

ORDINANCE NO. 790

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CATHEDRAL CITY ADDING SECTION 2.04.180 TO THE CATHEDRAL CITY MUNICIPAL CODE RELATING TO THE SELECTION OF A MAYOR AND MAYOR PRO TEM

WHEREAS, the voters of the City of Cathedral City approved a charter for the City at the November 2016 election and also re-elected the Mayor to a two-year term; and

WHEREAS, Section 603 of the Charter provides that at the end of the current term of the elected Mayor, the position of Mayor shall be become and appointed rotating position, appointments shall be made annually at the first meeting in December, and the process for appointment of the Mayor and Mayor Pro Tem shall be set by ordinance; and

WHEREAS, this Ordinance fulfills the requirements of Section 603 of the Charter and provides for the orderly succession of the position of Mayor and Mayor Pro Tem.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CATHEDRAL CITY DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1 ADDITION OF SECTION 2.04.180 TO THE CATHEDRAL CITY MUNICIPAL CODE

A new Section 2.04.180 is hereby added to the Cathedral City Municipal Code to read as follows:

“2.04.180 Selection of Mayor and Mayor Pro Tem

A. The purpose of this Section is to implement a rotating system for appointing Council members to the honorary positions of Mayor and Mayor Pro Tem pursuant to Section 603 of the City Charter. The appointment of individuals to serve as Mayor and Mayor Pro Tem must follow the requirements of this section.

B. At the first City Council meeting in December of 2018, the City Council shall appoint a Council member to serve as Mayor and a Council member to serve as Mayor Pro Tem in accordance with the following:

1. The Council member with the longest continuous length of service on the City Council shall be appointed to serve as Mayor.

2. The Council member with the second longest continuous length of service on the City Council shall be appointed to serve as Mayor Pro Tem.

C. At the first City Council meeting in December of 2019 and at the first City Council meeting in December of each year thereafter, the City Council shall appoint a

Council member to serve as Mayor and a Council member to serve as Mayor Pro Tem in accordance with the following:

1. The current Mayor Pro Tem shall automatically succeed to the position of Mayor.

2. The City Council member who has served for the longest continuous period of time on the City Council other than the newly appointed Mayor shall be appointed to serve as the Mayor Pro Tem.

3. Each Council member who was serving on the City Council as of December 2018 must have the opportunity to serve as Mayor under this rotational system before serving as Mayor a second time.

4. A Council member shall not serve as Mayor or Mayor Pro Tem during their first year on the City Council.

D. In the event that there are two or more Council members who have served continuously on the Council for the same amount of time, for the purposes of this section seniority shall be determined by the number of votes each Council member received at the last election where they were elected to serve on the City Council.

E. If at any point in time a Council member serving as Mayor or Mayor Pro Tem resigns from the position or from City Council, or otherwise is no longer able to continue serving in their capacity as Mayor or Mayor Pro Tem, the position shall be filled in the same manner as the annual appointments. At the first Council meeting in December thereafter, the process for selecting a new Mayor and Mayor Pro Tem shall be modified as follows:

1. If the Council member serving as Mayor has only served a partial term, that Council member shall continue to serve as Mayor.

2. If the Council member serving as Mayor Pro Tem has only served a partial term, that Council member shall continue to serve as Mayor Pro Tem unless there is an outgoing Mayor, in which case the Council Member shall be appointed to serve as Mayor.

F. Notwithstanding any other provision of this section, a Council member may refuse to serve as Mayor or Mayor Pro Tem. If a Council member refuses to serve in either position, the selection of Mayor and Mayor Pro Tem shall continue as provided for in this section but removing the refusing Council member from the rotation.

G. In the event that following the rules for the appointment of Mayor and Mayor Pro Tem as provided for in this section would result in no Council member being eligible to fill either position, then the City Council may vote to appoint anyone of its members to serve."

SECTION 2 SEVERABILITY

The City Council declares that, should any provision, section, paragraph, sentence or word of this Ordinance be rendered or declared invalid by any final court action in a court of competent jurisdiction or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences or words of this Ordinance as hereby adopted shall remain in full force and effect.

SECTION 3 EFFECTIVE DATE

This Ordinance shall take effect thirty (30) days after its second reading and adoption by the City Council.

SECTION 4 POSTING

The City Clerk shall, within fifteen (15) days after passage of this Ordinance, cause it to be posted in at least three (3) designated public places; shall certify to the adoption and posting of this Ordinance; and shall cause this Ordinance and its certification, together with proof of posting, to be entered in the Book of Ordinances of this City.

SECTION 5 CERTIFICATION

The foregoing Ordinance was approved and adopted at a meeting of the City Council held on the 8th day of March, 2017, by the following vote:


- Ayes: Council Members Kaplan, Carnevale and Aguilar; Mayor Pro
 Tem Pettis and Mayor Henry
- Noes: None

- Abstain: None
- Absent: None



Stan Henry, Mayor

ATTEST:



Gary F. Howell, City Clerk

APPROVED AS TO FORM:



Eric S. Vail, City Attorney