

ORDINANCE NO. _____
BOARD OF SUPERVISORS, COUNTY OF SAN MATEO,
STATE OF CALIFORNIA

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**AN ORDINANCE PROPOSING AN AMENDMENT TO SECTION 202 (ELECTION)
OF THE SAN MATEO COUNTY CHARTER AND ORDERING THE AMENDMENT TO
BE SUBMITTED TO THE QUALIFIED ELECTORS AT THE NOVEMBER 2,
2010 ELECTION**

The Board of Supervisors of the County of San Mateo, State of California,
ORDAINS as follows

SECTION 1. The Board of Supervisors hereby approves the amendments to the Charter as set forth in Section 5 subject to its ratification and adoption by the voters.

SECTION 2. The Board of Supervisors hereby submits the proposed amendments to the Charter set forth in Section 5 to the qualified electors of the County of San Mateo at the election to be held on Tuesday, November 2, 2010.

SECTION 3. The Clerk of the Board is hereby authorized and directed to publish a copy of this ordinance, as required by general law, in a newspaper of general circulation published in the County of San Mateo. The Chief Elections Officer shall publish a notice of this election not less than 90 days nor more than 120 days before the Election in accordance with the Elections Code section 12112.

SECTION 4.

- (a) The Election shall be held and conducted, the returns canvassed, and the result declared in the same manner as provided by law for general elections.
- (b) The Election will be held on November 2, 2010, from the hour of 7:00 a.m. to the

hour of 8:00 p.m., during which period of time the polls will remain continuously open. At 8:00 p.m., the polls will be closed, except as provided in section 14401 of the Elections Code.

- (c) The Chief Elections Officer shall prepare and mail to each eligible voter in the County a sample ballot and a voter's pamphlet containing the complete text of the proposed amendments to the Charter.
- (d) The Chief Elections Officer shall establish election precincts, designate the polling places, and provide election officers for each precinct at the November 2, 2010 election in accordance with the election laws of the State of California.
- (e) The election on the proposed Charter amendments shall be consolidated with any and all other elections to be held on November 2, 2010.

SECTION 5. The following measure containing amendments to the Charter of the County of San Mateo shall be submitted to the electorate on November 2, 2010:

- (a) The measure shall read:

Shall the Charter of the County of San Mateo be amended to change existing requirements for county-wide nomination and election of candidates for membership on the board of supervisors, which change would provide for such nomination and election only by the voters of the supervisorial district in which the candidates reside?

- (b) The full text of the measure shall read as follows:

Shall Section 202 of the County Charter be amended to read as follows:

202. Election.

Supervisors are elected by district. The five supervisorial districts shall be apportioned by ordinance pursuant to general law.

Candidates for the office of Supervisor shall be electors in the district which they seek to represent. If a Supervisor ceases to reside in that district, the seat becomes vacant.

Except as otherwise provided in this Charter, Supervisors shall be nominated and elected pursuant to general law for a term of four years. Supervisors shall not be eligible for election to nor serve more than three consecutive terms in office.

SECTION 6. Pursuant to Elections Code section 9162(a), members of the Board of Supervisors are authorized to author and submit arguments in regards to the measure listed in section 5 of this ordinance.

SECTION 7. Pursuant to the provisions of Government Code section 25123, this ordinance calling an election shall become effective immediately upon its adoption by this Board of Supervisors.

SECTION 8. This Ordinance shall be effective thirty (30) days from the passage date thereof.

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ORDINANCE NO. _____
BOARD OF SUPERVISORS, COUNTY OF SAN MATEO,
STATE OF CALIFORNIA

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**AN ORDINANCE PROPOSING AMENDMENTS TO SECTION 203 (VACANCIES) OF
THE SAN MATEO COUNTY CHARTER AND ORDERING THE AMENDMENTS TO BE
SUBMITTED TO THE QUALIFIED ELECTORS AT THE NOVEMBER 2, 2010
ELECTION**

The Board of Supervisors of the County of San Mateo, State of California,
ORDAINS as follows

SECTION 1. The Board of Supervisors hereby approves the amendments to the Charter as set forth in Section 5 subject to its ratification and adoption by the voters.

SECTION 2. The Board of Supervisors hereby submits the proposed amendments to the Charter set forth in Section 5 to the qualified electors of the County of San Mateo at the election to be held on Tuesday, November 2, 2010.

