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We, the people of the City of Anaheim, State of California, do ordain and establish this Charter as the organic law of said City under the Constitution of said State.

CHARTER OF THE CITY OF ANAHEIM

ARTICLE I. NAME OF CITY

Section 100. NAME.

The City of Anaheim, hereinafter termed the City, shall continue to be a municipal corporation under its present name of "City of Anaheim." (*Amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

ARTICLE II. BOUNDARIES

Section 200. BOUNDARIES.

The boundaries of the City shall be as now established until changed in the manner authorized by law. (*Amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

ARTICLE III. RIGHTS, LIABILITIES AND SUCCESSION

Section 300. 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 on the effective date of this Charter and shall continue to be subject to all its lawfully enforceable debts, obligations, liabilities and contracts. (*Amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 301. ORDINANCES, RESOLUTIONS AND OTHER REGULATIONS.

All lawful ordinances, resolutions, rules and regulations in force on the effective date of this Charter, and not in conflict or inconsistent herewith, shall continue in force until duly

repealed, amended, changed or superseded. (*Amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 302. RIGHTS OF OFFICERS AND EMPLOYEES PRESERVED.

Unless otherwise specifically provided in this Charter, nothing contained herein shall affect or impair the personnel, pension or retirement rights or privileges of officers or employees of the City, which rights or privileges existed on the effective date of this Charter or any amendments hereto. (*Amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 303, 304, 305 and 306 (*Repealed November 7, 2000, filed by Secretary of State February 6, 2001.*)

ARTICLE IV. POWERS 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 or in the Constitution of the State of California. 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 Constitution of the State of California, subject to such restrictions and limitations as may be contained in this Charter.

The enumeration in this Charter of any particular power shall not be held to be exclusive of, or any limitation upon, the generality of the foregoing provisions.

Section 401. PROCEDURES.

The City shall have the power to and may act pursuant to any procedure established by any law of the State, unless a different procedure is required by this Charter.

Section 402. LIMITATIONS ON USE OF EMINENT DOMAIN.

Neither the City of Anaheim nor any City-affiliated agency may exercise the power of eminent domain to acquire any property from any private owner thereof, without such owner's consent, when

the purpose of the acquisition is the intended conveyance of the property so acquired to any other private party, for the conduct of any for-profit commercial activity or for-profit residential development, sales or leasing. Nothing contained in this section shall be deemed to prohibit acquisitions of property interests by eminent domain for the purpose of either (i) conveying such acquired interests to the owner of other property affected by a public acquisition of property in order to mitigate impacts of the acquisition or the project to be constructed on such other property, or (ii) the development of any facilities to be operated by the City or any facilities of which the City is or shall be an owner.

As used in this section, the following terms shall have the following ascribed meanings:

"Owner" means the owner of the fee title interest in the property to be acquired, as shown on the last equalized assessment roll, or other more current proof of vesting the City may have.

"Property" shall mean any interest in real or personal property otherwise subject to acquisition through the use of eminent domain.

"City-affiliated agency" shall mean the Anaheim Redevelopment Agency, Anaheim Housing Authority, and any other entity possessing the power of eminent domain the governing board of which is solely composed of, or is solely appointed by, the members of the City Council of the City of Anaheim. *(Added November 7, 2006, filed by the Secretary of State February 13, 2007.)*

ARTICLE V. CITY COUNCIL

Section 500. CITY COUNCIL. TERMS.

The elective officers of the City shall consist of a Mayor and four City Council members elected from the City at large and at the times and in the manner provided in this Charter who shall serve for a term of four years and until their respective successors qualify. The term "City Council," "legislative body," or other similar terms as used in this Charter or any other provision of law shall be deemed to refer to the collective body composed of the Mayor and four City Council members unless such other provision of this charter or other provision of law expressly provides to the contrary or unless such interpretation would be clearly contrary to the intent and context of such other provision.

