

ORDINANCE NO.

**ORDINANCE OF THE CITY OF ROCKLIN
AMENDING TITLE 2 OF THE ROCKLIN MUNICIPAL CODE
TO ENACT SECTION 2.04.010 REGARDING A VACANCY ON THE CITY COUNCIL
PRIOR TO THE EXPIRATION OF A TERM OF OFFICE**

The City Council of the City of Rocklin does ordain as follows:

Section 1. **Purpose.** The purpose of this ordinance is to amend the City Code to identify the process for filling a vacancy on the City Council that occurs prior to the expiration of a term of office.

Section 2. **Authority.** The City Council enacts this ordinance under the authority granted to cities by Article XI, Section 7 of the California Constitution.

Section 3. **Amendment.** Chapter 2 of the Rocklin Municipal Code is hereby amended to enact Section 2.04.010, as follows:

2.04.10 Vacancy on the City Council Prior to the Expiration of a Term of Office.

A person appointed to fill a vacancy on the city council that occurs prior to the expiration of a term of office, holds office only until the date of a special election which shall immediately be called to fill the remainder of the term. The special election may be held on the date of the next regularly established election or regularly scheduled municipal election to be held throughout the city not less than 114 days from the call of the special election.

Section 4. **Effective Date.** This ordinance shall be effective immediately pursuant to Government Code section 36937.

Section 5. **Severability.** If any section, subsection, sentence, clause or phrase of this ordinance is determined by a court of competent jurisdiction to be unlawful, unenforceable or otherwise void, that determination shall have no effect on any other provision of this ordinance. The City Council hereby declares that it would have passed this ordinance and each section, subsection, clause or phrase hereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unlawful.

Section 6. **Publication.** Within 15 days of passage of this ordinance, the City Clerk shall cause the full text of the ordinance, a summary of the ordinance, or an advertisement of the ordinance to be published in a newspaper of general circulation, with the names of those City Councilmembers voting for and against the ordinance, in accordance with Government Code section 36933.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Rocklin held on May 24, 2022, by the following vote:

AYES: Councilmembers:

NOES: Councilmembers:

ABSENT: Councilmembers:

ABSTAIN: Councilmembers:

Bill Halldin, Mayor

ATTEST:

Hope Ithurburn, City Clerk