(l) School District shall mean and refer to the Culver City Unified School District

(l) State shall mean and refer to the State of California

ARTICLE III FORM OF GOVERNMENT

SECTION 300 FORM OF GOVERNMENT

The municipal government established by this Charter shall be the Council Manager' form of government, under which the City Council sets policy and the City Manager administers the government

ARTICLE IV BOUNDARIES

SECTION 400 BOUNDARIES

The boundaries of the City shall be those boundaries existing as of the effective date of this Charter The boundaries may later be changed in the manner authorized by State law

ARTICLE V POWERS OF THE CITY

SECTION 500 POWERS OF THE CITY

The City shall have all of the rights, powers and privileges which may be granted to a charter city under the Constitution and laws of the State, as fully and completely as though they were specifically enumerated in this Charter

Without limiting the preceding provisions, the City shall have the power to make and enforce all laws and regulations with respect to municipal affairs subject only to such restrictions and limitations as may be provided in this Charter and in the Constitution

The enumeration in this Charter of any particular power shall not be held to exclude other powers nor to be any limitation upon this general grant of power

ARTICLE VI CITY COUNCIL

Formatted Font Not Bold Not Italic
Formatted Space Before 0 pt After 0 pt
Formatted Justified Space Before 0 pt After 0 pt
Formatted Font Not Bold
Formatted Space Before 0 pt After 0 pt
Formatted Justified
Formatted Font Not Bold Not Italic
Deleted *II*
Formatted Justified
Deleted 200
Deleted ¶
The territory of the City shall be that contained in the boundaries established as of January 21 1947 and as changed since that date in the manner provided by law
Deleted ¶
Deleted ¶
Deleted *ARTICLE III SUCCESSION*¶
¶
SECTION 300 RIGHTS AND LIABILITIES ¶
¶
The City of Culver City as successor in interest of the municipal corporation of the same name heretofore created and existing shall own possess control and in every way succeed to and become the owner of rights and of property of every kind and nature by said existing municipal corporation owned possessed or controlled and shall be subject to all the debts obligations liabilities and duties of said existing corporation ¶
¶ [76]
Deleted *I*
Formatted Justified
Deleted 400
Deleted T
Deleted in
Deleted State
Deleted ¶
Additionally the City shall hav [77]
Formatted Justified
Deleted *THE*
Deleted *CITY CLERK AND CITY TREASURER*

SECTION 600 NUMBER, ELECTION AND TERM OF OFFICE.

The City Council shall consist of five members elected at large at the times and in the manner provided in this Charter. A full term of office shall be four years, commencing at the meeting at which the election results are certified and continuing until a successor is elected and certified. Any ties in voting shall be settled by the casting of lots.

SECTION 601 TERM LIMITS.

No person shall serve more than two consecutive full terms as a Council Member. If a person serves a partial term in excess of two years it shall be considered a full term for the purpose of this provision. Nothing in this provision shall act to bar service as a Council Member after at least two years have elapsed from the Council Member's last full term.

SECTION 602 ELIGIBILITY

Only residents of the City who are lawfully registered voters of the City shall be eligible to hold an elective City office. Candidates for election to any such office must have been lawfully registered voters of the City for the 30 days immediately preceding the filing of their nomination papers.

SECTION 603 COMPENSATION.

Council Members shall receive compensation for their services in accordance with the provisions of State law.

The City shall maintain records of the total annual compensation, including benefits, received by individual Council Members in their capacities as elected public officials of the City, including all compensation received for services on the Culver City Redevelopment Agency and any other boards or agencies. Individual Council Members shall provide information that the City requires in order to comply with this section. Such information shall be made available to the public in accordance with State law.

SECTION 604 VACANCY

The City Council, by a vote of at least three of its members, may appoint a replacement to fill any vacancy on the City Council. Such appointee shall hold

Formatted Justified
Deleted 500
Deleted CITY COUNCIL CLERK AND TREASURER TERMS
Deleted from the city at
Deleted provided and who shall serve for a term of four years
Deleted ¶ The City Clerk and City Treas [78]
Formatted Justified
Deleted 500 2
Deleted S OF COUNCIL [79]
Deleted (2)
Deleted c
Deleted m
Deleted s
Deleted (2)
Deleted This provision shall [80]
Deleted as a bar
Deleted c
Deleted m
Deleted (2)
Deleted as council member
Deleted ¶ [81]
Formatted Justified
Deleted 501
Deleted CITY COUNCIL CI [82]
Formatted Justified
Deleted a
Deleted is a
Deleted of the City
Deleted ¶ [83]
Formatted Justified
Deleted 502
Deleted OF ELECTED OFFICIALS
Deleted The members of the City
Deleted the
Deleted as set forth in the [84]
Deleted The City Clerk and [85]
Deleted 503
Deleted CITY COUNCIL CI [86]
Deleted A vacancy in any el [87]
Deleted s
Deleted to

office until a successor is elected and certified. If the vacancy occurs before the first day to file nomination papers for the next general municipal election, a Council Member shall be elected at that election as the successor to any appointee, or to fill the vacancy if it has not previously been filled by appointment, and such newly elected Council Member shall serve the remainder of the unexpired terms and until a successor is elected and certified.

If a vacancy is not filled by appointment within 30 days after its occurrence the City Council shall immediately call a special election to fill the vacancy The special election shall be held not later than 120 days after the vacancy occurs except that no special election shall be called to fill the vacancy if it cannot be held at least 180 days before the next general municipal election A person elected at a special election shall hold office for the remainder of any unexpired term and until a successor is elected and certified.

If there is an election to fill one or more full terms and one or more unexpired terms, then the candidates who receive the highest number of votes shall serve the full terms, and of the candidates remaining, those who receive the next highest number of votes shall serve the unexpired terms

At any time when there are three or four vacancies on the City Council, the remaining Council Member or Members shall constitute a quorum for the purpose of holding a meeting to consider taking action pursuant to this section, and such action may be taken by the unanimous vote of the remaining Member or Members

SECTION 605 FORFEITURE OF OFFICE

The grounds for forfeiture of the office of a Council Member are the following

(a) The Council Member is absent, without the consent of the City Council, from all regular City Council meetings for a period of 60 consecutive days from and after the last regular City Council meeting attended by such Council Member.

(b) The Council Member is convicted of a felony or a crime involving moral turpitude or

(c) The Council Member ceases to be a resident and lawfully registered voter of the City

After the occurrence of any of the foregoing events the office of the Council Member shall be declared vacant by the City Council by a vote of at least three of its members At the request of the affected Council Member, the City Council shall hold a public hearing before declaring the office vacant

Deleted qualified

Deleted and is not filled at a special election before that day any unexpired term shall be filled at the general election

Deleted occurrence of the

Deleted provided that the

Deleted need not

Deleted qualified

Formatted Justified

Deleted 504

Deleted COUNCIL MEMBER

Deleted office of a member of the City Council shall be forfeited upon the happening of any of

Deleted m

Deleted sixty

Deleted without consent of the City Council or

Deleted t

Deleted t

Deleted Upon the happening

Deleted said

Deleted become vacant and be so

Deleted ¶
(Amended by Electorate 4 11-00)¶

Formatted Justified

SECTION 606 MAYOR AND VICE MAYOR

At the same meeting and immediately following the certification of election results for any general or special municipal election at which Council Members are elected and at the second meeting in April in odd numbered years the City Council shall elect one of its members as its presiding officer who shall have the title of Mayor and one of its members as Vice Mayor Both shall serve at the pleasure of the City Council

The Mayor shall have a voice and a vote in all City Council proceedings shall be the official head of the City for all ceremonial purposes and shall perform such other duties as may be prescribed by this Charter or as may be imposed by the City Council consistent with the office of Mayor The Vice Mayor shall perform the duties of the Mayor during the absence or incapacity of the Mayor

A Council Member who has held the office of Mayor or Vice Mayor for one year shall not be eligible for reelection to that same office until one year has elapsed

SECTION 607 POWERS OF THE CITY COUNCIL

All powers of the City shall be vested in the City Council subject to the provisions of this Charter and the Constitution. The City Council shall have the power to

(a) Appoint, suspend, remove and fix the compensation of the City Manager, Fire Chief, Police Chief and City Attorney, by a vote of at least three of its members,

(b) Create, modify or abolish any City department, and to prescribe the powers and duties of such departments and their Department Heads,

(c) Review and certify the results of all City elections,

(d) Control all legal business and proceedings, including, but not limited to, the authority to employ other attorneys to take charge of any litigation or other legal matters or to assist the City Attorney in connection with any legal matter, which authority, in whole or in part, may be delegated to the City Attorney, and

(e) Compel the attendance of witnesses, examine them under oath, and compel the production of evidence before it The City Council may cause subpoenas to be issued in the name of the City and be attested to by the City Clerk Disobedience of such subpoenas, or the refusal to testify, upon other than constitutional grounds, shall constitute a misdemeanor Council Members, and any City staff members designated by the City Council, shall have the power to administer oaths in any investigation or proceeding before it

Deleted 505
Deleted SELECTION OF MAYOR DUTIES
Deleted (a)
Deleted At the first meeting following
Deleted m
Deleted its
Deleted ¶ ¶ (b) Selection of Vice Mayor The City Council shall also elect one of its members as
Deleted who
Deleted disability
Deleted (c)
Deleted m
Formatted Justified
Deleted 506
Deleted VESTED IN
Deleted of
Deleted of the State of California
Formatted Not Highlight

Additionally, the City Council shall have all other powers consistent with this Charter and the Constitution

SECTION 608 CITY COUNCIL MEETINGS.

The City Council shall hold regular meetings at least twice each month, at such times as it shall fix by ordinance or resolution and may adjourn any regular meeting to a date certain, which shall be specified in the order of adjournment and when so adjourned, each adjourned meeting shall be a regular meeting for all purposes

The Council Chambers of City Hall shall be the primary place of all City Council meetings

By a vote of at least three of its members, the City Council may order a regular meeting to be held not less than seven days after that date at a place within the City other than the Council Chambers

The City Council may, upon making a finding that the public interest requires it, order a meeting adjourned to another location within the City and to a time during the same day on which the order is made

If for any reason it shall be unsafe to meet in the Council Chambers meetings may be held for the duration of the unsafe condition at a place within the City designated by the Mayor or by the City Council.

Whenever an order is made to hold a meeting at a place other than the Council Chambers the City Clerk shall immediately post a copy of the order at a conspicuous location near the outside of the main entrance to the Council Chambers. The order shall remain posted until the meeting is held

SECTION 609 SPECIAL MEETINGS.

A special meeting of the City Council may be called at any time by the Mayor or by a majority of the Council Members.

SECTION 610 NOTICE OF PUBLIC MEETINGS

The City Council shall comply with the applicable provisions of State law regarding the giving of notice for regular and special meetings The City Council shall consider whether it should establish additional procedures to provide efficient,

Formatted Justified
Deleted 507
Deleted PLACE TIME
Formatted Justified
Deleted the
Deleted The City Council by a four fifths vote
Deleted thereafter
Deleted Upon making a finding that the public interest requires it the City Council by a four fifths vote may order a meeting adjourned to another location within the City and to a time during the same day on which the order is made ¶
Deleted three Councilmembers
Deleted At the time
Deleted ly
Deleted on or
Deleted of
Deleted
Deleted a copy of the order and shall maintain the notice so posted until the meeting is held
Deleted REGULAR MEETINGS ¶ ¶ The City Council shall hold regular meetings at least twice each month at such times as it shall fix by ordinance or resolution and may adjourn or readjourn any regular meeting to a date certain which shall be specified in the order of adjournment and when so adjourned each adjourned meeting shall be a regular meeting for all purposes ¶
Deleted 508
Deleted OF COUNCIL
Deleted m
Deleted by delivering personally or by mail written notice to each Councilmember and to each local newspaper of general circulation radio or television station requesting notice in writing Such notice must be delivered personally or by mail at least 24 hours before the time of such meeting as specified in the notice The call and notice shall specify the time and place of the special meeting and the business to be transacted no other business shall be consid [88]
Formatted Space Before 0 pt After 0 pt
Formatted Justified None Space Before 0 pt After 0 pt

timely and cost effective notice in a manner consistent with currently available technology

SECTION 611 PUBLIC PARTICIPATION.

