

**FULL TEXT OF MEASURE L
CITY OF ANAHEIM**

Section 1: TEXT OF AMENDMENTS TO ANAHEIM CITY CHARTER.

The City Charter of the City of Anaheim is hereby amended as follows (underlining showing additions and strike-through showing deletions):

Section 500. CITY COUNCIL. TERMS.

The elective officers of the City shall consist of a Mayor and four City Council members. Commencing with the general municipal election of November 2016, the City Council members shall be residents of their respective Districts, as established pursuant to Section 500.1, and nominated and elected only by the voters of their respective Districts; the City Council shall not submit to the voters any City Council-sponsored Charter amendment (as described in Elections Code section 9255(b)(1)) repealing Charter provisions requiring that City Council members be elected by voters of their respective Districts earlier than after the November 2018 general municipal election. The Mayor shall be elected from the City at large and, The elective officers shall be elected at the times and in the manner provided in this Charter who and shall serve for a term of four years and until their respective successors qualify. The term "City Council," "legislative body," or other similar terms as used in this Charter or any other provision of law shall be deemed to refer to the collective body composed of the Mayor and four City Council members unless such other provision of this charter or other provision of law expressly provides to the contrary or unless such interpretation would be clearly contrary to the intent and context of such other provision.

—The Notwithstanding the second sentence in the first paragraph of this Section 500, or the first sentence in the first paragraph or the first sentence in the third paragraph of Section 501, the Mayor and members of the City Council in office at the time this Charter provision takes effect shall continue in office until the expiration of their respective terms and until their successors are elected and qualified.—The Mayor and two members Recall proceedings, if any, of the such City Council shall be elected at members serving the remainder of a term pursuant to this provision, and the general municipal election held in November, 1994 of a successor to such City Council member to complete that term, shall be conducted at large. The Mayor shall be elected at the general municipal election held in November 2014, and each fourth year thereafter. Two members of the City Council shall be elected at the general municipal election held in November, 1996 2016, and each fourth year thereafter. Two members of the City Council shall be elected at the general municipal election held in November 2018, and each fourth year thereafter.

Ties in voting among candidates for office, including the office of the Mayor, shall be settled by the casting of lots.

Section 500.1 DISTRICTS.

For the purpose of electing the members of the City Council commencing with the November 2016 general municipal election, the City shall be divided into single-member districts equal in number to the number of City Council members, exclusive of the Mayor (each such district a "District" and, collectively, "Districts"). The City Council shall, by ordinance or resolution adopted on or before July 8, 2016, establish the names and respective boundaries of the Districts that shall be used for the election of the Council members, and the transition plan from at-large elections to District elections. Said Districts shall be in compliance with applicable laws and such other permissible criteria as the City Council may specify by ordinance or resolution.

Following each decennial federal census, and at other such times that the City Council by at least a two-thirds vote determines that a sufficient change in population has occurred, the City Council shall, by ordinance or resolution, adjust the boundaries of any or all of the Districts of the City so that the Districts shall be as nearly equal in population as may be, consistent with law applicable to the creation and rearrangement of the boundaries of local districts. No ordinance or resolution authorized by this section that would change District boundaries created by a prior ordinance or resolution may be adopted within 180 days prior to any general municipal election.

Any territory annexed to or consolidated with the City shall, prior to or concurrently with completion of the proceedings therefor, be added to an adjacent District or Districts by the City Council by ordinance, which addition shall be effective upon completion of the annexation or consolidation proceedings notwithstanding any other provision of the Charter to the contrary.

Section 501. ELIGIBILITY.

No person shall be eligible to hold office as the Mayor or a member of the City Council unless he or she is and shall have been a resident and qualified elector of the City and, with respect to members of the City Council elected by-District, of the District of which he or she seeks office at the time of, and for the thirty-day period immediately preceding, filing of his or her nominating papers or such other equivalent declaration of candidacy as may be required or authorized by law, or at the time of, and for the thirty-day period immediately preceding, his or her appointment to such office.