SECTION 3. The Clerk of the Board is hereby authorized and directed to publish a copy of this ordinance, as required by general law, in a newspaper of general circulation published in the County of San Mateo. The Chief Elections Officer shall publish a notice of this election not less than 90 days nor more than 120 days before the Election in accordance with the Elections Code section 12112.

SECTION 4.

- (a) The Election shall be held and conducted, the returns canvassed, and the result declared in the same manner as provided by law for general elections.
- (b) The Election will be held on November 2, 2010, from the hour of 7:00 a.m. to the

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hour of 8:00 p.m., during which period of time the polls will remain continuously open. At 8:00 p.m., the polls will be closed, except as provided in section 14401 of the Elections Code.

- (c) The Chief Elections Officer shall prepare and mail to each eligible voter in the County a sample ballot and a voter's pamphlet containing the complete text of the proposed amendments to the Charter.
- (d) The Chief Elections Officer shall establish election precincts, designate the polling places, and provide election officers for each precinct at the November 2, 2010 election in accordance with the election laws of the State of California.
- (e) The election on the proposed Charter amendments shall be consolidated with any and all other elections to be held on November 2, 2010.

SECTION 5. The following measure containing amendments to the Charter of the County of San Mateo shall be submitted to the electorate on November 2, 2010:

- (a) The measure shall read:

Shall the Charter of the County of San Mateo be amended to require that vacancies on the board of supervisors occurring on or before October 15th of the third year of a term be filled by election, to allow vacancies occurring after October 15th to be filled by election or appointment, to authorize an all-mailed ballot election, and to authorize the process to fill a vacancy to commence on the date that a resignation letter is filed?

- (b) The full text of the measure shall read as follows:

Shall Section 203 of the County Charter be amended to read as follows:

203. Vacancies.

If a vacancy occurs on the Board of Supervisors at any time on or before October 15th of the third calendar year of a term, the Board shall, within 30 days of the effective date of the vacancy, order the calling of a special election to fill the vacancy. If the Board does not call a special election within 30 days, the county officer responsible for conducting elections shall immediately order a special election to be called to fill the vacancy. For purposes of this section, the special election may be conducted as an all-mailed ballot election, at the discretion of the Board or the county officer responsible for conducting elections, as applicable. The special election shall be held not less than 102 days and not more than 131 days from the order calling the election, except that it may be held on an election date regularly established by general law if that date falls within 180 days from the order calling the special election. The election shall be conducted pursuant to the general law governing the direct primary so far as applicable, except the county officer responsible for conducting county elections may prescribe the periods for securing signatures in lieu of a filing fee, for circulating and filing nomination papers, for publishing the notice of election and for applying for absentee ballots. The candidate receiving the highest number of votes, irrespective of whether a majority of votes are received, is elected for the remainder of the term.

If the vacancy occurs after October 15th of the third calendar year of a term, the Board shall within 45 days of the effective date of the vacancy, either call a special election, make an appointment, or determine to leave the office vacant

until the end of the term. If a special election is called, it shall be held on the earliest date that is administratively possible as determined in consultation with the county officer responsible for conducting elections. Any appointment or calling of the special election must be by a minimum of three votes of the remaining members of the Board of Supervisors. In the event three votes cannot be obtained, the vacancy shall remain unfilled for the remainder of the term.

For purposes of determining the number of consecutive terms that a member of the Board of Supervisors may serve under Section 202 of this Charter, any person elected to fill a vacancy on the Board will be considered to have served one full term if there are two or more two years remaining in the term determined as of the date of election to fill the vacancy; and any person appointed to fill a vacancy, or elected to fill a vacancy on the Board with less than two years remaining in the term as of the date of election to fill the vacancy, or appointed to fill the vacancy, will not be considered to have served a term.

Any written letter of resignation from a member of the Board of Supervisors shall be delivered to the Clerk of the Board of Supervisors, and shall be irrevocable when delivered. The process to fill a vacancy under this Section may be commenced immediately on the date the resignation is filed, irrespective of whether a deferred effective date is specified in the resignation. In any instance where a successor is elected or appointed to by the Board

under this section prior to the deferred effective date specified in the letter of resignation, the successor shall take office when the deferred resignation becomes effective by the terms of the letter of resignation.