The Mayor and members of the City Council in office at the time this Charter provision takes effect shall continue in office

until the expiration of their respective terms and until their successors are elected and qualified. The Mayor and two members of the City Council shall be elected at the general municipal election held in November, 1994, and each fourth year thereafter. Two members of the City Council shall be elected at the general municipal election held in November, 1996, and each fourth year thereafter.

Ties in voting among candidates for office, including the office of the Mayor, shall be settled by the casting of lots. *(Amended November 2, 1982, filed by Secretary of State January 18, 1983: amended March 5, 1991, filed by Secretary of State April 18, 1991; amended November 7, 2000, filed by Secretary of State February 6 ,2001.)*

Section 501. ELIGIBILITY.

No person shall be eligible to hold office as the Mayor or a member of the City Council unless he or she is and shall have been a resident and qualified elector of the City at the time of, and for the thirty-day period immediately preceding, filing of his or her nominating papers or such other equivalent declaration of candidacy as may be required or authorized by law, or at the time of, and for the thirty-day period immediately preceding, his or her appointment to such office.

No employee of the City of Anaheim shall be eligible to hold office as the Mayor or as a member of the City Council. An employee of the City of Anaheim shall resign from such employment prior to being sworn into office as an elected or appointed member of the City Council or as the Mayor. If such employee does not resign his or her employment with the City prior to being sworn into office, such employment shall automatically terminate upon his or her being sworn into office. *(Amended November 2, 1976, filed by Secretary of State December 27, 1976: amended March 5, 1991, filed by Secretary of State April 18, 1991; amended November 7, 2000, filed by Secretary of State February 6, 2001.)*

Section 502. COMPENSATION.

The members of the City Council, including the Mayor, shall receive as compensation for their services as such a monthly salary in such amount as established in accordance with, and limited by, the provisions of law applicable to the salaries of City Council members in general law cities as set forth in Section 36516 of the Government Code of the State of California or any successor provision thereto.

In addition, each member of the City Council shall receive reimbursement on order of the City Council for Council authorized

traveling and other expenses when on official duty. In addition, members shall receive reimbursement for itemized routine and ordinary expenses incurred in official duty or such reasonable and adequate amount as may be established by ordinance, which amount shall be deemed to be reimbursement to them of routine and ordinary expenses imposed upon them by virtue of their service as members of the City Council. (*Amended March 5, 1991, filed by Secretary of State April 18, 1991.*)

Section 503. VACANCIES.

A vacancy in the office of Mayor or on the City Council, from whatever cause arising, shall be filled by appointment by the City Council, such appointee to hold office until the first Tuesday following the next general municipal election and until his or her successor qualifies. At the next general municipal election following any vacancy, a successor shall be elected to serve for the remainder of any unexpired term. As used in this paragraph, the next general municipal election shall mean the next such election at which it is possible to place the matter on the ballot and elect a successor.

If the Mayor or a member of the City Council is absent from all regular meetings of the City Council for a period of thirty days consecutively from and after the last regular City Council meeting attended by such person, unless by permission of the City Council expressed in its official minutes, or is convicted of a crime involving moral turpitude, or ceases to be an elector of the City, his office shall become vacant. The City Council shall declare the existence of any such vacancy.

In the event it shall fail to fill a vacancy by appointment within sixty days after such office shall become vacant, the City Council shall cause an election to be held forthwith to fill such vacancy for the remainder of the unexpired term. (*Amended March 5, 1991, filed by Secretary of State April 18, 1991; amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 503.5. MAYOR AND CITY COUNCIL TERM LIMITATIONS.

No person shall serve as Mayor or as member of the City Council for a combined period of more than eight consecutive years. For purposes of calculating consecutive years of service pursuant to the limitation of this section, consecutive periods of service as Mayor (other than periods where such person served concurrently as the Mayor and as a separately elected member of the City Council) shall be combined with consecutive periods of service as member of the City Council to determine the combined period of consecutive years of service which is subject to the

limitation of this section. In addition, any period of service resulting from, or which (if the complete term of service were completed) could result from, an election or appointment which period of service commences less than two years following the date of completion of any prior period of service by such person shall be combined with such prior period of service for purposes of determining the combined period of consecutive years of service of such person for purposes of this section.

