numbered~~ Council seat other than the one which he or she holds.

**Section 601** of the Charter of the City of Santa Clara is amended to be entitled and to read as follows:

#### **Sec. 601 City Clerk**

The elective officers of the City shall also consist of a City Clerk unless a ballot measure that amends this Charter to provide otherwise is adopted by a majority vote, regardless of whether the number of votes exceeds the number of votes in favor of the ballot measure that adopts this section.

**Section 700.1** of the Charter of the City of Santa Clara is amended to be entitled and to read as follows:

#### **Sec. 700.1 Elections – City Council ~~Designation of seats.~~**

Members of the City Council shall be elected by district. There shall be two districts to be known as District 1 and District 2, with elections to be conducted as follows:

- (a) Each District shall be represented by three (3) Council Members.
- (b) In the election to be held in November 2018, the voters of District 1 shall nominate and elect two (2) Council Members who meet the qualifications set forth in Section 600 of this Charter for four year terms each.

- (c) In the election to be held in November 2020, the voters of District 1 shall nominate and elect one (1) Council Member who meets the qualifications set forth in Section 600 of this Charter for a two year term; and the voters of District 2 shall nominate and elect three (3) Council Members who meet the qualifications set forth in Section 600 of this Charter for four year terms each.
- (d) In the election to be held in November 2022 and each district election held thereafter, the voters of District 1 shall nominate and elect three (3) Council Members who meet the qualifications set forth in Section 600 of this Charter for four year terms each.
- (e) In the election to be held in November 2024 and each district election held thereafter, the voters of District 2 shall nominate and elect three (3) Council Members who meet the qualifications set forth in Section 600 of this Charter for four year terms each.
- (f) The method by which Districts are to be drawn and redrawn and the method of voting for City Council shall be enacted by ordinance of the City Council. Upon any redistricting pursuant to the provisions of this section of the Charter or the ordinances enacted hereunder, each incumbent member of the Council will continue, during the remainder of the member's term, to hold office and represent the district by which the member was elected prior to such redistricting, notwithstanding any provision of Section 600 requiring a member to be a resident of the district represented by such member.

**Section 700.2** of the Charter of the City of Santa Clara is amended to be entitled and to read as follows:

**Section 700.2 Method of Elections.**

- (a) In the general municipal election in November 2018 Members of the City Council shall be elected by the method of election set forth in Elections Code Section 15450.
- (b) The single transferable vote form of ranked choice voting shall be used for all elective officers in the general municipal election in November 2020 and all subsequent elections. If the Registrar of Voters will not be ready to implement ranked-choice balloting in November 2020, then the City shall use the method of election provided for in Elections Code Section 15450 until the Registrar of Voters is able to implement ranked-choice voting.
- (c) The City Council shall, by ordinance, establish the ballot format and the rules for casting and counting the vote.

|   |            |  |
|---|------------|--|
| <b>MEASURE 2</b>  | <b>YES</b> |  |
| <b>CITY ELECTIVE OFFICERS.</b> Shall the City Charter be amended to make the City Clerk a City Council appointed position instead of an elective officer? | <b>NO</b>  |  |

**The Charter of the City of Santa Clara shall be amended as follows:**

**Sec. 602** of the Charter of the City of Santa Clara is added to be entitled and to read as follows:

**Sec. 602 City Clerk references.**

The Charter of the City of Santa Clara is hereby amended to delete all references to the City Clerk as an elective officer.

**Sec. 900** of the Charter of the City of Santa Clara is amended to be entitled and to read as follows:

**Sec. 900 Officers to be appointed by the City Council and by the City Manager.**

In addition to the City Manager, the City Council shall appoint and affix the compensation for the City Attorney, ~~and~~ City Auditor, and City Clerk who shall serve at the pleasure of the City Council and may be removed by motion of the City Council adopted by at least four affirmative votes.

All other officers and department heads of the City shall be appointed by the City Manager and shall serve at the pleasure of the City Manager at compensation fixed by the City Council.

3. That in accordance with Section 700 of the City Charter, sections 12101 and 12111 of the California Elections Code, and section 6061 of the California Government Code, the City Clerk or designee is hereby authorized and directed on behalf of the City Council to cause notice of the time and place of the holding of the election to be published once in the *Santa Clara Weekly*, a newspaper of general circulation, printed, published, and circulated in the City of Santa Clara and hereby designated for that purpose by the City Council of Santa Clara.