During any public meeting, all persons shall have the right to address the City Council, and any City commission, board or committee, subject to reasonable rules of decorum and time limits established by ordinance or the presiding officer

SECTION 612 COUNCIL PROCEEDINGS

Three members of the City Council shall constitute a quorum to do business but a lesser number may declare a meeting adjourned

Except as otherwise provided in this Charter, actions of the City Council shall be decided by a majority of the members present and voting on a matter, excluding abstentions

The City Clerk shall keep a correct record of all proceedings of the City Council. At the request of any Council Member or upon the adoption of any ordinance or resolution or upon the adoption of any order for the payment of money the City Clerk shall record the vote taken on the question and enter the result in the minutes of the meeting

SECTION 613 ADOPTION OF ORDINANCES AND RESOLUTIONS

No ordinance shall be adopted by the City Council on the day of its introduction, nor within five days thereafter, nor at any time other than at a regular or adjourned regular meeting The foregoing shall not apply to urgency ordinances adopted in the manner provided in this Charter A resolution adopted by the City Council shall become effective in accordance with its terms

At the time of adoption of an ordinance, it shall be read in full unless after the reading of the title, the further reading thereof is waived by unanimous consent of the Council Members present In the event that any ordinance is altered after its introduction it shall be reintroduced and not finally adopted except at a regular or adjourned regular meeting held not less than five days after the date upon which such ordinance was so reintroduced The correction of typographical or clerical errors shall not constitute the making of an alteration within the meaning of the foregoing sentence

Formatted Font Not Bold
Formatted Justified None Space Before 0 pt After 0 pt
Formatted Space Before 0 pt After 0 pt
Formatted Justified
Deleted 509
Deleted adjourn from time to time
Deleted The City Council shall judge the qualifications of its members as set forth by the Charter and shall judge all election returns Each member of the City Council shall have the power to administer oaths and affirmations in any investigation or proceeding pending before the City Council
Deleted ¶
It shall have the power and authority to compel the attendance of witnesses to examine them under oath and to compel the production of evidence before it Subpoenas may be issued in the name of the City and be attested by the City Clerk Disobedience of such subpoenas or the refusal to testify (upon other than constitutional grounds) shall constitute a misdemeanor ¶
Deleted The City Council shall cause t
Deleted to
Deleted its
Deleted and a
Deleted demand
Deleted m
Deleted
Deleted call the roll and shall cause the ayes and noes
Deleted any
Deleted to be entered
Formatted Justified
Deleted 510
Deleted With the sole exception of ordinances which take effect upon adoption hereinafter referred to no ordinance shall be adopted by the City Council on the day of its introduction nor within five days thereafter nor at any time oth [89]
Deleted or resolution
Deleted thereof
Deleted m
Deleted the same

The votes of at least three members of the City Council shall be required for the introduction or enactment of any ordinance or resolution or for the making or approving of any order for the payment of money

No order for the payment of money shall be adopted or made at any time other than at a regular or adjourned regular meeting

SECTION 614 URGENCY ORDINANCES

Any ordinance declared by the City Council to be necessary as an urgency measure for preserving the public peace health or safety and containing a statement of the reasons for its urgency may be introduced and adopted at any regular adjourned or special meeting if passed by a vote of at least four fifths of its members

SECTION 615 ORDINANCES, ENACTMENTS

In addition to all other acts of the City Council that are required by State law or by this Charter to be enacted by ordinance every act of the City Council establishing a fine or other penalty or granting a franchise shall be enacted by ordinance

The enacting clause of all ordinances shall be substantially as follows The City Council of the City of Culver City does ordain as follows

SECTION 616 ORDINANCES, PUBLICATION

The City Clerk shall record the full text of all ordinances and resolutions adopted by the City Council in a properly indexed book The City Clerk shall also cause each ordinance, or a summary of such ordinance, to be published not later than 15 days after its adoption in a newspaper circulated in the City and designated by the City Council

SECTION 617 ORDINANCES AMENDMENTS

Any provision of an existing ordinance may be amended without reenactment and republication of the entire original ordinance

SECTION 618 ORDINANCES CODIFICATION

Deleted affirmative

Deleted Requirement for Payment of Money Order

Formatted Justified

Deleted Urgency Ordinances

Deleted

Deleted affirmative votes

Deleted ¶
(Amended by Electorate 4 11 00)¶

Formatted Justified

Deleted 511

Deleted

Deleted such

Deleted as

Deleted statute

Formatted Justified

Deleted 512

Deleted

Deleted within

Deleted to be published at least once

Formatted Justified

Formatted Font Not Bold

Formatted Justified

Deleted 513

Deleted CODIFICATION OF

The City Council shall periodically provide for the preparation of a general codification, compilation, consolidation, revision, indexing or arranging of all City ordinances and resolutions then having the force and effect of law

The codification of City ordinances may be accomplished by reference to the passage of previously adopted ordinances Such codifications need not be published in the manner required for other ordinances, but prior to adoption, at least three copies of the Code shall be filed in the office of the City Clerk, where they shall be available for public inspection

Detailed regulations pertaining to any subject, such as fire, building, plumbing, electrical and mechanical codes, as well as codes on other subjects that require extensive regulations, may be adopted by reference, and without the necessity of publication, in the manner provided above One copy of such codes shall be filed in the office of the City Clerk, prior to their adoption, where they shall be available for public inspection

Subsequent amendments to sections of the general codification of City ordinances, or the regulatory codes, shall be enacted in the same manner required by this Charter for the amendment of ordinances generally

SECTION 619 ORDINANCES WHEN EFFECTIVE

In order to allow the People to exercise their referendum power, no ordinance shall become effective until 30 days from and after the date of its adoption except the following which shall take effect upon adoption

(a) An ordinance calling for or otherwise relating to an election

(b) An improvement proceeding ordinance adopted under some law or procedural ordinance

(c) An ordinance declaring the amount of money necessary to be raised by taxation or fixing the rate of taxation or

(d) An urgency ordinance adopted in the manner provided in this Charter

SECTION 620 ORDINANCES VIOLATION AND PENALTY

Unless a specific ordinance provides otherwise, a violation of an ordinance of the City shall be a misdemeanor. The City Council, by ordinance, may establish the penalty by fine or imprisonment, or both, for misdemeanors and only by fine for infractions

Deleted Any and all ordinances of the City which have been enacted and published in the manner required at the time of their adoption and which have not been repealed may be compiled consolidated revised indexed and arranged as a comprehensive ordinance code and such code may be adopted by reference by the passage of an ordinance for such purpose Such code need not be published in the manner required for other ordinances but not less than three copies thereof shall be filed for use and examination by the public in the office of the City Clerk prior to the adoption thereof Subsequent amendments to sections of the code shall be enacted in the same manner as herein required for the amendment of ordinances generally ¶
¶
Detailed regulations pertaining to any subject such as the construction of buildings plumbing wiring or other subjects which require extensive regulations after having been arranged as a comprehensive code may likewise be adopted by reference in the manner herein above provided ¶
¶

Deleted

Formatted Justified

Deleted 514

Deleted N

Deleted thirty

Deleted emergency

Deleted herein

Formatted Justified

Deleted 515

Deleted

Deleted

Deleted V

Deleted is

Deleted unless by ordinance it is made an infraction and such violation may be prosecuted in the name of the people of the State of California or may be redressed by civil action

Violations of City ordinances may be prosecuted in the name of the People of the State of California or may be redressed by the City through any legal or equitable remedies

SECTION 621 PUBLISHING OF LEGAL NOTICES

The City Council shall designate one newspaper circulated in the City for the publication of all notices and other matters required to be published in a newspaper When possible, a change to another newspaper shall not be made until a notice of the intention to change is published in the previously designated newspaper

The charges for such publications in the designated newspaper shall not exceed the rates charged to the general public for similar publications

All legal notices or other matters required to be published shall also be posted in at least three public places within the City

Posting of legal notices in three public places shall be sufficient, without publication if the designated newspaper is unavailable and a suitable replacement cannot be designated

ARTICLE VII CITY ADMINISTRATION

SECTION 700 POWERS AND DUTIES OF CITY MANAGER

The City Council shall appoint the City Manager who shall be the chief executive officer of the City, responsible to the City Council for the management of all City affairs placed in the City Manager s charge by or under this Charter, by ordinance, resolution or other action of the City Council The City Manager, or his or her designee, shall

(a) Appoint, suspend and remove all City employees, including Department Heads, the City Clerk and the City Treasurer, except as otherwise provided by State law or this Charter,

(b) Direct and supervise the administration of all City departments, except as otherwise provided by this Charter,

(c) Attend all City Council meetings, at which the City Manager shall have the right to take part in discussion, but shall not vote,

(d) Prepare and submit to the City Council an annual budget pursuant to this Charter, and implement the final budget approved by the City Council, and

Deleted ¶
The City Council by ordinance may fix the penalty by fine or imprisonment or both for misdemeanors and by fine only for infractions ¶
¶
SECTION 516 ORDINANCES AMENDMENTS ¶
¶
The amendment of any section or sections of an ordinance may be accomplished solely by the reenactment of such section or sections at length as amended ¶

Formatted Justified

Deleted 517

Deleted with

Deleted A

Deleted Additionally all legal notices or other matter required to be published shall be posted in at least three public places within the city ¶

Deleted which

Deleted is charged

Formatted Justified

Deleted In the event

Deleted then the posting in three public places shall be sufficient

Deleted ¶
¶
SECTION 518 CITIZEN PARTICIPATION ¶
¶
No citizen shall be denied the right personally or through counsel to present grievances at any regular or special meeting of the Council or offer suggestions for the betterment of municipal affairs ¶

Deleted *OFFICERS*

Deleted SECTION 600 OFFICERS TO BE APPOINTED BY THE CITY COUNCIL ¶
¶
The City Council shall appoint the Chief Administrative Officer and the City Attorney and all other department heads The powers and duties of department heads shall be prescribed by ordinance or resolution The City Council by ordinance may create modify or abolish any department ¶
¶

(e) Perform such other duties as are specified in this Charter, or by ordinance, resolution or other action of the City Council

SECTION 701. NON INTERFERENCE BY CITY COUNCIL

Neither the City Council, nor any Council Member shall

(a) Order or direct the City Manager to appoint or remove any person to or from any position of employment with the City,

(b) Except as otherwise permitted by this Charter or by ordinance, order or direct the City Manager to enter into a municipal contract or make a purchase of supplies from any particular person or entity,

(c) Interfere in any way with the performance of the duties of any City employee, or

(d) Interfere in any way with the duties of the City s elections official in the conduct of elections

Nothing in this section shall prevent the City Council, or any of its members, from advising the City Manager of any information which might assist the City Manager in the discharge of the City Manager s duties, or contacting City employees for the purpose of inquiry, obtaining information or advising employees of citizen complaints

ARTICLE VIII ANNUAL BUDGET

SECTION 800 BUDGET PREPARATION

All Department Heads shall, upon request, provide the City Manager with estimates of revenues and expenditures for their departments, detailed in the manner prescribed by the City Manager The City Manager shall review the estimates, hold conferences with department personnel, and prepare a proposed budget

SECTION 801 SUBMISSION TO CITY COUNCIL

At least 45 days prior to the beginning of each fiscal year, the City Manager shall submit a proposed budget to the City Council After reviewing the proposed budget, the City Council shall set the date and time for a public hearing on the

Formatted Not Highlight
Formatted Indent Left 0 5
Formatted Indent Left 0
Formatted Justified None Indent First line 0 5 Space Before 0 pt After 0 pt
Formatted Font Not Bold Not Italic
Formatted Space Before 0 pt After 0 pt
Formatted Font Not Bold
Formatted Space Before 0 pt After 0 pt
Formatted Space Before 0 pt After 0 pt
Formatted Space Before 0 pt After 0 pt
Formatted Space Before 0 pt After 0 pt
Formatted Space Before 0 pt After 0 pt

proposed budget and, at least 10 days prior to its scheduled date, shall cause notice of such public hearing to be published in a newspaper circulated in the City and designated by the City Council

Copies of the proposed budget shall be available for public inspection in the office of the City Clerk at least 10 days prior to the public hearing

