ORDINANCE NO. 2576

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MERCED, CALIFORNIA, AMENDING CHAPTER 1.17 ENTITLED "CITY COUNCIL DISTRICTS" OF THE MERCED MUNICIPAL CODE

THE CITY COUNCIL OF THE CITY OF MERCED DOES ORDAIN AS FOLLOWS:

SECTION 1. AMENDMENT OF CHAPTER 1.17. Chapter 1.17 "City Council Districts" of the Merced Municipal Code is amended to read as follows:

"CHAPTER 1.17 CITY COUNCIL DISTRICTS

Sections:

- 1.17.010Manner of Drawing City Council
Districts.1.17.020Drawing of City Council Districts.
- 1.17.030 Election Dates for City Council Districts.

1.17.010 Manner of Drawing City Council Districts.

Pursuant to Section 400(E) of the Charter, the City is required to draw Council districts by ordinance. Pursuant to Section 400(A) of the Charter, there are to be six single-member districts with the Council Members elected by district and the Mayor elected at-large.

1.17.020 Drawing of City Council Districts.

A. On October 16, 2023, the City Council adopted resolutions requesting the Merced County Local Agency Formation Commission to take proceedings for

annexation 22-01 and certifying the Final Environmental Impact Report with appropriate Findings, Statement of Overriding Considerations, and Mitigation Monitoring and Reporting Program.

B. The Merced County Local Agency Formation Commission subsequently approved the annexation of UC Merced into the City of Merced.

C. Pursuant to California Elections Code Section 21623 (a), 'if the boundaries of a city expand by the addition of new territory, including through annexation of unincorporated territory or consolidation with another city, the council shall add that new territory to the nearest existing council district without changing the boundaries of other council district boundaries'.

D. City staff reviewed the City's current boundaries and recommends the annexed UC Merced territory be absorbed by the nearest existing council district, District 6.

1.17.030 Election Dates for City Council Districts

A. The initial election date for District 1 shall be in 2016 and every four years thereafter.

B. The initial election date for District 2 shall be in 2018 and every four years thereafter.

C. The initial election date for District 3 shall be in 2016 and every four years thereafter.

D. The initial election date for District 4 shall be in 2018 and every four years thereafter.

E. The initial election date for District 5 shall be in 2016 and every four years thereafter.

F. The initial election date for District 6 shall be in 2018 and every four years thereafter."

SECTION 2. CERTIFIED ORDINANCE. City staff is directed to provide a certified copy of this Ordinance to the County of Merced for use in subsequent City of Merced City Council elections.

SECTION 3. EFFECTIVE DATE. This Ordinance shall be in full force and effect thirty (30) days after its adoption.

SECTION 4. SEVERABILITY. If any section, subsection, subdivision, sentence, clause, phrase, or portion of this Ordinance, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have adopted this Ordinance, and each section, subsection, subdivision, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, sentences, clauses, phrases, or portions thereof be declared invalid or unconstitutional.

SECTION 5. PUBLICATION. The City Clerk is directed to cause a summary of this Ordinance to be published in the official newspaper at least once within fifteen (15) days after its adoption showing the vote thereon.

The foregoing Ordinance was introduced at a regular meeting of the City Council of the City of Merced on the <u>21st</u> day of <u>January</u>, 2025, and was passed and adopted at a regular meeting of said City Council held on the <u>18th</u> day of <u>February</u>, 2025, by the following called vote:

AYES: 6	Council Members: BOYLE, DUPONT, HARRIS, SERRATTO, SMITH, XIONG
NOES: 0	Council Members: NONE
ABSTAIN: ⁰	Council Members: NONE
ABSENT: 1	Council Members: DEANDA

APPROVED: MATTHEW SERRATTO, MAYOR

Mayor

ATTEST: D. SCOTT MCBRIDE, CITY CLERK

BY: <u>Assistant/Deputy City Clerk</u>

(SEAL)

APPROVED AS TO FORM: CRAIG J. CORNWELL, CITY ATTORNEY

City Attorney Date

Exhibit A

City of Merced Council Districts

