

ORDINANCE NO. ME 16-01

AN INITIATIVE ORDINANCE OF THE CITY OF
HAYWARD AMENDING ARTICLE 1 OF CHAPTER 2
OF THE HAYWARD MUNICIPAL CODE RELATING
TO THE TERMS OF OFFICE OF CITY COUNCIL
MEMBERS

THE PEOPLE OF THE CITY OF HAYWARD DO ORDAIN AS FOLLOWS:

Section 1. Section 2-1.15 of Chapter 2, Article 1 of the Hayward Municipal code is hereby amended to read in full as follows:

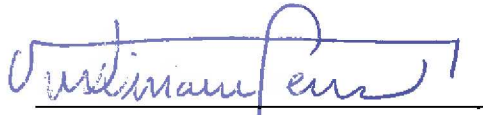
SEC. 2 1.15 TERMS OF OFFICE. When the general municipal election for the election of officers is consolidated with a California State General Election held earlier in the calendar year than the last election for the seat occupied by an incumbent, the incumbent's term of office shall be shortened to the first Tuesday following the consolidated election or until his or her successor qualifies. When the general municipal election for the election of officers is consolidated with a California State General Election held later in the calendar year than the last election for the seat occupied by an incumbent, the incumbent's term in office shall be lengthened to the first Tuesday following the consolidated election or until his or her successor qualifies.

Section 2. Severance. Should any part of this Ordinance be declared by a final decision of a court or tribunal of competent jurisdiction to be unconstitutional, invalid, or beyond the authority of the City, such decision shall not affect the validity of the remainder of this ordinance, which shall continue in full force and effect, provided that the remainder of the ordinance, absent the unexcised portion, can be reasonably interpreted to give effect to the intentions of the City Council.


Section 3. Effective Date. This Article shall become effective immediately upon the date that this Ordinance is confirmed and approved by the voters of the City of Hayward at the election held on June 7, 2016.

Section 4. Execution. The City Clerk/City Election Official is hereby authorized to attest to the adoption of this Ordinance by the voters of the City by signing where indicated below.

I hereby certify that the text in the foregoing Ordinance was PASSED, APPROVED by the people of the City of Hayward voting on the 7th day of June, 2016.


City Clerk/City Elections Official

APPROVED AS TO FORM:


City Attorney of the City of Hayward

Daily Review

c/o Bay Area News Group-East Bay
22533 Foothill Blvd.
Hayward, CA 94541
800-595-9595
2050945

HAYWARD, CITY OF/CITY CLERK
MIRIAM LENS
777 B ST.
HAYWARD, CA 94541

PROOF OF PUBLICATION FILE NO. Notice of Measure

In the matter of

Daily Review

The Daily Review

I am a citizen of the United States; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the Legal Advertising Clerk of the printer and publisher of The Daily Review, a newspaper published in the English language in the City of Hayward, County of Alameda, State of California.

I declare that the Daily Review is a newspaper of general circulation as defined by the laws of the State of California as determined by this court's decree, dated March 2, 1950, in the action entitled In the Matter of the Ascertainment and Establishment of the Standing of The Daily Review as a Newspaper of General Circulation, case number 221938. Said decree states that "The Daily Review" has been established, printed, and published daily in the City of Hayward, County of Alameda, State of California, for one year or more next preceding the date of the filing of said petition; that it is a newspaper published for the dissemination of local and telegraphic news and intelligence of a general character and has a bona fide subscription list of paying subscribers; ... [] [and] THEREFORE, ... 'The Daily Review' is hereby determined and declared to be a newspaper of general circulation [within the meaning of Government Code §§ 6000 et seq.]" Said decree has not been revoked, vacated or set aside.

I declare that the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

07/29/2016

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated: August 3, 2016

Public Notice Advertising Clerk

Legal No.

0005783968

City of Hayward
Notice of Measure to be Voted Upon at the
November 8, 2016 Special Municipal Election
and Deadline for Filing Ballot Arguments

08/08/16 11:03 CLK

NOTICE IS HEREBY GIVEN that a Special Municipal Election will be held in the City of Hayward on Tuesday, November 8, 2016, to be consolidated with the General Election. The City Council unanimously proposes on its own motion Resolution No. 18-154, for the purpose of submitting the following Measure, as introduced by Council Member Mendall to the voters of the City of Hayward:

BALLOT TITLE

TO ASSURE LOCAL CONTROL AND CLOSE ON-GOING DEFICITS, SHALL THE CITY OF HAYWARD BE AUTHORIZED TO ENACT A GENERAL TAX OR FINANCE NOT EXCEEDING 1% OF GROSS SALES FOR ALL PRODUCTS ASSOCIATED WITH MEDICAL OR ADULT USE OF CANNABIS, FROM CULTIVATION, DISTRIBUTION, MANUFACTURING, AND RETAILING OF CANNABIS OR PRODUCTS DERIVED THEREFROM, IF THE CITY OF HAYWARD PERMITS CANNABIS BUSINESS ACTIVITIES, SUCH TAX TO BE IN ADDITION TO ANY OTHER TAXES IMPOSED BY THE CITY OF HAYWARD OR THE STATE OF CALIFORNIA?

The complete text of the measure is on file in the City Clerk's Office, 777 B Street, Hayward, and is available on the City's website at <http://www.hayward-ca.gov>.

NOTICE IS FURTHER GIVEN by the City Clerk, pursuant to the provisions of Sections 9205 and 9206 of the Elections Code of the State of California, that the following deadlines are hereby established as the final dates on which arguments and rebuttal arguments for and against the measure appearing on the ballot for the General Election to be held on November 8, 2016, may be submitted to the City Clerk for printing and distribution to the voters as required by law:

Deadline for Filing Primary Arguments:
5:00 P.M., Tuesday, August 9, 2016
Deadline for Filing Rebuttal Arguments:
5:00 P.M., Friday, August 19, 2016

Primary Arguments, not to exceed 300 words in length, and Rebuttal Arguments, not to exceed 250 words in length, are to be submitted to the City Clerk, 777 B Street, Hayward, on or before the deadlines. Submitted arguments are kept confidential until after the filing deadline. Arguments cannot be changed after the deadline.

NOTICE IS FURTHER GIVEN that there shall be set a ten calendar day examination period for public review of said Arguments. During this time, any registered voter of the election jurisdiction, or the elections official, may seek a writ of mandate or an injunction requiring any or all of the materials to be amended or deleted. The review period for Arguments is as follows: Primary Arguments commence on August 9 and end at 12:00 p.m. on August 19, 2016; Rebuttal Arguments commence on August 19 and end at 12:00 p.m. on August 29, 2016. The review period for the Impartial Analysis commences on July 29, and ends on August 8, 2016.

Information regarding the election and measure is available on the City's website at <http://www.hayward-ca.gov>. For additional information call (510) 583-4400.

On Election Day, November 8, 2016, the polls will be open from 7 AM through 8 PM.

Dated: July 29, 2016
Miriam Lens, City Clerk
City of Hayward

DR #5783968; July 29, 2016