No person shall be eligible for further election or appointment as Mayor of member of the City Council (and the City Clerk shall reject, refuse to accept for filing, and otherwise refuse to process any nominating papers or other equivalent declaration of candidacy as required or authorized by law for such person) where the term to which such person seeks election or appointment, when combined with the immediately preceding consecutive years of service by such person as defined in the preceding paragraph of this section, would exceed a total of eight consecutive years of service; provided, however, and notwithstanding any other provision of this section, no period of service resulting from an election or appointment to fill an unexpired term of less than two years in length shall be counted in determining consecutive years of service for purposes of this section.

Any person who shall be ineligible for election, appointment or further service as Mayor or member of the City Council due to the limitation set forth in this section shall again be eligible for election or appointment as Mayor or member of the City Council (and a new period of consecutive years of service shall commence) provided not less than two years has or will have elapsed between the most recent date of such person's prior service as Mayor or member of the City Council and the effective date of such person's most recent election or appointment to such office.

Two complete terms of service as City Council member pursuant to Charter Section 500, or as elected Mayor pursuant to Charter Section 504(b), or one complete term as City Council member and one complete term as elected Mayor, shall be deemed equivalent to eight years of service for purposes of this section regardless of the actual number of days of service.

The phrase "two years" as used in this section shall mean the period between the date of the declaration of the results of any general municipal election held in November of any even numbered year and the date of the declaration of the results of any general municipal election held in November of any immediately preceding or immediately succeeding even numbered year even though such period may be more or less than an actual period of two years.

The provisions of this section shall apply to all persons including the Mayor and members of the City Council in office on

the date this section becomes effective and consecutive years of service by such Mayor and City Council members occurring prior to the date of adoption of this section shall be counted in calculating the limitation of consecutive years of service set forth in this section; provided, however, any incumbent Mayor or member of the City Council in office on the date this charter section becomes effective shall be entitled to serve the balance of the term to which such person was elected or appointed even though such service results in such person serving more than eight consecutive years in office. Further, any member of the City Council, including the Mayor, in office on November 3, 1992, and who would otherwise be ineligible to seek election to the office of Mayor in 1994 due to the operation of this section, shall be eligible for election to the office of Mayor in 1994, and if so elected shall be eligible for reelection to the office of Mayor in 1998, notwithstanding any other provision of this section. (*Added November 3, 1992, filed by Secretary of State, December 21, 1992.*)

Section 504. MAYOR.

The Mayor shall have the same rights, privileges, powers and duties as are held by members of the City Council and shall be regarded as a member of the City Council for all purposes except to the extent expressly inconsistent with any other provision of this Charter or other applicable law.

The Mayor may make and second motions and shall have a voice and vote in all proceedings of the City Council. The Mayor shall be the official head of the City for ceremonial purposes. The Mayor shall have the primary, but not the exclusive, responsibility for communicating the policies, programs and needs of the City government to the people, and as occasion requires, he may inform the people of any major change in policy or program. The Mayor shall perform such other duties consistent with hisor her office as may be prescribed by this Charter or as may be imposed by the City Council.

The Mayor shall serve for a term of four years and until his or her successor is elected and qualified.

The City Council shall designate one of its members as Mayor Pro Tempore, who shall serve in such capacity at the pleasure of the City Council. The Mayor Pro Tempore shall perform the duties of the Mayor during the Mayor's absence or disability.

Notwithstanding any other provision of this Charter to the contrary, no person shall file nominating papers, or other equivalent declaration of candidacy as may be required or authorized by law, for election to both the office of Mayor and member of the City Council at the same election. The City Clerk shall reject, refuse to accept for filing, and otherwise refuse to

process any such nominating papers or other declaration of candidacy for the office of Mayor or City Council member where such person has previously filed nominating papers or a declaration of candidacy for election to the office of Mayor or City Council member at the same election. In the event a person seeks to simultaneously file nominating papers or declarations of candidacy for election to both the offices of Mayor and member of the City Council at the same election, the City Clerk shall reject, refuse to accept for filing, and otherwise refuse to process all such nominating papers or declarations of candidacy simultaneously tendered. (*Amended April 9, 1974, approved by the California State Legislature May 6, 1974: amended March 5, 1991, filed by Secretary of State, April 18, 1991; amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 505. POWERS VESTED IN CITY COUNCIL.