SECTION 802 PUBLIC HEARING

The City Council shall hold a public hearing on the proposed budget at the time so advertised, or at any time to which the public hearing shall be adjourned from time to time, where interested persons shall be given an opportunity to be heard

SECTION 803 FURTHER CONSIDERATION AND ADOPTION

At the conclusion of the public hearing, the City Council shall further consider the proposed budget, make any revisions that it may deem advisable, and, on or before June 30th, adopt the budget by a vote of at least three of its members Upon adoption, the budget shall be in effect for the ensuing fiscal year A copy of the budget, certified by the City Clerk, shall be filed with the City Manager An additional copy shall remain on file in the office of the City Clerk where it shall be available for public inspection Copies of the adopted budget shall be made available for the use of City departments

SECTION 804 APPROPRIATIONS

After adoption of the budget, the amounts allocated in the budget as proposed expenditures shall be appropriated to the specified City departments, for the objects and purposes named in the budget All appropriations shall lapse at the end of the fiscal year to the extent that they shall not have been expended or lawfully encumbered

SECTION 805 AMENDMENTS

After the adoption of the budget, the City Council may amend or supplement the budget only by a vote of at least four fifths of its members

ARTICLE IX CITY ATTORNEY

Formatted Font Not Bold
Formatted Space Before 0 pt After 0 pt
Formatted Space Before 0 pt After 0 pt
Formatted Font Not Bold
Formatted Space Before 0 pt After 0 pt
Formatted Space Before 0 pt After 0 pt
Formatted Space Before 0 pt After 0 pt
Formatted Space Before 0 pt After 0 pt
Formatted Not Highlight
Formatted Not Highlight
Formatted Space Before 0 pt After 0 pt
Deleted ¶
SECTION 601 CITY CLERK POWERS AND DUTIES ¶
¶
The City Clerk shall have power and be required to ¶
¶
(a) Attend or ensure the Deputy City Clerk attends all meetings of the City Council unless excused by the City Council but in no event shall the City Clerk be absent from Council Meetings for more than sixty (60) consecutive days without the consent of the City Council without forfeiting his/her office The sixty (60) consecutive day period shall be computed from the last Regular Council Meeting attended by the City Clerk The City Clerk or Deputy City Clerk shall record and maintain a full and true record of all the proceedings of the City Council in books that shall bear appropriate titles and be devoted to such purposes Such books shall have a general index sufficiently comprehensive to enable a person readily to ascertain matters contained therein ¶
¶
(b) Maintain ordinance and resolution books into which shall be recorded all City ordinances and resolutions with the certificate of the Clerk annexed to each thereof stating the same to be a correct copy [90]
Formatted Font Italic
Formatted Centered
Formatted Font Bold Italic
Formatted Font Not Bold
Formatted Justified

SECTION 900 ELIGIBILITY

The City Attorney shall be an attorney at law, licensed and authorized to practice in all of the courts of the State.

SECTION 901 DUTIES

The City Attorney, or his or her designee, shall,

(a) Serve as the chief legal adviser to the City Council, City Manager, and all City departments in all matters pertaining to the business of the City,

(b) Represent and appear for the City in all legal actions in which the City is concerned or is a party In the course of performing such duties, the City Attorney shall have the authority to employ other attorneys to handle litigation or provide other assistance as required by the City Attorney, subject to the provisions of this Charter,

(c) Attend all meetings of the City Council unless excused,

(d) Prepare or approve the language of all City ordinances, resolutions and of any amendments to such ordinances or resolutions, and approve the form of City contracts and bonds,

(e) Prosecute on behalf of the People criminal cases for violations of this Charter of City ordinances or of State laws which in the opinion of the City Attorney warrant prosecution, and

(f) Perform such other duties as are specified in this Charter, or by ordinance, resolution or other action of the City Council

ARTICLE X BOARD OF EDUCATION

SECTION 1000 NUMBER AND TERM

The Board of Education shall consist of five members elected at large from the School District, for a term of four years

SECTION 1001 ELIGIBILITY

Only residents of the School District who are lawfully registered voters of the School District shall be eligible to hold office as a member of the Board of

Deleted 603
Deleted CITY ATTORNEY
Deleted To become eligible for appointment as
Deleted the appointee shall have been admitted to practice as an attorney in all of the State courts of California
Formatted Justified
Formatted Indent First line 0
Deleted have power and be required to
Formatted Justified
Deleted Represent and advise the City Council and all City officers in all matters of law pertaining to their offices
Deleted (b) Represent and appear for the City and any City officer or employee or former City officer or employee in any or all actions and proceedings in which the City or any such officer or employee in or by reason of his official capacity is concerned or is a party but the City Council shall have control of a [91]
Deleted and give opinions [92]
Deleted ¶ [93]
Deleted e
Deleted any and all proposed
Deleted or
Deleted for the City and [94]
Deleted f
Deleted p
Deleted such
Deleted and
Deleted as
Deleted or the Chief of Polic [95]
Deleted *VII*
Formatted Justified
Deleted 700
Deleted (5)
Deleted at large
Deleted (4)
Formatted Justified
Deleted 701
Deleted BOARD OF EDUCATION
Deleted a
Deleted is a

Education Candidates for election to such office must have been lawfully registered voters of the School District for the (30) days immediately preceding the filing of their nomination papers

SECTION 1002 VACANCIES

The Board of Education shall fill any vacancy by appointment Such appointee shall hold office until a successor is elected and certified If the vacancy occurs before the first day to file nomination papers for the next regular Board of Education election a Board Member shall be elected at that election as successor to any appointee or to fill the vacancy if it has not been previously filled before appointment, and such newly elected Board Member shall serve for the remainder of any unexpired term and until a successor is elected and certified

If a vacancy is not filled by appointment within 60 days after its occurrence, the Board of Education shall immediately call a special election The special election shall be held not later than 120 days after the vacancy occurs, except that no special election shall be called to fill the vacancy if it cannot be held at least 180 days before the next regular Board of Education election A person elected at a special election shall hold office for the remainder of the unexpired term and until a successor is elected and certified

If there is an election to fill one or more full terms and one or more unexpired terms, then the candidates who receive the highest number of votes shall serve the full terms, and of the candidates remaining, those who receive the next highest number of votes shall serve the unexpired terms

SECTION 1003 FORFEITURE OF OFFICE

The grounds for forfeiture of the office of a member of the Board of Education are the following

(a) The Board Member is absent, without the consent of the Board of Education, from all regular Board meetings for a period of 60 consecutive days from and after the last regular Board meeting attended by such Board Member,

(b) The Board Member is convicted of a felony or a crime involving moral turpitude, or

(c) The Board Member ceases to be a resident and lawfully registered voter of the School District

After the occurrence of any of the foregoing events, the office of the Board Member shall be declared vacant by the Board of Education, by a vote of at least

Deleted be
Deleted thirty
Formatted Justified
Deleted 702
Deleted A vacancy in the
Deleted from whatever cause arising shall be filled
Deleted by the Board of Education s
Deleted to
Deleted his/her
Deleted qualified
Deleted ¶ ¶
Deleted m
Deleted before said first day
Deleted the Board of Education does not fill the
Deleted sixty (60)
Deleted the
Deleted of the vacancy it
Deleted to fill the vacancy to
Deleted one hundred and twenty (120)
Deleted occurrence of the vacancy provided
Deleted such
Deleted need not be called if a regular Board of Education election will be held within one hundred and eighty (180) days from the occurrence of the vacancy
Deleted If a vacancy is to be filled or if a successor to an appointee is to be elected at a regular Board of Education election to fill the remainder of an unexpired term then of the members elected to the Board of Education at said regular election that member receiving the lowest number of votes shall be deemed to have been elected to fill the vacancy or to succeed the appointee if any to the unexpired term Those members receiving the highest number of votes shall be deemed to have been elected for the regular four ye [96]
Formatted Not Highlight
Formatted Not Highlight
Formatted Not Highlight
Formatted Not Highlight
Formatted Not Highlight

three of its members At the request of the affected Board Member, the Board of Education shall hold a public hearing before declaring the office vacant

SECTION 1004 ORGANIZATION OF THE BOARD OF EDUCATION

At the annual organizational meeting of the Board of Education the members shall elect a president vice president and clerk. No Board Member shall serve more than two consecutive years in such office

SECTION 1005 SPECIAL ELECTIONS

The Board of Education may at its discretion call an election for any reason sanctioned by law at any time it deems appropriate

ARTICLE XI COMMISSIONS, BOARDS AND COMMITTEES

SECTION 1100 IN GENERAL

The City Council may, by ordinance, establish and abolish such commissions and boards as it may determine, from time to time, to be necessary for the effective and efficient governance of the City, and to encourage citizen participation in local government, including a commission charged with the responsibility of maintaining positive human relations in the community

SECTION 1101 APPROPRIATIONS

The City Council shall appropriate sufficient funds for the efficient and proper functioning of all City commissions and boards.

SECTION 1102 CHAIRPERSON AND VICE CHAIRPERSON

As soon as practicable following the first day of July of every year each commission or board of the City shall organize by electing one of its members to serve as its presiding officer with the title of Chairperson, and electing one of its members as Vice Chairperson The Chairperson and Vice Chairperson shall each serve at the pleasure of the commission or board.

The Chairperson shall have a voice and vote in all proceedings of the commission or board, shall be the official head of the commission or board for all ceremonial purposes, and shall perform such other duties as may be prescribed by

Deleted If a member of the Board of Education absents himself/herself from all regular meetings of the Board for a period of sixty days consecutively from and after the last regular board meeting attended by such member unless by permission of the Board expressed in its official minutes or is convicted of a crime involving moral turpitude or ceases to be a lawfully registered voter and resident of the School District the members office thereupon shall become vacant and shall be so declared by the Board of Education ¶

Formatted Justified

Deleted 703

Deleted OFFICERS

Deleted Board

Deleted and no officer of the Board

Deleted see

Deleted the same

Formatted Justified

Deleted 704

Deleted *VIII*

Deleted *APPOINTIVE*

Deleted *BOARDS AND COMMISSIONS*

Formatted Justified

Deleted 800

Deleted The Council shall by ordinance establish boards and commissions enumerated in this article and such additional boards or commissions as in its judgment are required and may grant to any board or commission such powers and duties as are consistent with the provisions of this Charter ¶

Deleted 801

Deleted annually

Deleted such boards and commissions

Deleted SECTION 802 APPOINTMENT TERM ¶ ¶ The members of each of such boards or commissions shall be appo [97]

Deleted 804

Deleted MEETINGS CHAIRMAN

Deleted of such boards and commissions

Deleted at the pleasure of the board or commission

this Charter or by ordinance The Vice Chairperson shall perform the duties of the Chairperson during the absence or incapacity of the Chairperson

SECTION 1103 MEETINGS

The City Manager shall designate City staff, as necessary, to assist each commission or board, and to keep a record of its proceedings and transactions Each commission or board may prescribe its own rules and regulations which shall be consistent with this Charter and applicable ordinances, resolutions and other City Council actions Such rules and regulations shall be subject to the approval of the City Council and shall be kept on file in the office of the City Clerk where they shall be available for public inspection

SECTION 1104 OATHS AND AFFIRMATIONS

Any commission or board, and the designated City staff shall have the power to administer oaths and affirmations in any investigation or proceeding pending before the commission or board

SECTION 1105 COMMITTEES

The City Council, by ordinance, resolution or other action, may establish and abolish committees for a specified purpose, and shall appropriate sufficient funds for the efficient and proper functioning of such committees

ARTICLE XII CIVIL SERVICE

SECTION 1200 MERIT PRINCIPLE

Appointments and promotions in the administrative service of the City shall be made according to merit and fitness to be ascertained so far as practicable by competitive examination

The Civil Service System adopted by the City Council pursuant to State law and in effect prior to the effective date of this Charter shall continue in full force and effect unless changed by ordinance of the City Council or by amendment to the rules and regulations approved by the City Council As provided in the State enabling act referred to above the City Council shall not have the authority to withdraw any departments or employees including Department Heads placed in Classified Service from the operation of such system either by outright repeal of the Civil Service ordinance or otherwise unless and until its withdrawal shall have

Formatted Font Bold
Formatted Indent First line 0 5
Deleted Council
Deleted a secretary for each of such boards and commissions who shall keep a record of its proceedings and transactions and it may provide for additional compensation therefor
Deleted board or
Deleted Copies of such rules
Formatted Justified
Deleted 805
Deleted
Deleted Each member of any such board or commissions and the secretary thereof
Deleted such board or commission
Formatted Font Not Bold
Deleted ¶
SECTION 806 CHARTER COMMISSIONS ¶
¶
A There shall be a Commission consisting of five members which shall have the power and responsibility including but not limited to ¶
¶
(1) After a public hearing thereon recommend to the City Council the adoption amendment or repeal of the General Plan or any part thereof for the physical development of the City ¶
¶
(2) Exercise such control over land subdivisions as is granted to it by the governing body of the City and by the laws of the State of California ¶
¶
(3) Make recommendations concerning proposed public works and for the clearance and rebuilding of blighted or substandard areas within the City and¶
¶
(4) Exercise such functions with respect to zoning or building as may be prescribed by ordinance ¶
¶
B There shall be a Commiss [98]
Deleted *IX*
Formatted Justified
Deleted 900
Deleted heretofore
Deleted officers
Deleted heretofore
Deleted the withdrawal thereof

been submitted to the voters of the City at a regular or special municipal election held in the City and shall have been approved by majority vote at a City election.