SECTION 6. Pursuant to Elections Code section 9162(a), members of the Board of Supervisors are authorized to author and submit arguments in regards to the measure listed in section 5 of this ordinance.

SECTION 7. Pursuant to the provisions of Government Code section 25123, this ordinance calling an election shall become effective immediately upon its adoption by this Board of Supervisors.

SECTION 8. This Ordinance shall be effective thirty (30) days from the passage date thereof.

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ORDINANCE NO. _____
BOARD OF SUPERVISORS, COUNTY OF SAN MATEO,
STATE OF CALIFORNIA

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**AN ORDINANCE PROPOSING AMENDMENTS TO SECTION 415 (VACANCIES)
OF THE SAN MATEO COUNTY CHARTER AND ORDERING THE AMENDMENTS
TO BE SUBMITTED TO THE QUALIFIED ELECTORS AT THE NOVEMBER 2, 2010
ELECTION**

The Board of Supervisors of the County of San Mateo, State of California,
ORDAINS as follows

SECTION 1. The Board of Supervisors hereby approves the amendments to the Charter as set forth in Section 5 subject to its ratification and adoption by the voters.

SECTION 2. The Board of Supervisors hereby submits the proposed amendments to the Charter set forth in Section 5 to the qualified electors of the County of San Mateo at the election to be held on Tuesday, November 2, 2010.

SECTION 3. The Clerk of the Board is hereby authorized and directed to publish a copy of this ordinance, as required by general law, in a newspaper of general circulation published in the County of San Mateo. The Chief Elections Officer shall publish a notice of this election not less than 90 days nor more than 120 days before the Election in accordance with the Elections Code section 12112.

SECTION 4.

- (a) The Election shall be held and conducted, the returns canvassed, and the result declared in the same manner as provided by law for general elections.
- (b) The Election will be held on November 2, 2010, from the hour of 7:00 a.m. to the

hour of 8:00 p.m., during which period of time the polls will remain continuously open. At 8:00 p.m., the polls will be closed, except as provided in section 14401 of the Elections Code.

- (c) The Chief Elections Officer shall prepare and mail to each eligible voter in the County a sample ballot and a voter's pamphlet containing the complete text of the proposed amendments to the Charter.
- (d) The Chief Elections Officer shall establish election precincts, designate the polling places, and provide election officers for each precinct at the November 2, 2010 election in accordance with the election laws of the State of California.
- (e) The election on the proposed Charter amendments shall be consolidated with any and all other elections to be held on November 2, 2010.

SECTION 5. The following measure containing amendments to the Charter of the County of San Mateo shall be submitted to the electorate on November 2, 2010:

- (a) The measure shall read:

Shall the Charter of the County of San Mateo be amended to provide that if the Board of Supervisors calls a special election to a vacancy in an elective office other than the Board of Supervisors an all-mailed ballot election may be used, and that the process to fill a vacancy may be commenced immediately on the date a written letter of resignation is filed?

- (b) The full text of the measure shall read as follows

Shall Section 415 of the County Charter be amended to read as follows:

415. Vacancies.

The Board of Supervisors shall provide for public notice of vacancies on boards and commissions and of the method by which citizens may apply for appointments. If a vacancy occurs in an elective office other than the Board of Supervisors, the Board shall within 30 days of the effective date of the vacancy, either make an appointment or order the calling of a special election to fill the vacancy. If the Board does not make an appointment or call a special election within 30 days, the county officer responsible for conducting county elections shall immediately order a special election to be called to fill the vacancy. The appointee shall hold office for the remainder of the term. For purposes of this section, the special election may be conducted as an all-mailed ballot election, at the discretion of the Board or the county officer responsible for conducting elections, as applicable.

The special election shall be held not less than 102 days and not more than 131 days from the order calling the election, except that it may be held on an election date regularly established by general law if that date falls within 270 days from the order calling the special election. The election shall be conducted pursuant to the general law governing the direct primary so far as applicable, except the county officer responsible for conducting county elections may prescribe the periods for securing signatures in lieu of a filing fee, for circulating and filing nomination papers, for publishing the notice of election and for applying for absentee ballots. The candidate receiving the

highest number of votes is elected for the remainder of the term.