No employee of the City of Anaheim shall be eligible to hold office as the Mayor or as a member of the City Council. An employee of the City of Anaheim shall resign from such employment prior to being sworn into office as an elected or appointed member of the City Council or as the Mayor. If such employee does not resign his or her employment with the City prior to being sworn into office, such employment shall automatically terminate upon his or her being sworn into office.

Every member of the City Council or candidate for City Council shall be and remain a qualified voter in the District from which he or she seeks office from the time of filing nomination papers or such other equivalent declaration of candidacy as may be required or authorized by law, throughout the full term of his or her office, if elected or appointed in lieu of election. No creation of a District or change in the boundary or location of any District shall abolish or terminate the term of office of any City Council member prior to the expiration of the term of office for which the member was elected or appointed in lieu of election, notwithstanding any other provision of this Section, Section 500, or Section 500.1.

Section 503. VACANCIES

A vacancy in the office of Mayor or on the City Council, from whatever cause arising, shall be filled by appointment by the City Council, such appointee to hold office until the first Tuesday following the next general municipal election and until his or her successor qualifies. An appointee to the office of Mayor or to the office of member of the City Council shall have the qualifications for that office as set forth in Section

501; provided, however, that the vacancy of a City Council member elected at large may be filled without regard to District residency. At the next general municipal election following any vacancy, a successor shall be elected to serve for the remainder of any unexpired term. As used in this paragraph, the next general municipal election shall mean the next such election at which it is possible to place the matter on the ballot and elect a successor.

If the Mayor or a member of the City Council is absent from all regular meetings of the City Council for a period of thirty days consecutively from and after the last regular City Council meeting attended by such person, unless by permission of the City Council expressed in its official minutes, or is convicted of a crime involving moral turpitude, or ceases to be an elector of the City, or (as to any City Council member) ceases to be a resident and elector of his or her District, then his or her office shall become vacant. The City Council shall declare the existence of any such vacancy.

In the event it shall fail to fill a vacancy by appointment within sixty days after such office shall become vacant, the City Council shall cause an election to be held forthwith to fill such vacancy for the remainder of the unexpired term.

Section 2: BALLOT DESCRIPTION.

As provided in Government Code section 34458.5, the following ballot description is included in this proposed Charter Amendment measure:

CHARTER AMENDMENT (Sections 500, 500.1, 501, 503):

REQUIRE CITY COUNCIL MEMBERS BE RESIDENTS OF AND ELECTED BY DISTRICTS: This proposed Charter Amendment measure would change the method of electing City Council members (except the Mayor) by amending the City Charter to require: (i) City Council member election from residency districts by voters of that district; (ii) the City Council to establish and periodically adjust district boundaries, and (iii) amendments to the Charter for City Council eligibility and filling vacancies. This Charter amendment measure does not give the Council the power to raise its compensation or that of city officials without voter approval.

Section 3: COMPETING MEASURES, COMPLEMENTARY MEASURES.

If any other measure or measures related to the issues of the method of election of City Council members (including, without limitation, methods requiring City Council members to be residents of the district from which they are elected by the voters of the entire City at-large – sometimes called “from districts” or “residency district” methods) and/or the size of the City Council appear on the same ballot as this Charter Amendment measure, then it is the intent of the voters that the following shall apply:

(a) This Charter Amendment measure shall not be deemed to conflict with any measure or measures increasing the number of members of the City Council of the City of Anaheim that may be approved by a majority of the voters voting on such measure or measures at the same election. If this Charter Amendment measure and a measure increasing the number of members of the City Council of the City of Anaheim are approved by a majority of the voters voting at the same election, then this Charter Amendment measure shall be deemed to be complementary to the other measure and both this Charter Amendment and such other measure shall take effect. In such case, and if the measure increasing the number of City Council members was proposed by the City Council pursuant to Elections Code section 9255(b)(1) and adopted by the voters, then the voters hereby direct that the City Attorney and City Clerk take ministerial action to implement conforming language to the City Charter provisions affected by the approval of this Charter Amendment and such measure increasing the number of City Council members, so that said Charter provisions are consistent with language in a document entitled “Conforming Language Prepared by City Attorney” attached as “Attachment No. 2” to the February 4, 2014 City Attorney staff report presented to the City Council for the resolution ordering the placement of this Charter Amendment on the ballot, which attachment provides conforming language for the two Charter amendment measures as those measures affect Charter Section 500.