SECTION 1201 CLASSIFICATION

All Department Heads shall be in the Unclassified Service

The City Manager, City Attorney, City Clerk and City Treasurer shall be in the Unclassified Service

SECTION 1202 APPOINTMENTS FROM CIVIL SERVICE POSITIONS

In the event an employee of the City holding a position in the Classified Service is appointed to a position in the Unclassified Service and, within two years is removed or resigns from that position, the employee shall revert to his or her former position in the Classified Service upon the same terms and conditions as if he or she had continuously remained in that position.

SECTION 1203 PROHIBITIONS

No person shall willfully make any false statements certificate mark rating or report in regard to any application test certification or appointment held or made under the Civil Service System or in any manner commit or attempt any fraud preventing the impartial execution of such Civil Service System or its rules and regulations.

ARTICLE XIII RETIREMENT SYSTEM

SECTION 1300 PUBLIC EMPLOYEES RETIREMENT SYSTEM

Plenary authority and power are hereby vested in the City its City Council and its several officers agents and employees to do and perform any act or exercise any authority granted permitted or required under the provisions of the Public Employees Retirements Law as it now exists or hereafter may be amended to enable the City to continue as a contracting City under the Public Employees Retirement System The City Council may terminate the contract with the Board of Administration of the Public Employees Retirement System whereby all employees are members of the System only under authority granted by ordinance adopted by majority vote at a City election.

Deleted qualified electors

Deleted not less than a two-thirds vote of the electors voting on such proposition

Deleted ¶
SECTION 900 1 CITY ATTORNEY ¶
¶
Notwithstanding other provisions of the Charter the position of City Attorney shall be in the unclassified service ¶
¶
Editor s Note ¶
Approved by the Voters on April 13 1982 Filed with the Secretary of State January 31 1983 as Charter Chapter No 7 ¶

Deleted 901

Deleted should thereafter

Deleted be

Deleted therefrom he

Deleted said position continuously

Deleted SECTION 902
IMPROPER POLITICAL ACTIVITY ¶
¶
No officer or employee of the City shall engage in political activities during working hours ¶
¶
No person shall engage in political activities within facilities used by the City for the conduct of government business ¶

Deleted 903

Deleted

Deleted made thereunder

Formatted Justified

Deleted 1000

Deleted

Deleted a

Deleted of the legally registered voters of the City voting on such proposition at an election at which such proposal is presented

ARTICLE XIV GENERAL PROVISIONS RELATING TO OFFICERS AND EMPLOYEES

SECTION 1400 OFFICIAL BONDS

The City Council shall fix the amounts and terms of the official bonds of all employees who are required to give such bonds All bonds shall be executed by a responsible corporate surety shall be approved as to form by the City Attorney and shall be filed with the City Clerk Premiums on official bonds shall be paid by the City

SECTION 1401 OATH OF OFFICE

Before entering upon the duties of their respective offices, all officers and employees of the City shall take and subscribe to the following oath or affirmation

I do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies foreign and domestic that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California that I take this obligation freely without any mental reservation or purpose of evasion and that I will well and faithfully discharge the duties upon which I am about to enter

SECTION 1402 FINANCIAL INTEREST

Except as provided by State law officers and employees of the City shall not be financially interested in any contract made by them in their official capacity or by any body or board of which they are members

Officers and employees of the City shall not be purchasers at any sale or vendors at any purchase made by them in their official capacity

The office and employment of an officer or employee shall be forfeited upon a judicial finding of a violation of this section

SECTION 1403 ETHICAL CONDUCT

It is the policy of the City that all officers and employees of the City shall observe the highest standards of ethics City officers and employees shall comply with all federal, State and City statutes, laws, ordinances, rules, regulations and policies relating to conflicts of interest, campaign disclosure and ethical conduct,

Formatted Justified
Deleted 1100
Deleted by ordinance
Deleted officers or
Deleted by ordinance or resolution
Formatted Justified
Deleted 1101
Deleted All
Deleted before they enter upon the duties of their respective offices
Formatted Justified
Deleted 1102
Deleted ILLEGAL CONTRACT
Deleted conviction
Formatted Justified
Deleted SECTION 1103 DUTIES OF OFFICERS AND EMPLOYEES ¶
¶
The City Council by ordinance may assign additional functions or duties to officers departments or agencies established by this Charter but may not discontinue or assign to any other office department or agency any function or duty assigned by this Charter to a particular office department or agency ¶
¶
Where the positions are not incompatible the City Council may combine in one office the powers and duties of two or more offices created or provided for in this Charter ¶
Formatted Space Before 0 pt After 0 pt

including, but not limited to, those relating to decision making where the official has a private financial interest, acceptance of gifts and other items of value, acceptance of campaign contributions, use of confidential information, and use of public property and resources The City Council shall adopt such ordinances and resolutions as it deems necessary to promote ethical conduct in government

SECTION 1404 IMPROPER POLITICAL ACTIVITY

The officers and employees of the City shall not engage in, nor shall the facilities of the City be used for, improper political activities The City Council shall have the authority to establish rules and regulations to implement this policy

Formatted Not Highlight

Formatted Justified

Formatted Font Not Italic

Deleted *XII*

ARTICLE XV ELECTIONS

Formatted Justified

Deleted 1200

SECTION 1500 GENERAL MUNICIPAL ELECTIONS

Deleted M

Deleted E

Deleted said

General municipal elections for the filling of all elective offices other than the Board of Education shall be held in the City on the second Tuesday in April in each even numbered year

The election of members of the Board of Education shall be held in accordance with State law Expenses for Board of Education elections shall be paid by the School District

Deleted ¶
¶

Formatted Justified

Deleted 1201

SECTION 1501 SPECIAL MUNICIPAL ELECTIONS

The City Council may, at its discretion, call an election for any reason sanctioned by law at any time it deems necessary Such election shall be known as a special municipal election

Deleted All other municipal elections that may be held by authority of this Charter or of any law shall be known as special municipal elections

SECTION 1502 ELECTIONS OFFICIAL

The City Clerk shall be the City s elections official, and as such shall supervise the conduct of City elections and shall perform all other duties assigned by State law to the City s elections official In all such matters, the City Clerk shall act in a fair and impartial manner, in accordance with all applicable provisions of this Charter, State law and City ordinances Neither the City Council, nor individual Council Members shall interfere with the City Clerk in the performance of the duties assigned by this section

SECTION 1503 PROCEDURE FOR HOLDING ELECTIONS

Unless otherwise provided by this Charter all City elections shall be held in accordance with applicable provisions of the then current State law.

SECTION 1504 INITIATIVE, REFERENDUM AND RECALL

The rights of the initiative referendum and recall are reserved to the voters of the City. All applicable provisions of the then current State law governing the initiative referendum and recall processes shall apply, insofar as such provisions are not in conflict with this Charter

SECTION 1505 ELECTIONS BY MAIL

The City Council may, by ordinance, authorize the conduct of elections wholly by mail, under which all votes shall be cast in the manner of absentee ballots

ARTICLE XVI FINANCIAL AND FISCAL MATTERS

SECTION 1600 FISCAL YEAR

The fiscal year of the City government shall begin on the first day of July of each year and end on the thirtieth day of June of the following year

SECTION 1601 TAX SYSTEM

Unless otherwise provided by ordinance the City shall continue to use for the purpose of ad valorem municipal taxation the County system of assessment and tax collection as such system is now in effect or may hereafter be amended and insofar as such provisions are not in conflict with this Charter

If the City Council fails to fix the rate and levy taxes on or before August 31st in any year the rate for the next preceding fiscal year shall thereupon be automatically adopted and a tax at such rate shall be deemed to have been levied on all taxable property in the City for the current fiscal year

SECTION 1602 TAX LIMITS

Deleted 1202

Deleted the

Deleted the Elections Code of the

Deleted of California as the same now exist or may hereafter be amended for the holding of elections in general law cities insofar as the same are not in conflict with this Charter

Formatted Justified

Deleted 1203

Deleted and

Deleted of the

Deleted of elective officers

Deleted electors

Deleted (unless otherwise provided by ordinance hereafter enacted) the

Deleted Elections Code of the State of California as amended

Deleted the

Deleted of municipal officers

Deleted of the Elections Code

Formatted Justified

Deleted (Amended by Electorate 4 11-00)¶

Formatted Font Not Italic

Deleted *XIII*

Formatted Justified

Deleted 1300

Formatted Justified

Deleted 1301

Deleted

Formatted Justified

Deleted 1302

Exclusive of special levies permitted by this Charter the City Council shall not levy a property tax in excess of one percent of the assessed value of taxable property in the City for municipal purposes unless authorized by a two thirds vote at a City election.

There shall be levied and collected at the time and in the same manner as other property taxes for municipal purposes are levied and collected as additional taxes if no other provision for payment thereof is made

(a) A tax sufficient to meet all liabilities of the City for principal and interest of all bonds or judgments due and unpaid or to become due during the ensuing fiscal year and

(b) A tax sufficient to meet all obligations of the City to the Public Employees Retirement System or other system for the retirement of City employees due and unpaid or to become due during the ensuing fiscal year

Special levies in addition to the above may be made annually based on City Council approved estimates for the following specific purposes parks recreation refuse disposal city planning libraries advertising and promotion The proceeds of any such special levy shall be used for no other purpose than that specified

SECTION 1603 BONDED DEBT LIMIT

The bonded indebtedness of the City may not exceed the sum of 15 percent of the total assessed valuation of all the real and personal property within the City

SECTION 1604 CONTRACTS FOR PUBLIC WORKS

The City Council shall, from time to time, establish, by ordinance, procedures to ensure the integrity of awarding all contracts for the construction or improvement of public works, buildings, streets, drains, sewers, utilities, parks and playgrounds Subject to such exceptions as the City Council may establish, these procedures shall call for soliciting multiple bids for all contracts The procedures shall be reviewed periodically by the City Council at a public hearing

The City Council may award a contract without complying with the procedures then in place by a vote of at least four fifths of its members after a public hearing

This Charter has been enacted for the collective benefit of the People of the City of Culver City, and is not intended to confer legal rights or remedies upon individual persons or entities that elect to do business with the City In furtherance

Deleted One ($1 00) Dollar on each One Hundred ($100 00) Dollars

Deleted the affirmative votes of

Deleted of the electors voting on the proposition at any election at which the question of such additional levy for municipal purposes is submitted to the electors

Deleted C

Formatted Justified

Deleted 1303

Deleted fifteen (15 /)

Formatted Justified

Deleted 1304

Formatted Font Not Bold

Formatted Space Before 0 pt After 0 pt

of this intention, it is specifically declared that no contractor, person or entity shall be entitled to bring any legal or equitable action against the City alleging that the City failed to perform its obligations under this section or under any ordinance enacted to establish the procedures for awarding public works contracts Nothing in this paragraph shall prohibit or restrict the City from adopting ordinances or entering into contracts that grant legally enforceable rights to one or more contractors, persons or entities

SECTION 1605 PURCHASING OF SUPPLIES, MATERIALS AND EQUIPMENT

The City Council shall establish procedures for the purchasing, storing and distribution of all supplies, materials and equipment required by any City department The City Manager shall direct the implementation of such procedures for all City departments.