Any written letter of resignation from an elected officer shall be delivered to the Clerk of the Board of Supervisors, and shall be irrevocable when delivered. The process to fill a vacancy under this Section may be commenced immediately on the date the resignation is filed, irrespective of whether a deferred effective date is specified in the resignation. In any instance where a successor is elected or appointed by the Board under this section prior to the deferred effective date specified in the letter of resignation, the successor shall take office when the deferred resignation becomes effective by the terms of the letter of resignation.

SECTION 6. Pursuant to Elections Code section 9162(a), members of the Board of Supervisors are authorized to author and submit arguments in regards to the measure listed in section 5 of this ordinance.

SECTION 7. Pursuant to the provisions of Government Code section 25123, this ordinance calling an election shall become effective immediately upon its adoption by this Board of Supervisors.

SECTION 8. This Ordinance shall be effective thirty (30) days from the passage date thereof.

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ORDINANCE NO. _____
BOARD OF SUPERVISORS, COUNTY OF SAN MATEO,
STATE OF CALIFORNIA

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**AN ORDINANCE PROPOSING AMENDMENTS TO SECTIONS 403 (CONTROLLER)
AND 409 (TREASURER-TAX COLLECTOR) OF THE SAN MATEO COUNTY
CHARTER AND ORDERING THE AMENDMENTS TO BE SUBMITTED TO THE
QUALIFIED ELECTORS AT THE NOVEMBER 2, 2010 ELECTION**

The Board of Supervisors of the County of San Mateo, State of California,
ORDAINS as follows

SECTION 1. The Board of Supervisors hereby approves the amendments to the Charter as set forth in Section 5 subject to its ratification and adoption by the voters.

SECTION 2. The Board of Supervisors hereby submits the proposed amendments to the Charter set forth in Section 5 to the qualified electors of the County of San Mateo at the election to be held on Tuesday, November 2, 2010.

SECTION 3. The Clerk of the Board is hereby authorized and directed to publish a copy of this ordinance, as required by general law, in a newspaper of general circulation published in the County of San Mateo. The Chief Elections Officer shall publish a notice of this election not less than 90 days nor more than 120 days before the Election in accordance with the Elections Code section 12112.

SECTION 4.

- (a) The Election shall be held and conducted, the returns canvassed, and the result declared in the same manner as provided by law for general elections.
- (b) The Election will be held on November 2, 2010, from the hour of 7:00 a.m. to the

hour of 8:00 p.m., during which period of time the polls will remain continuously open. At 8:00 p.m., the polls will be closed, except as provided in section 14401 of the Elections Code.

- (c) The Chief Elections Officer shall prepare and mail to each eligible voter in the County a sample ballot and a voter's pamphlet containing the complete text of the proposed amendments to the Charter.
- (d) The Chief Elections Officer shall establish election precincts, designate the polling places, and provide election officers for each precinct at the November 2, 2010 election in accordance with the election laws of the State of California.
- (e) The election on the proposed Charter amendments shall be consolidated with any and all other elections to be held on November 2, 2010.

SECTION 5. The following measure containing amendments to the Charter of the County of San Mateo shall be submitted to the electorate on November 2, 2010:

- (a) The first measure shall read:

Shall the Charter of the County of San Mateo be amended to change the elected position of Controller to a position appointed by, and reporting to, the County Manager, commencing at the end of the elective term which expires in January 2015, and to prohibit the combining of the position of Controller with the position of Treasurer-Tax Collector?

- (b) The full text of the first measure shall read as follows:

Shall Section 403 of the County Charter be amended to read as follows:

403. Controller.

The Controller shall be an elected office until the end of the term which expires in January of 2015. Thereafter, the County Manager shall appoint the Controller, and the Controller shall report to the County Manager. The office of Controller shall not be combined with the office of Treasurer-Tax Collector.

(c) The second measure shall read

Shall the Charter of the County of San Mateo be amended to change the elected position of Treasurer-Tax Collector to a position appointed by, and reporting to, the County Manager, commencing at the end of the term which expires in January 2015, and to prohibit the combining of the position of Treasurer-Tax Collector with the position of Controller?

(d) The full text of the second measure shall read as follows:

Shall Section 409 of the County Charter be added to read as follows:

409. Treasurer-Tax Collector.

The Treasurer-Tax Collector shall be an elected office until the end of the term which expires in January of 2015. Thereafter, the County Manager shall appoint the Treasurer-Tax Collector, and the Treasurer-Tax Collector shall report to the County Manager. The office of the Treasurer-Tax-Collector shall not be combined with the office of Controller.