4. That the City Clerk or designee is hereby authorized and directed to certify to the due adoption of this resolution.

5. That this resolution supersedes Resolution 18-8491.

6. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED  
AND ADOPTED BY THE CITY OF SANTA CLARA, AT A REGULAR MEETING THEREOF  
HELD ON THE 6TH DAY OF MARCH, 2018, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:

NOES: COUNCILORS:

ABSENT: COUNCILORS:

ABSTAINED: COUNCILORS:

ATTEST: \_\_\_\_\_  
JENNIFER YAMAGUMA  
ACTING CITY CLERK  
CITY OF SANTA CLARA

Attachments incorporated by reference: None

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY OF SANTA CLARA,  
CALIFORNIA ORDERING THE SUBMISSION OF A BALLOT  
MEASURE TO THE QUALIFIED ELECTORS OF THE CITY AT A  
JUNE 5, 2018, SPECIAL MUNICIPAL ELECTION REGARDING  
PROPOSED CITY CHARTER AMENDMENTS TO ESTABLISH  
BY-DISTRICT ELECTIONS AND THE VOTING METHOD; AND  
DIRECTING THE CITY ATTORNEY TO PREPARE THE  
IMPARTIAL ANALYSIS**

**BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:**

**WHEREAS**, the next statewide direct primary election will be held on June 5, 2018;

**WHEREAS**, the City Council intends to submit the ballot measure and ballot question, as described in this Resolution, to the qualified electors of the City of Santa Clara at a June 5, 2018, special municipal election;

**WHEREAS**, in accordance with the Santa Clara County Registrar of Voters election calendar, the ballot arguments must be submitted no later than March 13, 2018, to the City Clerk or designee, and rebuttal arguments must be submitted no later than March 20, 2018, to the City Clerk or designee; and,

**WHEREAS**, the City Council is authorized to direct the City Attorney to prepare an impartial analysis of the measure by March 20, 2018, showing the operation of the measure and its effect on the existing law.

**NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:**

1. That the City Council hereby proposes to amend Santa Clara City Charter Sections 600 and 700.1 and add Sections 601 and 700.2, as set forth in Exhibit A, attached hereto and incorporated herein by reference (with additions to and deletions from the current text indicated thereon); and the City Council hereby approves and orders the proposed measure to be submitted to the qualified electors of the City of Santa Clara at a special municipal election on June 5, 2018. If the measure is approved by a majority of voters, City Charter Sections 600

and 700.1 shall be amended and Section 700.2 shall be added, as set forth in the measure, and the amendment shall be effective on the date that the City Council declares the results of the special municipal election.

2. That in accordance with Elections Code sections 13247 and 9051, and in order to submit the proposed measure described herein to the voters, the City Council hereby approves and orders the following ballot question to be submitted to the qualified electors of the City of Santa Clara at the special municipal election on June 5, 2018:

| <b>MEASURE 1</b><br><br><b>BY-DISTRICT COUNCIL ELECTIONS &amp; VOTING METHOD.</b> Shall the City Charter be amended: to divide the City into two districts beginning in 2018 each represented by three Council Members; to change the method of election beginning in 2020 for all elected officials (including Council Members, Mayor, and Police Chief) to a form of ranked choice voting known as “single transferrable vote”? | <b>YES</b> |  |
|---|------------|--|
|   | <b>NO</b>  |  |

3. That the City Council directs the City Attorney, by March 20, 2018, to prepare an impartial analysis of the measure showing the effect of the measure on the existing law and the operation of the measure in accordance with Elections Code section 9280.

4. That the City Clerk or designee is authorized and directed to give additional notice of the election in the time, form and manner as required by law.

5. That this resolution supersedes Resolution 18-8493.

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6. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED  
AND ADOPTED BY THE CITY OF SANTA CLARA, AT A REGULAR MEETING THEREOF  
HELD ON THE 6TH DAY OF MARCH, 2018, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:

NOES: COUNCILORS:

ABSENT: COUNCILORS:

ABSTAINED: COUNCILORS:

ATTEST: \_\_\_\_\_

JENNIFER YAMAGUMA  
ACTING CITY CLERK  
CITY OF SANTA CLARA

Attachments incorporated by reference: Exhibit A

## EXHIBIT A

### The Charter of the City of Santa Clara shall be amended as follows:

**Section 600** of the Charter of the City of Santa Clara is amended to be entitled and to read as follows:

#### **Sec. 600 City elect~~ive~~ed officers.**

No person shall be eligible to hold any ~~the~~ elective office ~~in the City including of Mayor, City Council, Chief of the Police Department and or City Clerk,~~ unless he or she is a resident and a qualified registered elector of the City. No person shall be eligible to hold the elective office of City Council Member other than Mayor unless he or she is a resident and a qualified elector of the City and is also a resident in the district represented by the Council Member office.

The elective officers of the City shall consist of a City Council composed of seven members and, the Chief of the Police Department ~~and the City Clerk~~. The members of the City Council, (which includes the office of the Mayor), and the Chief of the Police Department ~~and the City Clerk~~ shall be elected from the City ~~at large~~ at the times and in the manner provided in this Charter. Except as otherwise herein provided, a person elected to an office for other than an unexpired term shall serve a term of four years and shall serve until a successor is elected and qualified. The term shall commence on the date the City Council certifies the canvass of the election returns submitted to it by the County Registrar of Voters.