SECTION 1606 RESERVE FUNDS

The City Council shall maintain sufficient cash reserves for the purpose of placing the payment of operating expenses of the City on a cash basis The reserves shall be built from any available sources, and in combination with anticipated revenues shall be sufficient to meet all lawful demands against the City Transfers may be authorized by the City Council from one fund to another fund or funds in such amounts as may be required to place those funds as nearly as possible on a cash basis In case of such transfers monies shall be returned to the fund from which they were transferred as they become available

SECTION 1607 CAPITAL FUNDS

The funds for capital improvements previously created are hereby continued in existence The City Council by ordinance may create a special fund or funds for a special capital improvement purpose Subject to the restrictions of the Constitution, the City Council may levy and collect taxes for capital improvements and may include in the annual tax levy a levy for such purposes in which event it must apportion and appropriate to any such fund or funds the money derived from such levy It may not in making such levy exceed the maximum tax rate provided for in this Charter unless authorized by majority vote at a City election. The City Council may transfer to any such fund any unencumbered surplus funds remaining on hand in the City at any time

Once established such fund shall be restricted to only the purposes for which it was created, unless the assent of the voters is expressed to the use of such fund for some other purpose by majority vote at a City election.

Formatted Justified

Deleted Every public works project to be performed by an independent contractor involving an expenditure of more than Twenty Five Thousand ($25 000 00) Dollars for the construction or improvement excluding maintenance and repair of public buildings works streets drains sewers utilities parks and playgrounds shall be let to the lowest responsible bidder after notice by publication in the newspaper designated by the City Council pursuant to Section 517 hereof by two or more insertions the first of which shall be at least ten days before the time for opening bids ¶
¶
The City Council may reject any and all bids presented and may readvertise in its discretion ¶
¶
The City Council by four affirmative votes may award such a contract without complying with bidding procedures provided a public hearing is held on the award of the contract Notice of the public hearing shall be published as provided hereinabove and shall state the name of the proposed contractor scope of the contract and compensation [99]

Deleted 1305

Deleted CENTRALIZED

Formatted Justified

Deleted Under the control and direction of the Chief Administrative Officer there shall be establis [100]

Formatted Justified

Deleted 1306

Deleted which in

Formatted Justified

Deleted 1307

Deleted generally heretofore

Deleted The

Deleted the affirmative votes of a majority of the electors voting on the proposition at any election at [101]

Deleted created

Deleted remain inviolate for

Deleted

Deleted of the electors voting in favor thereof at a general or special election at which such propo [102]

Deleted ¶
(Amended by Electorate 4 11 00)¶
¶ [103]

SECTION 1608 CLAIM REQUIRED FOR ACTIONS AGAINST CITY.

No suit may be brought on any claim for money or damages against the City the City Council, or any City commission, board, committee, officer or employee until a claim has been presented and rejected in whole or in part in accordance with procedures adopted by the City Council for the regulations of claims subject to the provisions of State law

SECTION 1609 INDEPENDENT AUDIT REQUIRED

At the beginning of each fiscal year, the City Council shall employ an independent, certified public accountant or firm of such accountants who, at such time or times as may be specified by the City Council, shall examine the books, records, inventories and reports of the City and of all officers and employees of the City who receive, handle or disburse public funds and of all such other City officers, employees and departments as the City Council may direct As soon as practicable after the end of the fiscal year a final audit and report shall be submitted by such accountant or firm to the City Copies of such audit and report shall be provided to each Council Member, and copies shall be placed on file in the office of the City Clerk and made available for inspection by the general public Such accountant or firm shall have no direct or indirect personal interest in the fiscal affairs of the City or of any of the officers of the City

ARTICLE XVII FRANCHISES

SECTION 1700 FRANCHISES

The City Council may, by ordinance, grant a franchise to furnish the City and its inhabitants with any public utility or service and to use the public streets for that purpose. The exercise by any person, firm or corporation of any privilege for which a franchise is required without procuring such franchise from the City is prohibited

Before granting any franchise the City Council shall adopt a resolution declaring its intention to grant the same stating the name of the proposed grantee the character of the franchise and the terms and conditions upon which it is proposed to be granted Such resolution shall set forth the time and place at which any person may appear before the City Council and be heard. The City Council shall direct the City Clerk to publish the resolution at least once within 15 days of its passage in a newspaper circulated in the City and designated by the City Council. The date and time fixed for the public hearing shall be not less than 20, nor more than 60 days after the adoption of the resolution

Deleted 1310
Deleted CLAIM REQUIRED
Formatted Justified
Deleted or any Board Commission
Deleted thereof
Deleted for the same
Formatted Justified
Deleted 1311
Deleted The City Council shall employ at the beginning of each fiscal year an independent qualified public accountant or firm of such accountants who at such time or times as may be specified by the City Council shall examine the books records inventories and reports of all officers and employees who receive handle or disburse public funds and all such other officers employees departments or agencies as the City Council may direct
Deleted Council one copy thereof to be distributed to each member one to the City Attorney and the City Treasurer respectively two to the Chief Administrative Officer and three additional copies to be placed on file in the office of the City [104]
Deleted direct or indirect
Deleted Government
Deleted SECTION 1312 [105]
Deleted XIV
Formatted Justified
Deleted 1400
Deleted GRANTING OF
Deleted may
Deleted therefor
Deleted pass
Deleted when and where
Deleted having any objecti [106]
Deleted thereon
Deleted said
Deleted fifteen
Deleted the
Deleted thereof
Deleted such
Deleted twenty
Deleted sixty
Deleted passage of said

At the hearing the City Council shall consider all protests and comments. Thereafter the City Council may amend, grant, or deny the franchise. Such decision shall be final and conclusive subject to the right of referendum of the People

ARTICLE XVIII REVENUE RETENTION

SECTION 1800 REDUCTIONS PROHIBITED

With regard to municipal affairs and areas not preempted by the State, any revenues raised and collected by the City shall not be subject to subtraction, retention, attachment, withdrawal or any other form of involuntary reduction by any other level of government

SECTION 1801 MANDATES LIMITED

No other level of government shall have the right to require any person acting on behalf of the City to perform any function unless and until the mandating authority provides sufficient funds for the performance of such function. The City Council may instruct any department, commission, board, committee, officer or employee of the City to disregard any mandate for which adequate funding has not been provided

ARTICLE XIX CHARTER REVIEW COMMITTEE

SECTION 1900 CHARTER REVIEW COMMITTEE

Beginning in January 2014, and in January every 10 years thereafter, the City Council shall hold a public hearing to consider the need for a comprehensive review of the existing Charter and shall determine whether or not to appoint a Committee to consider and propose amendments to the existing Charter. Within 12 months after its creation, or such other time period as may be specified by the City Council, the Committee shall present to the City Council any proposed amendments to the Charter. The City Council shall act upon the recommendations of the Committee before the last day to place the proposed amendments on the ballot at the next regular municipal election. The City Council may, at its discretion, appoint a Charter Review Committee at any time.

ARTICLE XX SUCCESSION AND TRANSITION

Deleted proceed to hear and pass upon all protest and its decision thereon shall be final and conclusive

Deleted it

Deleted

Deleted

Deleted p

Deleted SECTION 1401 EXERCISING RIGHTS WITHOUT FRANCHISE ¶
¶
The exercise by any person firm or corporation of any privilege for which a franchise is required without procuring such franchise shall be a misdemeanor and each day that such condition continues to exist shall constitute a separate violation ¶

Formatted Font Not Bold Not Italic

Formatted Centered

Formatted Left Space Before 0 pt After 0 pt

Formatted Font Not Bold

Formatted Space Before 0 pt After 0 pt

Formatted Font Bold

Formatted Centered Space Before 0 pt After 0 pt

Formatted Space Before 0 pt After 0 pt

Formatted Font Not Bold

Formatted Font Not Bold

Formatted Justified Level 2

Deleted ¶

Deleted III

SECTION 2000 EFFECTIVE DATE OF CHARTER

This Charter shall be effective on the later of July 1, 2006, or the date it is accepted and filed by the Secretary of State

SECTION 2001 RIGHTS AND LIABILITIES

The City shall continue to own, possess and control all rights and property of every kind and nature owned, possessed or controlled by it at the time this Charter takes effect and shall continue to be subject to all its debts, obligations, liabilities and contracts

SECTION 2002 EXISTING LAWS, REGULATIONS AND POLICIES

All lawful ordinances resolutions policies, rules and regulations in force at the time this Charter takes effect and that are not in conflict or inconsistent with this Charter are hereby continued in force until they have been duly repealed amended changed or superseded by proper authority

SECTION 2003 RIGHTS OF OFFICERS AND EMPLOYEES PRESERVED

Except as specifically provided nothing in this Charter shall affect or impair the civil service pension and retirement rights or privileges of officers or employees of the City or of any City department existing at the time this Charter takes effect

SECTION 2004 CONTINUANCE OF CITY COUNCIL AND BOARD OF EDUCATION

The members of the City Council and of the Board of Education of the Culver City Unified School District in office at the time this Charter takes effect shall continue in office until the expiration of their respective terms and until their successors are elected and certified

SECTION 2005 EXISTING COMMISSIONS, BOARDS AND COMMITTEES

Commissions, boards and committees previously established by the City Council shall continue to exist and exercise the powers and perform the duties conferred upon them, provided, however, that the City Council may abolish any or all of said commissions, boards or committees and may alter their structure, membership and duties

Deleted 306
Deleted when
Deleted 300
Deleted The City of Culver City as successor in interest of the municipal corporation of the same name heretofore created and existing shall own possess control and in every way succeed to and become the owner of rights and of property of every kind and nature by said existing municipal corporation owned possessed or controlled and shall be subject to all the debts obligations liabilities and duties of said existing corporation
Formatted Left
Deleted 301
Deleted ORDINANCES CONTINUED IN EFFECT
Deleted or portions thereof
Deleted herewith
Deleted the same
Formatted Left
Deleted 302
Deleted Nothing in this Charter contained e
Deleted
Deleted office
Deleted or agency thereof
Formatted Left
Deleted 303
Deleted PRESENT OFFICERS AND EMPLOYEES
Deleted The present officers and employees shall without interruption continue to perform the duties of their respective offices and employments for the compensation provided by the existing ordinances resolutions rules or laws until the appointment and qualification of their successors under this Charter and subject to such removal and control as is herein provided ¶
¶
Deleted the City Clerk an [107]
Deleted qualified
Deleted
Formatted Indent First line 0
Formatted [108]
Formatted Font Bold
Formatted Indent First line 0

The members of the commissions and boards holding office when this Charter takes effect shall continue to hold office until their respective terms of office shall expire and until their successors shall be appointed, or until such time as the body is abolished by action of the City Council

The members of Committees existing when this Charter takes effect shall continue to remain members until they are replaced or removed by the City Council or until the Committee is abolished

SECTION 2006 EXISTING EMPLOYEES OF THE CITY

The present employees of the City shall continue to perform their duties without interruption, subject to this Charter and all applicable provisions of any existing or future ordinance, resolution, rule or law relating to the removal, duties or control of such employees

SECTION 2007 EXISTING CONTRACTS AND CONTRACTING PROCEDURES

All contracts entered into by the City or for its benefit before the effective date of this Charter shall continue in full force and effect according to their terms

The procedures for awarding contracts for public works existing at the time this Charter takes effect, will continue to be followed until such time as the City Council establishes, by ordinance, different required procedures

SECTION 2008 PENDING ACTIONS AND PROCEEDINGS

No civil or criminal action or proceeding that has been brought by or against the City or any City department and that is pending as of the effective date of this Charter, shall be affected or abated by the adoption of this Charter All such actions or proceedings may be continued, even if the functions powers or duties of any City department that is a party to such action or proceeding have been assigned or transferred under this Charter to another City department In that event such actions may be prosecuted or defended by the head of the City department to which such functions powers and duties have been assigned or transferred under this Charter

SECTION 2009 CONTINUANCE OF CITY TREASURER

The previously elected City Treasurer shall continue to serve until April 8, 2008 Prior to such date, the elected City Treasurer shall exercise all of the duties

Deleted 304
Deleted CONTINUANCE OF
Deleted PUBLIC IMPROVEMENTS
Formatted Left
Deleted C
Deleted prior to the taking effect
Deleted Public improvements for which proceedings have been instituted under laws existing at the time this Charter takes effect in the discretion of the City Council may be carried to completion as nearly as practicable in accordance with the provisions of such existing laws or may be contained or perfected hereunder
Deleted 305
Deleted civil or criminal pending at the time when this Charter takes effect
Deleted office
Deleted or agency thereof
Deleted or by anything herein contained but all
Deleted notwithstanding that
Deleted and
Deleted office
Deleted or agency
Deleted thereto by or
Deleted may be assigned or transferred
Deleted office
Deleted or agency but in
Deleted the same
Deleted office
Deleted or agency
Deleted by or
Deleted SECTION 306 EFFECTIVE DATE OF CHARTER ¶ ¶ This Charter shall be effective when accepted and filed by the Secretary of State ¶
Formatted Justified
Formatted Not Highlight
Formatted Not Highlight
Formatted [109]
Formatted Not Highlight
Formatted [110]

and functions assigned to the City Treasurer by the Charter in effect immediately prior to the adoption of this Charter, including the supervision and direction of the City's investment function. Should the office of City Treasurer become vacant prior to April 8, 2008, the City Council shall appoint a replacement to serve until April 8, 2008.