SECTION 6. Pursuant to Elections Code section 9162(a), members of the Board of Supervisors are authorized to author and submit arguments in regards to the measures listed in section 5 of this ordinance.

SECTION 7. Pursuant to the provisions of Government Code section 25123, this ordinance calling an election shall become effective immediately upon its adoption by this Board of Supervisors.

SECTION 8. This Ordinance shall be effective thirty (30) days from the passage date thereof.

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ORDINANCE NO. _____
BOARD OF SUPERVISORS, COUNTY OF SAN MATEO,
STATE OF CALIFORNIA

* * * * *

AN ORDINANCE PROPOSING AMENDMENTS TO SECTION 414 (BOARDS AND COMMISSIONS) OF THE SAN MATEO COUNTY CHARTER AND ORDERING THE AMENDMENTS TO BE SUBMITTED TO THE QUALIFIED ELECTORS AT THE NOVEMBER 2, 2010 ELECTION

The Board of Supervisors of the County of San Mateo, State of California,
ORDAINS as follows

SECTION 1. The Board of Supervisors hereby approves the amendments to the Charter as set forth in Section 5 subject to its ratification and adoption by the voters.

SECTION 2. The Board of Supervisors hereby submits the proposed amendments to the Charter set forth in Section 5 to the qualified electors of the County of San Mateo at the election to be held on Tuesday, November 2, 2010.

SECTION 3. The Clerk of the Board is hereby authorized and directed to publish a copy of this ordinance, as required by general law, in a newspaper of general circulation published in the County of San Mateo. The Chief Elections Officer shall publish a notice of this election not less than 90 days nor more than 120 days before the Election in accordance with the Elections Code section 12112.

SECTION 4.

- (a) The Election shall be held and conducted, the returns canvassed, and the result declared in the same manner as provided by law for general elections.
- (b) The Election will be held on November 2, 2010, from the hour of 7:00 a.m. to the

hour of 8:00 p.m., during which period of time the polls will remain continuously open. At 8:00 p.m., the polls will be closed, except as provided in section 14401 of the Elections Code.

- (c) The Chief Elections Officer shall prepare and mail to each eligible voter in the County a sample ballot and a voter's pamphlet containing the complete text of the proposed amendments to the Charter.
- (d) The Chief Elections Officer shall establish election precincts, designate the polling places, and provide election officers for each precinct at the November 2, 2010 election in accordance with the election laws of the State of California.
- (e) The election on the proposed Charter amendments shall be consolidated with any and all other elections to be held on November 2, 2010.

SECTION 5. The following measure containing amendments to the Charter of the County of San Mateo shall be submitted to the electorate on November 2, 2010:

- (a) The measure shall read:

Shall the Charter of the County of San Mateo be amended to require that the Board of Supervisors review all existing County boards and commissions at intervals of no more than 8 years, for the purpose of determining whether any such boards and commissions should be dissolved?

- (b) The full text of the measure shall read as follows:

Shall Section 414 of the County Charter be amended to read as follows:

414. Boards and Commissions.

County boards and commissions are those required by general law and those

established by ordinance.

The Board of Supervisors shall require a review of all existing County boards and commissions at intervals of no more than 8 years, for the purpose of determining whether any such boards and commissions should be dissolved. Members of boards and commissions shall be County residents.

If a member ceases to reside in the County, the seat becomes vacant.

However, the Board of Supervisors may provide that less than a quorum of any advisory committee may be composed of members who are not County residents. The Board of Supervisors, by ordinance, shall establish terms of office and may provide for the qualifications of members of boards and commissions and for their compensation. Qualifications for members of the Civil Service Commission are prescribed in Article V.

SECTION 6. Pursuant to Elections Code section 9162(a), members of the Board of Supervisors are authorized to author and submit arguments in regards to the measure listed in section 5 of this ordinance.

SECTION 7. Pursuant to the provisions of Government Code section 25123, this ordinance calling an election shall become effective immediately upon its adoption by this Board of Supervisors.

SECTION 8. This Ordinance shall be effective thirty (30) days from the passage date thereof.

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