(b) In the event that this Charter Amendment measure and another measure or measures changing the method by which members of the City Council of the City of Anaheim are elected (including, without limitation, methods requiring City Council members to be residents of the district from which they are elected by the voters of the entire City at-large – sometimes called “from districts” or “residency district” methods) are approved by a majority of the voters voting at the same election, and this Charter Amendment measure receives a greater number of affirmative votes than any other such measure or measures, then such other measure or measures shall be deemed to be in conflict with this Charter Amendment measure, this Charter Amendment measure shall control in its entirety, and said other measure or measures changing the method by which members of the City Council of the City of Anaheim are elected shall be rendered void and without any legal effect.

(c) Notwithstanding (a), in the event that this Charter Amendment measure changing the method by which members of the City Council of the City of Anaheim are elected and another measure or measures both (1) increasing the number of members of the City Council of the City of Anaheim and (2) changing the method by which members of the City Council of the City of Anaheim are elected are approved by a majority of the voters voting at the same election, and this Charter Amendment measure receives a greater number of affirmative votes than any other such measure or measures both (1) increasing the number of members of the City Council of the City of Anaheim and (2) changing the method by which members of the City Council are elected, then such other measure or measures shall be deemed to be in conflict with this Charter Amendment measure, this Charter Amendment measure shall control in its entirety, and said other measure or measures shall be rendered void and without any legal effect.

Section 4: SEVERABILITY.

It is the intent of the people that the provisions of this Charter Amendment measure are severable and that if any provision of this Charter Amendment measure, or the application thereof to any person or circumstance, is held invalid such invalidity shall not affect any other provision or application of this Charter Amendment measure which can be given effect without the invalid provision or application.

Section 5: EFFECTIVE DATE.

This Charter Amendment measure shall become effective in the manner allowed by law.

**IMPARTIAL ANALYSIS BY CITY ATTORNEY
CITY OF ANAHEIM
MEASURE L**

[REQUIRE CITY COUNCIL MEMBERS BE RESIDENTS OF AND ELECTED BY DISTRICTS]

This measure was placed on the ballot by a vote of the Anaheim City Council.

Background/Existing Law:

The City Charter currently states that City Council members (including the Mayor) are elected "at large." This means Council members can live anywhere in the City and are voted on by all City voters.

City Ordinance No. 6280 states that beginning with the November 2016 City Council elections, Council members (but not the Mayor) will be elected from "residency districts." This means Council members (other than the Mayor) must live in geographic districts, but are voted on by all City voters. This Ordinance permits all City voters to vote for all Council seats that are up for election. Residency districts are considered an "at large" electoral system under state law.

This Charter Amendment Measure:

If approved, this proposed measure changes the method of electing Council members (but not the Mayor) from "at large" to "by districts." "By district" elections mean the City would be divided into geographic districts, Council members would have to live in the district they represent, and Council members would be elected only by voters living in that district. Only one Council member would be elected from each district. The Mayor would continue to be elected at large by all City voters.

The measure amends other Charter provisions to conform eligibility and vacancy requirements to the proposed by district system.

Effect of this Charter Amendment Measure:

If approved, these amendments would take effect beginning with the November 2016 City Council elections and would require those Council seats up for election at that time to be elected by district. In November 2018, the remaining Council seats (but not the Mayor) would be elected by district. Only voters living in the respective district where a Council election is being held could vote for that Council seat. This measure requires that the City Council create the districts by no later than July 8, 2016 and requires that the districts comply with State and Federal laws, including that the districts be of approximately equal population.