SECTION 2010. CONTINUANCE OF CITY CLERK.

The person elected to the office of City Clerk at the April 11, 2006, general municipal election shall serve until April 8, 2008. Prior to such date, the elected City Clerk shall exercise all of the duties and functions assigned to the City Clerk by the Charter in effect immediately prior to the adoption of this Charter. Should the office of City Clerk become vacant prior to April 8, 2008, the City Council shall appoint a replacement to serve until April 8, 2008.

SECTION 2011. ELIMINATION OF TRANSITION PROVISIONS.

If, in the judgment of the City Attorney, any of the sections included in this Article become obsolete by virtue of the completion of all acts required under those sections, the City Attorney shall so advise the City Council. Upon the adoption by the City Council of a resolution to such effect, the obsolete sections shall be deemed to have expired, and the City Clerk shall then remove those sections from the next printing of this Charter.

ARTICLE XXI MISCELLANEOUS

SECTION 2100. VIOLATIONS.

A violation of any provision of this Charter shall be a misdemeanor, except that such violation may be prosecuted as an infraction at the discretion of the prosecuting authority. The City Council shall, by ordinance, establish the penalties for a violation of this Charter, but in no event shall such penalties exceed the maximum penalties permitted under State law.

Any violation of this Charter may be prosecuted in the name of the People of the State of California or may be redressed by the City through any legal or equitable remedies.

SECTION 2101. VALIDITY.

Formatted: Not Highlight
Formatted: Font: (Default) Arial, 12 pt
Formatted: Font: Not Bold
Formatted: Not Highlight
Formatted: Not Highlight
Formatted: Justified
Formatted: Font: (Default) Arial, 12 pt
Formatted: Not Highlight
Formatted: Font: (Default) Arial, 12 pt
Formatted: Not Highlight
Formatted: Font: (Default) Arial, 12 pt
Formatted: Not Highlight
Formatted: Font: (Default) Arial, 12 pt
Formatted: Not Highlight
Formatted: Font: (Default) Arial, 12 pt
Formatted: Not Highlight
Formatted: Font: (Default) Arial, 12 pt
Formatted: Not Highlight
Formatted: Font: (Default) Arial, 12 pt
Formatted: Justified
Deleted: XV
Formatted: Justified
Deleted: SECTION 1500 DEFINITIONS ¶ ¶ Unless the provisions or the context otherwise requires, as used in this Charter: ¶ (a) "Shall" is mandatory and "may" is permissive. ¶ ¶ (b) "City" is the City of Culver City and "department," "board," "commission," "agency," "officer," or "employee" is a department, board, commission, agency, officer or employee, as the case may [111]
Deleted: 1501
Deleted: The violation of an [112]
Formatted: [113]
Formatted: Justified
Formatted: Justified
Deleted: 1502

If any provision of this Charter, or the application of any Charter provision to any person or circumstance is held invalid the remainder of this Charter and the application of such provision to other persons or circumstances shall not be affected.

Deleted s
Deleted the
Deleted thereof
Deleted the
Deleted thereby

PART I
THE CHARTER

The Charter is established by the people of the City of Culver City as the organic law of the City under the Constitution of the State

The Revised Charter of the City of Culver City was approved by the voters on November 6 1979 Filed with the Secretary of State April 9 1982 as Charter Chapter No 9

Section

Article I Name of City

100 Name

Article II Boundaries

200 Boundaries

Article III Succession

300 Rights and Liabilities

301 Ordinance Continued in Effect

302 Rights of Officers and Employees Preserved

303 Continuance of Present Officers and Employees

304 Continuance of Contracts and Public Improvements

305 Pending Actions and Proceedings

306 Effective Date of Charter

Article IV Power of City

400 Powers of City

401 Procedures

Article V The City Council, City Clerk and City Treasurer

500 City Council Clerk and Treasurer Terms

500 1

500 2 Terms of Council Members

501 City Council Clerk and Treasurer Eligibility

502 Compensation of Elected Officials

503 City Council Clerk and Treasurer Vacancy

504 Council Member Forfeiture of Office

505 Selection of Mayor Duties

506 Powers Vested in the City Council

507 Council Meetings Place Time

508 Special Meetings of Council

509 Council Proceedings

510 Adoption of Ordinances and Resolutions

511 Ordinances Enactments

512 Ordinances Publication

513 Codification of Ordinances

514 Ordinance When Effective

515 Ordinances Violation Penalty

516 Ordinances Amendments

517 Publishing of Legal Notices

518 Citizen Participation

Article VI Officers

600 Officers to be Appointed by the City Council

601 City Clerk Powers and Duties

602 City Treasurer Powers and Duties

603 City Attorney

Article VII Board of Education

700 Number and Term

701 Board of Education Eligibility

702 Vacancies

703 Officers

704 Special Elections

Article VIII Appointive Boards and Commissions

800 In General

801 Appropriations

802 Appointment Term

803 Existing Boards

804 Meetings Chairman

805 Oaths Affirmations

806 Charter Commissions

Article IX Civil Service

900 Merit Principle

900 1 City Attorney

901 Appointments from Civil Service Positions

902 Improper Political Activity

903 Prohibitions

Article X. Retirement System

1000 Public Employees Retirement System

Article XI General Provisions Relating to Officers and Employees

1100 Official Bonds

1101 Oath of Office

1102 Illegal Contract Financial Interest

1103 Duties of Officers and Employees

Article XII Elections

1200 General Municipal Elections

1201 Special Municipal Elections

1202 Procedure for Holding Elections

1203 Initiative Referendum and Recall

Article XIII Financial and Fiscal Matters

1300 Fiscal Year

1301 Tax System

1302 Tax Limits

1303 Bonded Debt Limit

1304 Contracts for Public Works

1305 Centralized Purchasing

1306 Reserve Funds

1307 Capital Funds

1308 Departmental Trust Fund

1309 Warrants on Treasury

1310 Actions Against City Claim Required

1311 Independent Audit Required

1312 Annual Budget Preparation

1313 Budget Submission to City Council

1314 Budget Public Hearing

1315 Budget Further Consideration and Adoption

1316 Budget Appropriations

Article XIV Franchises

1400 Granting of Franchises

1401 Exercising Rights Without Franchise

Article XV Miscellaneous

1500 Definitions

1501 Violations

1502 Validity

ARTICLE I NAME OF CITY

SECTION 100 NAME

The municipal corporation now existing and known as the City of Culver City shall remain and continue to exist a body politic and corporate as at present in fact and in law

ARTICLE II BOUNDARIES

SECTION 200 BOUNDARIES

The territory of the City shall be that contained in the boundaries established as of January 21 1947 and as changed since that date in the manner provided by law

ARTICLE III SUCCESSION

SECTION 300 RIGHTS AND LIABILITIES

The City of Culver City as successor in interest of the municipal corporation of the same name heretofore created and existing shall own possess control and in every way succeed to and become the owner of rights and of property of every kind and nature by said existing municipal corporation owned possessed or controlled and shall be subject to all the debts obligations liabilities and duties of said existing corporation

SECTION 301 ORDINANCES CONTINUED IN EFFECT

All lawful ordinances resolutions rules and regulations or portions thereof in force at the time this Charter takes effect and not in conflict or inconsistent herewith are hereby continued in force until the same have been duly repealed amended changed or superseded by proper authority

SECTION 302 RIGHTS OF OFFICERS AND EMPLOYEES PRESERVED

Nothing in this Charter contained except as specifically provided shall affect or impair the civil service pension and retirement rights or privileges of officers or employees of the City or of any office department or agency thereof existing at the time this Charter takes effect

SECTION 303 CONTINUANCE OF PRESENT OFFICERS AND EMPLOYEES

The present officers and employees shall without interruption continue to perform the duties of their respective offices and employments for the compensation provided by the existing ordinances resolutions rules or laws until the appointment and qualification of their successors under this Charter and subject to such removal and control as is herein provided

The members of the City Council and of the Board of Education of the Culver City Unified School District the City Clerk and City Treasurer in office at the time this Charter takes effect shall continue in office until the expiration of their respective terms and until their successors are elected and qualified

SECTION 304 CONTINUANCE OF CONTRACTS AND PUBLIC IMPROVEMENTS

All Contracts entered into by the City or for its benefit prior to the taking effect of this Charter shall continue in full force and effect Public improvements for which proceedings have been instituted under laws existing at the time this Charter takes effect in the discretion of the City Council may be carried to completion as nearly as practicable in accordance with the provisions of such existing laws or may be contained or perfected hereunder

SECTION 305 PENDING ACTIONS AND PROCEEDINGS

No action or proceeding civil or criminal pending at the time when this Charter takes effect brought by or against the City or any office department or agency thereof shall be affected or abated by the adoption of this Charter or by anything herein contained but all such actions or proceedings may be continued notwithstanding that functions powers and duties of any office department or agency party thereto by or under this Charter may be assigned or transferred to another office department or agency but in that event the same may be prosecuted or defended by the head of the office department or agency to which such functions powers and duties have been assigned or transferred by or under this Charter

SECTION 306 EFFECTIVE DATE OF CHARTER

This Charter shall be effective when accepted and filed by the Secretary of State

ARTICLE IV POWER OF CITY

SECTION 400 POWERS OF CITY

The City shall have the power to make and enforce all laws and regulations in respect to municipal affairs subject only to such restrictions and limitations as may be provided in this Charter and in the State Constitution The enumeration in this Charter of any particular power shall not be held to exclude other powers nor to be any limitation upon this general grant of power

Additionally the City shall have the power to

1 Constitute regulate and govern the City police force

2 Provide for subgovernment in all or any part of the City and

3 Shall have plenary authority subject only to the restrictions of this Charter and Article XI of the State Constitution to provide the manner in which the method by which the times at which and the terms for which the several municipal officers and employees

whose compensation is paid by the City shall be elected or appointed and for their removal and for their compensation and for the number of deputies clerks and other employees that each shall have and for the compensation method of appointment qualifications tenure of office and removal of such deputies clerks and other employees

It shall also have the power to exercise any and all rights powers and privileges heretofore or hereafter established granted or prescribed by any law of the State by this Charter or by other lawful authority or which a municipal corporation might or could exercise under the State Constitution

SECTION 401 PROCEDURES

The City shall have the power to act in accordance with any lawful procedure

ARTICLE V THE CITY COUNCIL, CITY CLERK AND CITY TREASURER

SECTION 500 CITY COUNCIL, CLERK AND TREASURER TERMS

The City Council shall consist of five members elected from the city at large at the times and in the manner in this Charter provided and who shall serve for a term of four years

The City Clerk and City Treasurer shall be elected from the city at large and shall serve for a term of four years

The terms of all members of the City Council City Clerk and City Treasurer shall commence on the first Monday following their election and each shall serve until a successor is elected and qualified Any ties in voting shall be settled by the casting of lots

SECTION 500 1

The City Clerk and City Treasurer shall be elected at alternate elections

(Amended by Electorate 4 11 00)