All powers of the City shall be vested in the City Council except as otherwise provided in this Charter.

Section 506. 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 re-adjourn any regular meeting to a date and hour 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. If the hour to which a meeting is adjourned is not stated in the order of adjournment, such meeting shall be held at the hour for holding regular meetings. If at any time any regular meeting falls on a holiday such regular meeting shall be held on the next business day.

Section 507. SPECIAL MEETINGS.

A special meeting may be called at any time by the Mayor, or by three members of the City Council, by written notice to each member of the City Council and to each local newspaper of general circulation, radio or television station requesting notice in writing. Such notice must be delivered at least twenty-four 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 person entitled thereto 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 person who is actually present at the meeting at the time it convenes. (*Amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 508. PLACE OF MEETINGS.

Except to the extent otherwise required or permitted by law, all meetings shall be held in the Council Chambers of the City Hall, or in such place within the City to which any such meeting may be adjourned, and shall be open to the public. If, by reason of fire, flood or other emergency, it shall be unsafe to meet in the place designated, the meetings may be held for the duration of the emergency at such place within the City as is designated by the Mayor, or, if he should fail to act, by three members of the City Council. (*Amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 509. QUORUM. PROCEEDINGS.

A majority of the members of the City Council shall constitute a quorum to do business but a lesser number may adjourn from time to time. In the absence of all the members of the City Council from any regular meeting or adjourned regular meeting, the City Clerk may declare the same adjourned to a stated day and hour. The City Clerk shall cause written notice of a meeting adjourned by less than a quorum or by the City Clerk to be delivered to each council member at least twenty-four hours before the time to which the meeting is adjourned, or such notice may be dispensed with in the same manner as specified in this Charter for dispensing with notice of special meetings of the City Council. The City Council shall judge the qualifications of its members as set forth by the Charter. It shall judge all election returns. It may establish rules for the conduct of its proceedings and evict or refer any member or other person for prosecution for disorderly conduct at any of its meetings.

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. The City Council 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 shall be issued in the name of the City and be attested by the City Clerk. They shall be served and complied with in the same manner as subpoenas in civil actions. Disobedience of such subpoenas, or the refusal to testify (upon other than constitutional grounds), shall constitute a

misdemeanor, and shall be punishable in the same manner as violations of this Charter are punishable.

Voting on all matters which come before the Council shall be by voice or visual means wherein the vote of each member may be ascertained. At the demand of any member, and 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 such questions to be entered in the minutes of the meeting. (*Amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 510. CITIZEN PARTICIPATION.

All regular and special meetings of the City Council shall be open and public and all persons shall be permitted to attend such meetings, except that the provisions of this Section shall not apply to closed sessions held pursuant to any provision of Chapter 9 of Part 1 of Division 2 of Title 5 of the Government Code of the State of California (the Ralph M. Brown Act), or any successor statute thereto. No person shall be denied the right to be heard by the City Council on any item of interest to the public that is within the subject matter jurisdiction of the City Council, but such right shall be subject to such reasonable rules and regulations as may be authorized or adopted by ordinance. (*Amended November 3, 1992, filed by Secretary of State, December 21, 1992; amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 511. ADOPTION OF ORDINANCES AND RESOLUTIONS.