An agreement relating to settled litigation involving the City's "at large" electoral system requires an advisory committee made up of Anaheim voters to make recommendations to the City Council regarding district maps if the voters approve this proposed Charter Amendment measure. However, this agreement is not part of the proposed measure.

This measure states that if a separate Charter Amendment measure increasing the City Council's size from four to six Council members (plus the Mayor) is approved by the voters at this election, then that measure increasing the Council's size shall be deemed complimentary with, and not in conflict with, this measure such that both measures take effect.

A "Yes" vote is in favor of adopting this measure. A "No" vote is against adopting this measure. If a majority of voters vote "Yes" then this measure will take effect when it is filed with the Secretary of State.

Dated: July 1, 2014

s/ Michael R.W. Houston
Anaheim City Attorney

The above statement is an impartial analysis of Measure L. If you desire a copy of the measure, please call the election official's office at (714) 765-5166 and a copy will be mailed, emailed or provided at no cost to you. You can also visit www.anaheim.net/votes (click on "Measures") for a copy.

ARGUMENT IN FAVOR OF MEASURE L

Anaheim is a great place to live, and a city we're proud to represent.

To keep it that way, we need a City Council that's accountable to the people and elected to fight for you and your neighborhood at City Hall.

That's why we should vote YES on Measure L.

Measure L requires that council members live in the district they represent and allows you to elect a council member from your neighborhood.

Measure L is supported by leaders of Anaheim's neighborhood groups, small businesses, and civic organizations.

Why? Since 1857, Anaheim has grown from a small town of fewer than 1,000 people to a major metropolis of almost 350,000. It's become a center of commerce, sports, and culture with needs and priorities as diverse as our neighborhoods. We must ensure you're effectively represented and governed by council members reflecting all of our neighborhoods. In fact, Anaheim is the largest city in California that doesn't elect council members by district.

Yes on Measure L means smaller, manageable council districts, and a council member elected to represent you more effectively. Under Measure L, your council member's job will be to make sure your neighborhood gets its fair share of city services, and its streets are clean, the potholes filled, the trees trimmed, and your voices heard at City Hall. This means better services for your community.

Voting YES on Measure L:

- Ensures neighborhoods get their fair share of city services.
- Brings council members closer to their community, improving accountability.
- Allows council members to respond quickly and efficiently to their community's needs, such as public safety and traffic.
- Reduces special interests influence at City Hall.

Voting YES on Measure L keeps Anaheim a wonderful, safe place to live, and gives us the necessary tools to achieve our full potential.

s/ Tom Tait
Mayor of Anaheim

s/ Jordan Brandman
City Council Member

REBUTTAL TO ARGUMENT IN FAVOR OF MEASURE L

As representatives of Anaheim neighborhood and community groups, we urge you not to be fooled by Measure L supporters' phony claims.

Vote NO on Measure L!

Measure L does nothing to improve neighborhood services. Not one thing. The only thing it does for certain is reduce your personal City Council representation from 4 council members to 1.

What's more, Measure L will likely reduce neighborhood services, and lead to higher taxes and cause out of control city spending.

Measure L supporters want to carve Anaheim into four districts of about 90,000 people and let them squabble over city services. Maybe your district gets its share. Maybe not. Maybe your SINGLE City Council representative will end up out of favor and your district gets nothing.

It's the same system used by Congress and big cities like Los Angeles, and it's no accident they have:

- Higher taxes
- Huge deficits
- Constant political turmoil

As REAL community leaders from across Anaheim, we know neighborhoods aren't districts of 90,000 people drawn by politicians on a map. Neighborhoods are people you know.

Measure L reduces your voting rights!

Currently, **all** Anaheim citizens vote for **all** council seats. If Measure L passes, you'll have one city council representative, not four. It's a system designed by politicians, for politicians. Maybe that's why no actual neighborhood group leader signed their ballot argument?