~~The person receiving the most votes cast for a particular City office shall be declared duly elected. Ties shall be broken as provided from time to time by ordinance.~~

The office of Mayor shall be separately voted upon and is a separate office. The person elected at any election to the office designated "Mayor" shall be deemed elected, both as a Mayor and as a member of the Council. Although the Mayor is a Council member, his or her election does not change the number of Council members from seven.

No person shall be a candidate for both Mayor and a City Council seat at the same election. However, an incumbent member of the City Council may run for the elective office of Mayor, and the Mayor may run for the separate office of Mayor or other City Council office. However, at no time shall a member of the Council, including the Mayor, hold more than one City elective office. Except as otherwise provided elsewhere in this Charter, no incumbent member of the City Council while serving in such office with an unexpired term of more than six months shall be a candidate for any ~~numbered~~ Council seat other than the one which he or she holds.

**Section 601** of the Charter of the City of Santa Clara is amended to be entitled and to read as follows:

**Sec. 601 City Clerk**

The elective officers of the City shall also consist of a City Clerk unless a ballot measure that amends this Charter to provide otherwise is adopted by a majority vote, regardless of whether the number of votes exceeds the number of votes in favor of the ballot measure that adopts this section.

**Section 700.1** of the Charter of the City of Santa Clara is amended to be entitled and to read as follows:

**Sec. 700.1 Elections – City Council ~~Designation of seats.~~**

Members of the City Council shall be elected by district. There shall be two districts to be known as District 1 and District 2, with elections to be conducted as follows:

- (a) Each District shall be represented by three (3) Council Members.
- (b) In the election to be held in November 2018, the voters of District 1 shall nominate and elect two (2) Council Members who meet the qualifications set forth in Section 600 of this Charter for four year terms each.
- (c) In the election to be held in November 2020, the voters of District 1 shall nominate and elect one (1) Council Member who meets the qualifications set forth in Section 600 of this Charter for a two year term; and the voters of District 2 shall nominate and elect three (3) Council Members who meet the qualifications set forth in Section 600 of this Charter for four year terms each.
- (d) In the election to be held in November 2022 and each district election held thereafter, the voters of District 1 shall nominate and elect three (3) Council Members who meet the qualifications set forth in Section 600 of this Charter for four year terms each.
- (e) In the election to be held in November 2024 and each district election held thereafter, the voters of District 2 shall nominate and elect three (3) Council Members who meet the qualifications set forth in Section 600 of this Charter for four year terms each.
- (f) The method by which Districts are to be drawn and redrawn and the method of voting for City Council shall be enacted by ordinance of the City Council. Upon any redistricting pursuant to the provisions of this section of the Charter or the ordinances enacted hereunder, each incumbent member of the Council will continue, during the remainder of the member's term, to hold office and represent the district by which the member was elected prior to such redistricting, notwithstanding any provision of Section 600 requiring a member to be a resident of the district represented by such member.

**Section 700.2** of the Charter of the City of Santa Clara is amended to be entitled and to read as follows:

**Section 700.2 Method of Elections.**

- (a) In the general municipal election in November 2018 Members of the City Council shall be elected by the method of election set forth in Elections Code Section 15450.
- (b) The single transferable vote form of ranked choice voting shall be used for all elective officers in the general municipal election in November 2020 and all subsequent elections. If the Registrar of Voters will not be ready to implement ranked-choice balloting in November 2020, then the City shall use the method of election provided for in Elections Code Section 15450 until the Registrar of Voters is able to implement ranked-choice voting.
- (c) The City Council shall, by ordinance, establish the ballot format and the rules for casting and counting the vote.

**Section 703** of the Charter of the City of Santa Clara is amended to be entitled and to read as follows:

**Section 703 Vacancies.**

A vacancy in any elective office of the City ~~\_, including Mayor, City Council, Chief of Police Department, and City Clerk,~~ from whatever cause arising, shall be filled by appointment by the City Council by a four-fifths (4/5) vote of the remaining members.

In the event the City Council shall fail to fill a vacancy by appointment within thirty (30) days after such office shall have been declared vacant, it shall forthwith cause an election to be held to fill such vacancy. A person appointed or elected to fill a vacancy holds office for the unexpired term of the former incumbent, provided that if the vacancy occurs in the first half of a term of office and at least 130 days prior to the next general municipal election, the person appointed to fill the vacancy shall hold office until the next general municipal election that is scheduled 130 or more days after the date the City Council is notified of the vacancy, and thereafter until the person who is elected at that election to fill the vacancy has been qualified. The person elected to fill the vacancy shall hold office for the unexpired balance of the term of office.