

**ORDINANCE NO. 2444**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST COVINA, CALIFORNIA, AMENDING SECTION 2-21 OF ARTICLE II OF CHAPTER 2 OF THE WEST COVINA MUNICIPAL CODE RELATED TO THE MAYOR SELECTION PROCESS**

WHEREAS, the City of West Covina City Council previously adopted Section 2-21 of Article II, Division 1 of the West Covina Municipal Code detailing the method of establishing mayoral rotation; and

WHEREAS, the current code identifies previous council members to establish the initial order of mayoral succession; and

WHEREAS, the City of West Covina City Council desires to amend the Municipal Code to clarify the code regarding filling vacancies in the position of mayor or mayor pro tem.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WEST COVINA DOES HEREBY ORDAIN AS FOLLOWS:**

Section 4. Article II (City Council), Division 1 (Generally), Section 2-21 (Mayor; selection) of the West Covina Municipal Code is hereby repealed and replaced as follows:

Sec. 2-21. - Mayor; duties and selection.

- (a) The mayor, sometimes herein referred to as the "presiding officer," shall preserve strict order and decorum at all meetings of the city council. The mayor shall state every question coming before the council, announce the decision of the council on all subjects and decide all questions of order, subject, however, to an appeal to the council, in which event a majority vote of the council members present shall govern and conclusively determine such question of order. Voting on all ordinances shall be by roll call vote called by the city clerk; and the mayor shall be entitled to vote last on all questions.
- (b) The mayor shall be the official head of the city for all ceremonial purposes and shall perform all duties imposed upon the mayor by the laws of the state or by ordinance of the city. The mayor shall serve in such capacity at the pleasure of the city council.
- (c) The city council shall conduct its annual reorganization during its second regularly scheduled meeting of November, except in even-numbered years when the reorganization will occur at the time the city council confirms the official canvass of the municipal election results as required by California Government Code Section 36801.
- (d) The order of mayoral succession shall be determined by the length of the current term of incumbency, as defined by the date of election. When two (2) or more council members have equal terms of incumbency, the order shall be determined by the highest number of votes received at their election to the city council.

- (e) In the event that the position of mayor or mayor pro tem becomes vacant for any reason, succession order shall remain the same, however, if both the mayor and the mayor pro tem have changed prior to the next regularly scheduled reorganization, the council members appointed to complete the vacant terms shall continue to serve as the mayor and mayor pro tem, respectively, for the term they would have held in the absence of the vacancy.

Thereafter, the outgoing mayor's name will rotate to the bottom of the previous year's mayoral succession list, with all other names moving up one position, in order that the outgoing mayor pro tem shall become the new mayor, and the next council member on the list shall become the new mayor pro tem.

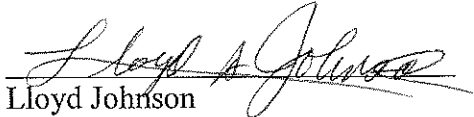
- (f) Newly elected council members shall be added to the bottom of the mayoral succession list, following the outgoing mayor in that election year's council reorganization. When there are two (2) or more newly elected council members, the order will be determined by the person who received the highest number of votes at the election.
- (g) Any individual appointed to fill a vacancy in a city council seat shall be added immediately to the bottom of the mayoral succession list.
- (h) The city council by a minimum of four (4) votes may modify the mayoral succession list or remove and replace the mayor or mayor pro tem at any time.

**SECTION NO. 2.** If any part of this Ordinance, or its application to any person or circumstances, is held to be invalid, the remainder of the Ordinance, including the application or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of the Ordinance are severable.

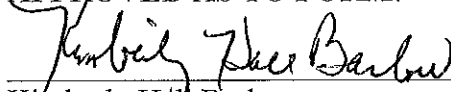
**SECTION NO. 3.** The City Clerk shall certify the adoption of this Ordinance and shall cause the same to be posted or published in the manner as required by law.

**SECTION NO. 4.** This Ordinance shall take effect thirty days from adoption.

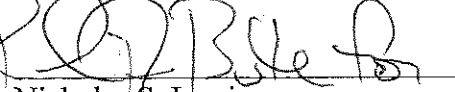
**PASSED, APPROVED AND ADOPTED** this 4<sup>th</sup> day of September, 2018.

  
Lloyd Johnson  
Mayor

**APPROVED AS TO FORM:**


  
Kimberly Hall Barlow  
City Attorney

**ATTEST:**

  
Nickolas S. Lewis  
City Clerk

I, NICKOLAS S. LEWIS, CITY CLERK of the City of West Covina, California, do hereby certify that the foregoing Ordinance was regularly introduced and placed upon its first reading at a regular meeting of the City Council on the 21<sup>st</sup> day of August, 2018. That thereafter said Ordinance was duly adopted and passed at a regular meeting of the City Council on the 4<sup>th</sup> day of September, 2018, by the following vote:

AYES: Toma, Wu, Johnson  
NOES: Spence, Warshaw  
ABSENT: None  
ABSTAIN: None

A handwritten signature in black ink, appearing to read 'Nickolas S. Lewis', written over a horizontal line.

Nickolas S. Lewis  
City Clerk