SECTION 500 2 TERMS OF COUNCIL MEMBERS

No person shall serve more than two (2) consecutive full terms as council member If a person serves as partial term in excess of two (2) years it shall be considered full term for the purpose of this provision This provision shall be effective as of April 1994 All consecutive council member terms shall be counted for elections held after April 1994

Nothing in this provision shall act as a bar to service as a council member after at least two (2) years have elapsed from the last full term as council member

(Amended by Electorate 4 12 94)

SECTION 501 CITY COUNCIL, CLERK AND TREASURER ELIGIBILITY

Only a resident of the City who is a lawfully registered voter shall be eligible to hold an elective office of the City Candidates for election to any such office must have been lawfully registered voters of the City for the 30 days immediately preceding the filing of their nomination papers

A Candidates for the Office of City Treasurer must meet the following minimum qualifications

(1) No person shall be eligible for election to the Office of City Treasurer unless that person has served in a senior financial management position in a county city or other public agency dealing with similar financial responsibilities for a continuous period of not less than three years OR

(2) the person possesses at least an Associate of Arts Degree from an accredited college or university including a minimum of 16 college semester units or equivalent hours in accounting auditing cash management finance business administration public administration economics or a related field

B Upon election the following shall apply to the City Treasurer

(1) The City shall purchase a bond for the City Treasurer as prescribed by the Culver City Municipal Code if the successful candidate cannot be bonded he/she shall forfeit his/her office

(2) Any duly elected City Treasurer shall beginning in the year 2000 complete a valid continuing course of study as prescribed by this section and shall on June 30th of each two year period render to the City Council a certification indicating that the Treasurer has during that period successfully completed a continuing education program consisting of at a minimum 24 units of an equivalent amount of continuing education hours within the discipline of treasury management or public finance or both offered by a recognized state or national association institute or accredited college or university The willful or negligent failure of the Treasurer to comply with this requirement shall be deemed a violation of this section and shall result in forfeiture of office

(Amended by Electorate 4 11 00)

SECTION 502 COMPENSATION OF ELECTED OFFICIALS

The members of the City Council shall receive compensation for their services in accordance with the provisions of the State law as set forth in the Government Code

The City Clerk and the City Treasurer shall receive compensation for their services in accordance with an ordinance or resolution adopted by the City Council which compensation shall not be diminished after their election or during their terms of office except by the affirmative votes of at least four members of the City Council

SECTION 503 CITY COUNCIL, CLERK AND TREASURER VACANCY

A vacancy in any elective office of the City shall be filled by appointment by the City Council such appointee to hold office until a successor is elected and qualified If the vacancy occurs before the first day to file nomination papers for the next general municipal election and is not filled at a special election before that day any unexpired term shall be filled at the general election

If a vacancy is not filled by appointment within 30 days after its occurrence the City Council shall immediately call a special election to fill the vacancy The election shall be held not later than 120 days after the occurrence of the vacancy provided that the election need not be called if it cannot be held at least 180 days before the next general municipal election A person elected at a special election shall hold office for the remainder of any unexpired term and until a successor is elected and qualified

SECTION 504 COUNCIL MEMBER FORFEITURE OF OFFICE

The office of a member of the City Council shall be forfeited upon the happening of any of the following The Council member is absent from all regular City Council meetings for a period of sixty days without consent of the City Council or the Council Member is convicted of a crime involving moral turpitude or the Council Member ceases to be a resident and lawfully registered voter of the City Upon the happening of any of the foregoing events the office of said Council Member shall become vacant and be so declared by the City Council

(Amended by Electorate 4 11 00)

SECTION 505 SELECTION OF MAYOR DUTIES

(a) At the first meeting following any general or special municipal election at which Councilmembers are elected and at the second meeting in April in odd numbered years the City Council shall elect one of its members as its presiding officer who shall have the title of Mayor and shall serve at the pleasure of the Council The Mayor shall have a voice and a vote in all its proceedings shall be the official head of the City for all ceremonial purposes

and shall perform such other duties as may be prescribed by this Charter or as may be imposed by the City Council consistent with the office of Mayor

(b) Selection of Vice Mayor The City Council shall also elect one of its members as Vice Mayor who shall perform the duties of the Mayor during the absence or disability of the Mayor

(c) A Councilmember who has held the office of Mayor or Vice Mayor for one year shall not be eligible for reelection to that same office until one year has elapsed

SECTION 506 POWERS VESTED IN THE CITY COUNCIL

All powers of the City shall be vested in the City Council subject to the provisions of this Charter and of the Constitution of the State of California

SECTION 507 COUNCIL MEETINGS, PLACE, TIME

The Council Chambers of the City Hall shall be the primary place of all meetings

The City Council by a four fifths vote may order a regular meeting to be held not less than seven days thereafter at a place within the City other than the Council Chambers

Upon making a finding that the public interest requires it the City Council by a four fifths vote may order a meeting adjourned to another location within the City and to a time during the same day on which the order is made

If for any reason it shall be unsafe to meet in the Council Chambers meetings may be held for the duration of the unsafe condition at a place within the City designated by the Mayor or by three Councilmembers

At the time an order is made to hold a meeting at a place other than the Council Chambers the City Clerk shall immediately post conspicuously on or near the outside main entrance of the Council Chambers a copy of the order and shall maintain the notice so posted until the meeting is held

REGULAR MEETINGS

The City Council shall hold regular meetings at least twice each month at such times as it shall fix by ordinance or resolution and may adjourn or readjourn any regular meeting to a date certain which shall be specified in the order of adjournment and when so adjourned each adjourned meeting shall be a regular meeting for all purposes

SECTION 508 SPECIAL MEETINGS OF COUNCIL

A special meeting of the Council may be called at any time by the Mayor or by a majority of the Councilmembers by delivering personally or by mail written notice to each Councilmember and to each local newspaper of general circulation radio or television station requesting notice in writing Such notice must be delivered personally or by mail at least 24 hours before the time of such meeting as specified in the notice The call and notice shall specify the time and place of the special meeting and the business to be transacted no other business shall be considered at such meeting Such written notice may be dispensed with as to any Councilmember who at or prior to the time the meeting convenes files with the City Clerk a written waiver of notice Such waiver may be given by telegram Such written notice may also be dispensed with as to any Councilmember who is actually present at the meeting at the time it convenes

SECTION 509 COUNCIL PROCEEDINGS

Three members of the City Council shall constitute a quorum to do business but a less number may adjourn from time to time The City Council shall judge the qualifications of its members as set forth by the Charter and shall judge all election returns Each member of the City Council shall have the power to administer oaths and affirmations in any investigation or proceeding pending before the City Council

It shall have the power and authority to compel the attendance of witnesses to examine them under oath and to compel the production of evidence before it Subpoenas may be issued in the name of the City and be attested by the City Clerk Disobedience of such subpoenas or the refusal to testify (upon other than constitutional grounds) shall constitute a misdemeanor

The City Council shall cause the City Clerk to keep a correct record of all its proceedings and at the demand of any member or upon the adoption of any ordinance resolution or order for the payment of money the City Clerk shall call the roll and shall cause the ayes and noes taken on any question to be entered in the minutes of the meeting

SECTION 510 ADOPTION OF ORDINANCES AND RESOLUTIONS

With the sole exception of ordinances which take effect upon adoption hereinafter referred to no ordinance shall be adopted by the City Council on the day of its introduction nor within five days thereafter nor at any time other than at a regular or adjourned regular meeting At the time of adoption of an ordinance or resolution it shall be read in full unless after the reading of the title thereof the further reading thereof is waived by unanimous consent of the Councilmembers present In the event that any ordinance is altered after its introduction the same shall be reintroduced and not finally adopted except at a regular or adjourned regular meeting held not less than five days after the date upon which such ordinance was so reintroduced The correction of typographical or clerical errors shall not constitute the making of an alteration within the meaning of the foregoing sentence

The affirmative votes of at least three members of the City Council shall be required for the introduction or enactment of any ordinance or resolution or for the making or approving of any order for the payment of money

Requirement for Payment of Money Order No order for the payment of money shall be adopted or made at any other than a regular or adjourned regular meeting

Urgency Ordinances Any ordinance declared by the City Council to be necessary as an urgency measure for preserving the public peace health or safety and containing a statement of the reasons for its urgency may be introduced and adopted at any regular adjourned or special meeting if passed by at least four affirmative votes

(Amended by Electorate 4 11 00)

SECTION 511 ORDINANCES, ENACTMENTS

In addition to such acts of the City Council as are required by statute or by this Charter to be by ordinance every act of the City Council establishing a fine or other penalty or granting a franchise shall be by ordinance

The enacting clause of all ordinances shall be substantially as follows The City Council of the City of Culver City does ordain as follows

SECTION 512 ORDINANCES, PUBLICATION

The City Clerk shall cause each ordinance within 15 days after its adoption to be published at least once in a newspaper designated by the City Council

SECTION 513 CODIFICATION OF ORDINANCES

Any and all ordinances of the City which have been enacted and published in the manner required at the time of their adoption and which have not been repealed may be compiled consolidated revised indexed and arranged as a comprehensive ordinance code and such code may be adopted by reference by the passage of an ordinance for such purpose Such code need not be published in the manner required for other ordinances but not less than three copies thereof shall be filed for use and examination by the public in the office of the City Clerk prior to the adoption thereof Subsequent amendments to sections of the code shall be enacted in the same manner as herein required for the amendment of ordinances generally

Detailed regulations pertaining to any subject such as the construction of buildings plumbing wiring or other subjects which require extensive regulations after having been

arranged as a comprehensive code may likewise be adopted by reference in the manner herein above provided

SECTION 514 ORDINANCE, WHEN EFFECTIVE

No ordinance shall become effective until thirty days from and after the date of its adoption except the following which shall take effect upon adoption

(a) An ordinance calling or otherwise relating to an election

(b) An improvement proceeding ordinance adopted under some law or procedural ordinance

(c) An ordinance declaring the amount of money necessary to be raised by taxation or fixing the rate of taxation or

(d) An emergency ordinance adopted in the manner herein provided

SECTION 515 ORDINANCES, VIOLATION, PENALTY

Violation of an ordinance of the City is a misdemeanor unless by ordinance it is made an infraction and such violation may be prosecuted in the name of the people of the State of California or may be redressed by civil action

The City Council by ordinance may fix the penalty by fine or imprisonment or both for misdemeanors and by fine only for infractions

SECTION 516 ORDINANCES, AMENDMENTS

The amendment of any section or sections of an ordinance may be accomplished solely by the reenactment of such section or sections at length as amended

SECTION 517 PUBLISHING OF LEGAL NOTICES

The City Council shall designate one newspaper circulated within the City for the publication of all notices and other matter required to be published in a newspaper A change to another newspaper shall not be made until a notice of the intention to change is published in the designated newspaper

Additionally all legal notices or other matter required to be published shall be posted in at least three public places within the city

The charges for such publications in the designated newspaper shall not exceed the rates which the general public is charged for similar publications

In the event the designated newspaper is unavailable then the posting in three public places shall be sufficient

SECTION 518 CITIZEN PARTICIPATION

No citizen shall be denied the right personally or through counsel to present grievances at any regular or special meeting of the Council or offer suggestions for the betterment of municipal affairs

ARTICLE VI OFFICERS

SECTION 600 OFFICERS TO BE APPOINTED BY THE CITY COUNCIL

The City Council shall appoint the Chief Administrative Officer and the City Attorney and all other department heads The powers and duties of department heads shall be prescribed by ordinance or resolution The City Council by ordinance may create modify or abolish any department

SECTION 601 CITY CLERK, POWERS AND DUTIES

The City Clerk shall have power and be required to

(a) Attend or ensure the Deputy City Clerk attends all meetings of the City Council unless excused by the City Council but in no event shall the City Clerk be absent from Council Meetings for more than sixty (60) consecutive days without the consent of the City Council without forfeiting his/her office The sixty (60) consecutive day period shall be computed from the last Regular Council Meeting attended by the City Clerk The City Clerk or Deputy City Clerk shall record and maintain a full and true record of all the proceedings of the City Council in books that shall bear appropriate titles and be devoted to such purposes Such books shall have a general index sufficiently comprehensive to enable a person readily to ascertain matters contained therein

