

## **ORDINANCES AND RESOLUTIONS**

**CITY COUNCIL  
September 24, 2002**

To: Mayor and City Council

From: George J. Rodericks, City Manager

**SUBJECT: ORDINANCE NO. 2002-0492, AMENDING THE CITY OF VILLA  
PARK MUNICIPAL CODE RELATING TO TERM LIMITS**

### **BACKGROUND**

In 1998, the City Council adopted Ordinance No. 1998-0456 specifying that a person is ineligible to hold office as a member of the City Council if such person has subsequent to January 1, 1998 served on the City Council for two (2) full terms.

This Ordinance was adopted pursuant to Government Code Section 36502(b) which requires validation of the ordinance by election. This Section specifies that any proposal to limit the number of terms a member of the city council may serve shall not become operative unless it is submitted to the electors of the city at a regularly scheduled election and a majority of the votes cast on the question favor the adoption of the proposal.

Because the term limit proposal came to light through the adoption of a City ordinance, Government Code Section 36502(b) does not stipulate that an election is required to revoke the ordinance. If the question of term limits was placed on the ballot and enacted through the initiative or referendum process, an election would be required to remove the term limits.

### **FINDINGS**

Measure F was placed on the ballot in 1998. The question posed was,

“Shall the Ordinance be adopted which ordains that a person is ineligible to hold office as a member of the City Council if such person has, subsequent to January 1, 1998, served on the City Council for two (2) full terms?”

Of 2,886 ballots cast, 1,268 voted “YES” and 1,193 voted “NO” on Measure F.

It has been requested by a member of the Council that staff prepare an ordinance for discussion to revoke the term limit ordinance. Ordinance No. 2002-0492 has been prepared for discussion.

### **RECOMMENDATION**

Review and discuss and if deemed appropriate, introduce for first reading Ordinance No. 2002-0492, an Ordinance of the City Council of the City of Villa Park amending Chapter II of the Villa Park Municipal Code relating to Term Limits.