With the sole exception of emergency ordinances which take effect upon adoption, referred to in this Article, 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 its introduction an ordinance shall become a part of the proceedings of such meeting in the custody of the City Clerk. At the time of adoption of an ordinance or resolution it shall be read in full, unless the City Council has adopted a motion at such meeting waiving the reading in full of all ordinances or resolutions adopted at such meeting, or the reading in full of the specific ordinance or resolution is waived by a motion duly adopted by the City Council, except that emergency ordinances shall either be read in full or the full text of such emergency ordinance shall be made available to the public for review prior to its adoption in compliance with the preceding sentence by either (i) a statement on the printed agenda of the City Council

meeting at which the emergency ordinance is to be adopted indicating that a copy of the full text of the proposed ordinance is available for public review in the City Clerk's Office, or (ii) whether or not such ordinance appears on the printed agenda of the meeting at which it will be adopted, by publicly announcing at the City Council meeting at which the emergency ordinance is to be adopted that the full text of the emergency ordinance is available for public review and by posting a copy of the full text of the emergency ordinance at or near the entrance of the City Council chambers or otherwise making the full text of the emergency ordinance available to the public prior to its adoption. In the event that any ordinance is altered after its introduction, the same shall not be 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 altered. The correction of typographical or clerical errors shall not constitute the making of an alteration within the meaning of the foregoing sentence.

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

Unless a higher vote is required by other provisions of this Charter, the affirmative votes of at least three members of the City Council shall be required for the enactment of any ordinance or resolution, or for the making or approving of any order for the payment of money. All ordinances and resolutions shall be signed by the Mayor and attested by the City Clerk.

Any ordinance declared by the City Council to be necessary as an emergency measure for the immediate preservation of the public peace, health, or safety, and containing a statement of the reasons for its urgency, may be introduced and adopted at one and the same meeting if passed by at least four affirmative votes. (*Amended November 5, 1996, filed by the Secretary of State, January 21, 1997; amended November 3, 1992, filed by Secretary of State, December 21, 1992.*)

Section 512. ORDINANCES. ENACTMENT. PUBLICATION.

In addition to such other acts of the City Council as are required 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 Anaheim does ordain as follows:"

The City Clerk shall cause each ordinance, or a summary thereof, to be published at least once in the official newspaper within fifteen days after its adoption. In the event a summary of the ordinance is published instead of the publication of the

ordinance in full, said summary need include no more than a brief description of the subject matter of the ordinance, the names of the Council members and how they each voted on the ordinance, a statement that the full text of the ordinance is available, at no charge, from the Office of the City Clerk, and the telephone number of the City Clerk's Office. (*Amended November 5, 1996, filed by the Secretary of State, January 21, 1997.*)

Section 513. CODIFICATION OF ORDINANCES.

Any or 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, with the same effect as an ordinance, 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. Ordinances codified shall be repealed as of the effective date of the code. Amendments to the code shall be enacted by ordinance.

Detailed regulations pertaining to any subject, such as the construction of buildings, plumbing and wiring, when arranged as a comprehensive code, may likewise be adopted by reference in the manner provided in this Section. Maps, charts and diagrams also may be adopted by reference in the same manner.

Section 514. ORDINANCES. 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 special law or procedural ordinance relating thereto;

(c) An ordinance declaring the amount of money necessary to be raised by taxation, or fixing the rate of property taxation, or levying the annual tax upon property;

(d) An emergency ordinance adopted in the manner provided for in this Article.

Section 515. PENALTY FOR VIOLATION OF ORDINANCES.

A violation of any ordinance of the City shall constitute a misdemeanor unless by ordinance it is made an infraction. Any such

violation may be prosecuted in the name of the People of the State of California and/or may be redressed by civil action. The maximum fine or penalty for conviction of any misdemeanor shall be the maximum fine or term of imprisonment, or both, as authorized by Section 19 of the Penal Code of the State of California, or any successor provision thereto. The maximum fine or penalty for conviction of any infraction shall be as provided by state law. *(Amended November 3, 1992, filed by Secretary of State, December 21, 1992: amended November 7, 1978, filed by Secretary of State, January 2, 1979; amended November 7, 2000, filed by Secretary of State February 6, 2001.)*

Section 516. ORDINANCES. AMENDMENT.

The amendment of any section or subsection of an ordinance may be accomplished solely by the re-enactment of such section or subsection at length, as amended.

Section 517. PUBLISHING OF LEGAL NOTICES.