(b) Maintain ordinance and resolution books into which shall be recorded all City ordinances and resolutions with the certificate of the Clerk annexed to each thereof stating the same to be a correct copy giving the number of said ordinances or resolutions and as to an ordinance requiring publication stating that the same has been published and posted in accordance with this Charter

(c) Be the custodian of the seal of the City

(d) Administer oaths or affirmations take affidavits and depositions pertaining to the affairs and business of the City and certify copies of official records

(e) The City Clerk shall have the power to appoint and remove such deputies as are provided for by the City Council subject to the Civil Service System of the City and the rules and regulations promulgated thereunder

(Amended by Electorate 4 12 94 Amended by Electorate 4 11 00)

SECTION 602 CITY TREASURER, POWERS AND DUTIES

The City Treasurer shall be the custodian of all public funds belonging to or under control of the City or of any office department or agency thereof and shall have power and be required to

(a) Receive and have custody of all moneys receivable by the City from any source

(b) Deposit all moneys received in such depositories as may be designated by resolution of the City Council and in compliance with all of the provisions of the State Constitution and laws of the State governing the handling depositing and securing of public funds

(c) Disburse moneys on demands properly audited in the manner provided for in this Charter and

(d) Maintain a general accounting system for the City government and each of its offices departments and agencies

(e) Submit to the City Council through the Chief Administrative Officer a monthly statement of all receipts and disbursements in sufficient detail to show the exact financial conditions of the City

(f) Audit and approve before payment all claims and demands or charges against the City government and with the advice of the City Attorney when necessary determine the regularity legality and correctness of such claims demands or charges

The City Treasurer shall have the power to appoint and remove such deputies as are provided for by the City Council subject to the Civil Service System of the City and the rules and regulations promulgated thereunder

(Amended by Electorate 4 12 94 Amended by Electorate 4 11 00)

SECTION 603 CITY ATTORNEY

To become eligible for appointment as City Attorney the appointee shall have been admitted to practice as an attorney in all of the State courts of California The City Attorney shall have power and be required to

(a) Represent and advise the City Council and all City officers in all matters of law pertaining to their offices

(b) Represent and appear for the City and any City officer or employee or former City officer or employee in any or all actions and proceedings in which the City or any such officer or employee in or by reason of his official capacity is concerned or is a party but the City Council shall have control of all legal business and proceedings and may employ other attorneys to take charge of any litigation or matter or to assist the City Attorney therein

(c) Attend all meetings of the City Council unless excused and give opinions in writing and advice whenever requested to do so by the City Council or by any of the boards or officers of the City

(d) Approve the form of all bonds given to and all contracts made by the City endorsing his approval thereon in writing

(e) Prepare any and all proposed ordinances or resolutions for the City and amendments thereto and

(f) Prosecute on behalf of the people such criminal cases for violations of this Charter of City ordinances and State laws as in the opinion of the City Attorney or the Chief of Police require his attention

ARTICLE VII BOARD OF EDUCATION

SECTION 700 NUMBER AND TERM

The Board of Education shall consist of five (5) members elected from the School District at large for a term of four (4) years

SECTION 701 BOARD OF EDUCATION ELIGIBILITY

Only a resident of the School District who is a lawfully registered voter shall be eligible to hold office as a member of the Board of Education Candidates for election to such office must be lawfully registered voters of the School District for the thirty (30) days immediately preceding the filing of their nomination papers

SECTION 702 VACANCIES

A vacancy in the Board of Education from whatever cause arising shall be filled by appointment by the Board of Education such appointee to hold office until his/her successor is elected and qualified

If the vacancy occurs before the first day to file nomination papers for the next Board of Education election a Board member shall be elected at that election as successor to any appointee or to fill the vacancy if it has not been filled before said first day for the remainder of any unexpired term

If the Board of Education does not fill the vacancy within sixty (60) days after the occurrence of the vacancy it shall call a special election to fill the vacancy to be held not later than one hundred and twenty (120) days after the occurrence of the vacancy provided that such special election need not be called if a regular Board of Education election will be held within one hundred and eighty (180) days from the occurrence of the vacancy

If a vacancy is to be filled or if a successor to an appointee is to be elected at a regular Board of Education election to fill the remainder of an unexpired term then of the members elected to the Board of Education at said regular election that member receiving the lowest number of votes shall be deemed to have been elected to fill the vacancy or to succeed the appointee if any to the unexpired term Those members receiving the highest number of votes shall be deemed to have been elected for the regular four year term which normally commences in that election year

If a member of the Board of Education absents himself/herself from all regular meetings of the Board for a period of sixty days consecutively from and after the last regular board meeting attended by such member unless by permission of the Board expressed in its official minutes or is convicted of a crime involving moral turpitude or ceases to be a lawfully registered voter and resident of the School District the members office thereupon shall become vacant and shall be so declared by the Board of Education

SECTION 703 OFFICERS

At the annual organizational meeting of the Board of Education the Board shall elect a president vice president and clerk and no officer of the Board shall see more than two consecutive years in the same office

SECTION 704 SPECIAL ELECTIONS

The Board of Education may at its discretion call an election for any reason sanctioned by law at any time it deems appropriate

ARTICLE VIII APPOINTIVE BOARDS AND COMMISSIONS

SECTION 800 IN GENERAL

The Council shall by ordinance establish boards and commissions enumerated in this article and such additional boards or commissions as in its judgment are required and may grant to any board or commission such powers and duties as are consistent with the provisions of this Charter

SECTION 801 APPROPRIATIONS

The City Council shall appropriate annually sufficient funds for the efficient and proper functioning of such boards and commissions

SECTION 802 APPOINTMENT, TERM

The members of each of such boards or commissions shall be appointed by the City Council from the qualified electors of the City none of whom shall hold any paid office or employment in city government They shall be subject to removal by motion of the City Council adopted by at least four alternative votes The members thereof shall serve for a term of four years and until their respective successors are appointed and qualified

(Amended by Electorate 4 11 00)

SECTION 803 EXISTING BOARDS

The members of the boards and commissions holding office when this Charter takes effect shall continue to hold office thereafter until their respective terms of office shall expire and until their successors shall be appointed and qualified

SECTION 804 MEETINGS, CHAIRMAN

As soon as practicable following the first day of July of every year each of such boards and commissions shall organize by electing one of its members to serve as presiding officer at the pleasure of the board or commission

The City Council shall designate a secretary for each of such boards and commissions who shall keep a record of its proceedings and transactions and it may provide for additional compensation therefor Each board or commission may prescribe its own rules and regulations which shall be consistent with this Charter and shall be subject to the

approval of the City Council Copies of such rules shall be kept on file in the office of the City Clerk where they shall be available for public inspection

SECTION 805 OATHS, AFFIRMATIONS

Each member of any such board or commissions and the secretary thereof shall have the power to administer oaths and affirmations in any investigation or proceeding pending before such board or commission

SECTION 806 CHARTER COMMISSIONS

A There shall be a Commission consisting of five members which shall have the power and responsibility including but not limited to

(1) After a public hearing thereon recommend to the City Council the adoption amendment or repeal of the General Plan or any part thereof for the physical development of the City

(2) Exercise such control over land subdivisions as is granted to it by the governing body of the City and by the laws of the State of California

(3) Make recommendations concerning proposed public works and for the clearance and rebuilding of blighted or substandard areas within the City and

(4) Exercise such functions with respect to zoning or building as may be prescribed by ordinance

B There shall be a Commission consisting of five members which shall have the power and responsibility including but not limited to

(1) Act in an advisory capacity to the City Council on personnel administration

(2) After a public hearing thereon recommend to the City Council adoption of amendments or repeal of the civil service rules and regulations

(3) Make any investigation which it may consider desirable concerning the administration of personnel in the municipal service and report its findings to the City Council

(4) Provide a procedure for handling the appeals of any employee in the classified service who is suspended demoted or removed from his employment Such procedure shall provide for the employee to have the option of a hearing before the Commission or before a special hearing officer or board composed of person(s) qualified to hear and make findings

and recommendations on such matters No hearing officer or member of such board shall be a resident employee or officer of the City

C There shall be a Commission consisting of five members which shall have power and responsibility including but not limited to

(1) Act in an advisory capacity to the City Council in all matters pertaining to public parks playgrounds recreation music and cultural activities

ARTICLE IX CIVIL SERVICE

SECTION 900 MERIT PRINCIPLE

Appointments and promotions in the administrative service of the City shall be made according to merit and fitness to be ascertained so far as practicable by competitive examination

The Civil Service System adopted by the City Council pursuant to State law and in effect prior to the effective date of this Charter shall continue in full force and effect unless changed by ordinance of the City Council or by amendment to the rules and regulations heretofore approved by the City Council As provided in the State enabling act referred to above the City Council shall not have the authority to withdraw any departments officers or employees heretofore placed in Classified Service from the operation of such system either by outright repeal of the Civil Service ordinance or otherwise unless and until the withdrawal thereof shall have been submitted to the qualified electors of the City at a regular or special municipal election held in the City and shall have been approved by not less than a two thirds vote of the electors voting on such proposition

SECTION 900 1 CITY ATTORNEY

Notwithstanding other provisions of the Charter the position of City Attorney shall be in the unclassified service

Editor's Note

Approved by the Voters on April 13 1982 Filed with the Secretary of State January 31 1983 as Charter

Chapter No 7

SECTION 901 APPOINTMENTS FROM CIVIL SERVICE POSITIONS

In the event an employee of the City holding a position in the Classified Service is appointed to a position in the Unclassified Service and should thereafter within two years be removed or resign therefrom he shall revert to his former position in the Classified Service upon the same terms and conditions as if he had remained in said position continuously

SECTION 902 IMPROPER POLITICAL ACTIVITY

No officer or employee of the City shall engage in political activities during working hours

No person shall engage in political activities within facilities used by the City for the conduct of government business

SECTION 903 PROHIBITIONS

No person shall willfully make any false statements certificate mark rating or report in regard to any application test certification or appointment held or made under the Civil Service System or in any manner commit or attempt any fraud preventing the impartial execution of such Civil Service System or rules and regulations made thereunder

ARTICLE X RETIREMENT SYSTEM

SECTION 1000 PUBLIC EMPLOYEES' RETIREMENT SYSTEM

Plenary authority and power are hereby vested in the City its Council and its several officers agents and employees to do and perform any act or exercise any authority granted permitted or required under the provisions of the Public Employees Retirements Law as it now exists or hereafter may be amended to enable the City to continue as a contracting City under the Public Employees Retirement System The Council may terminate the contract with the Board of Administration of the Public Employees Retirement System whereby all employees are members of the System only under authority granted by ordinance adopted by a majority vote of the legally registered voters of the City voting on such proposition at an election at which such proposal is presented

ARTICLE XI GENERAL PROVISIONS RELATING TO OFFICERS AND EMPLOYEES

SECTION 1100 OFFICIAL BONDS

The Council shall fix by ordinance the amounts and terms of the official bonds of all officers or employees who are required by ordinance or resolution to give such bonds All bonds shall be executed by a responsible corporate surety shall be approved as to form by the City Attorney and shall be filed with the City Clerk Premiums on official bonds shall be paid by the City

SECTION 1101 OATH OF OFFICE

All officers and employees of the City before they enter upon the duties of their respective offices shall take and subscribe to the following oath or affirmation

I do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies foreign and domestic that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California that I take this obligation freely without any mental reservation or purpose of evasion and that I will well and faithfully discharge the duties upon which I am about to enter

SECTION 1102 ILLEGAL CONTRACT, FINANCIAL INTEREST

Except as provided by State law officers and employees of the City shall not be financially interested in any contract made by them in their official capacity or by any body or board of which they are members

Officers and employees of the City shall not be purchasers at any sale or vendors at any purchase made by them in their official capacity

The office and employment of an officer or employee shall be forfeited upon conviction of a violation of this section

SECTION 1103 DUTIES OF OFFICERS AND EMPLOYEES

The City Council by ordinance may assign additional functions or duties to officers departments or agencies established by this Charter but may not discontinue or assign to any other office department or agency any function or duty assigned by this Charter to a particular office department or agency

Where the positions are not incompatible the City Council may combine in one office the powers and duties of two or more offices created or provided for in this Charter

ARTICLE XII ELECTIONS