Measure L carves up a great city. It pits Anaheim against itself instead of uniting us.

Vote No on Measure L!

Visit www.OneAnaheim.com for more information.

s/ Mitch Caldwell
Chair, Anaheim Neighborhood Association

s/ Amanda Edinger
Chair, West Anaheim Neighborhood Council

s/ Leslie Swan
Anaheim Hills Community Council

s/ Gloria Ma'ae
Member, Anaheim Citizens Advisory Committee on Elections

s/ Todd Ament
President and CEO, Anaheim Chamber of Commerce

ARGUMENT AGAINST MEASURE L

If you do only one thing in the election, VOTE NO on MEASURE L!

Measure L divides Anaheim and reduces your council representation. As long-time civic and community leaders, we urge you to vote No:

Measure L TAKES AWAY YOUR VOTING RIGHTS.

Our current at-large election system gives every Anaheim voter a voice on every city council candidate. But Measure L restricts you to voting for only one City Council member. It reduces the number of council members representing your interests from 4 to 1. Instead of voting for candidates you support, Measure L limits your choices to candidates from a certain part of Anaheim.

Measure L WAS FORCED ON ANAHEIM BY OUT OF TOWN SPECIAL INTERESTS AND TRIAL LAWYERS WHO SUED THE CITY, COSTING TAXPAYERS MILLIONS.

The City Council put Measure L on the ballot to avoid spending more tax dollars against the ACLU lawsuit. The majority of your City Council members oppose Measure L and support our at-large system.

Measure L REPLACES A SYSTEM THAT WORKS WELL FOR ANAHEIM WITH A SYSTEM USED IN BIG CITIES AND CONGRESS

Anaheim's at-large elections make each council member accountable to all voters, requiring them to govern for the whole city's benefit, not just the part they live in. Measure L would replace this successful system with the by-district system used by dysfunctional big cities like Los Angeles and by Congress.

MEASURE L DIVIDES ANAHEIM BY CLASS AND NEIGHBORHOOD

Measure L carves Anaheim into districts and divides Anaheim by class and neighborhood. That's wrong. We believe in ONE ANAHEIM, where all citizens have an equal vote and our city council is accountable to every voter.

Measure L divides a great city. Vote against carving up Anaheim. Vote **NO on Measure L**.

www.OneAnaheim.com

s/ Curt Pringle
former Mayor of Anaheim

s/ Shirley McCracken
former Anaheim Councilmember

s/ Todd Ament
President, Anaheim Chamber of Commerce

s/ Mitch Caldwell
Chair, Anaheim Neighborhood Association

s/ Gloria Ma'ae
Member Anaheim Citizens Advisory Commission

REBUTTAL TO ARGUMENT AGAINST MEASURE L

Measure L does *not* take away your voting rights or carve up Anaheim. Opponents are trying to confuse and mislead you.

What voting for Measure L does do is **make your vote count for more**.

Measure L gives you the power to:

- Elect someone who truly represents you and your neighborhood;
- Make your voice better heard at City Hall; and,
- Elect a representative council member who will fight for faster and more responsive city services that meets your needs.

Measure L creates true neighborhood districts that will better serve Anaheim residents, while continuing our tradition of choosing a Mayor in a citywide election to provide a vital, unifying voice on the City Council.

Having a council member from, and elected by, your neighborhood means they will understand your local needs and respond quickly to local concerns like traffic, crime, potholes, graffiti, and broken sidewalks. This means safer neighborhoods and stronger property values.

Measure L reduces the influence of outside special interests and promotes stable city finances, good jobs, and a better future for our community by guaranteeing that you are heard at City Hall.

Vote **YES** on Measure L to keep our great city moving forward as an exceptional place to live, work, and raise a family.

s/ Tom Tait
Mayor of Anaheim

s/ Jordan Brandman
City Council Member