The City Council shall contract for the publication of all legal notices, ordinances and other matter required to be published in a newspaper of general circulation in the City. Each such contract shall cover a period of not less than one nor more than three years. In the event there is more than one newspaper of general circulation published within the City, the contract shall be made only after the publication of a notice inviting bids therefor. In the event there is only one newspaper of general circulation published in the City, then the City Council shall have the power to contract with such newspaper for the printing and publishing of such legal notices or matter without being required to advertise for bids therefor. The newspaper with which any such contract is made shall be the official newspaper for the publication of such notices or other matter for the period of such contract.

In no case shall the contract prices for such publication exceed the customary rates charged by such newspaper for the publication of legal invoices of a private character.

In the event there is no newspaper of general circulation published in the City, or in the event no such newspaper will accept such notices or other matter at the rates permitted herein, then all legal notices or other matter may be published by posting copies thereof in at least three public places in the City to be designated by ordinance.

No defect or irregularity in proceedings taken under this Section, or failure to designate an official newspaper, shall

invalidate any publication where the same is otherwise in conformity with this Charter or law or ordinance.

Section 518. CONTRACTS. EXECUTION.

The City shall not be bound by any contract, except as hereinafter provided, unless the same shall be made in writing, approved by the City Council and signed on behalf of the City by the Mayor and City Council or by such officer or officers as shall be designated by the City Council. Any of said officers shall sign a contract on behalf of the City when directed to do so by the City Council.

By ordinance or resolution the City Council may authorize the City Manager to bind the City, with or without a written contract, for the acquisition of equipment, materials, supplies, labor, services or other items included within the budget approved by the City Council, and may impose a monetary limit upon such authority.

The City Council may by ordinance or resolution provide a method for the sale or exchange of personal property not needed in the City Service or not fit for the purpose for which intended, and for the conveyance of title thereto.

Contracts for the exhibition of events at Anaheim Stadium may be made by the Stadium General Manager or the head of such department or the City Manager at rates fixed or authorized by the City Council provided the form of any such contract is approved by the City Attorney.

Contracts for the exhibition of events at the Anaheim Convention Center may be made by the Convention Center General Manager or the head of such department or the City Manager at rates fixed or authorized by the City Council provided the form of any such contract is approved by the City Attorney.

Contracts for the sale of the products, commodities or services of any public utility owned, controlled or operated by the City may be made by the manager of such utility or by the head of the department or City Manager upon forms approved by the City Manager and at rates fixed by the City Council.

The provisions of this Section shall not apply to the employment of any person by the City at a regular salary. (*Amended November 6, 1990, filed by Secretary of State, February 19, 1991.*)

Section 519. GAMBLING ACTIVITIES AND GAMBLING FACILITIES PROHIBITED.

No ordinance shall be adopted by the City Council which would permit or authorize any gambling activities or gambling facility in the City of Anaheim. Any ordinance adopted by the City Council in violation of this section shall be null and void.

Neither the City Council, nor any officer or employee of the City when acting in his or her official capacity, shall (i) take any action or approve any license, permit or other entitlement, including but not limited to any zoning reclassification or zoning code amendment, which would directly or indirectly result in the authorization, approval, establishment or expansion of any gambling activities or gambling facility in the City of Anaheim; or (ii) acquiesce or concur in any action or decision of any other governmental agency or governmental official having jurisdiction concerning such gambling activities or gambling facility where a protest or objection procedure is available to the City and where failure to so protest or object could result in the approval, establishment or expansion of any gambling activities or gambling facility in the City of Anaheim or which could authorize any gambling activities or gambling facility to be so established or expanded; or (iii) approve, authorize, execute or enter into any agreement or understanding, or take any other action of any nature whatsoever, which would authorize, approve, or in any way facilitate or result in, any gambling activities or gaming facility in the City of Anaheim, including, but not limited to, any agreement or understanding relating to any gambling activities or gambling facility which would result in the receipt by the City of any revenue of any kind from such gambling activities or gambling facility.

The term "gambling activities" as used in this section shall mean any game, contest or activity in which one or more players wager, stake or otherwise risk money, checks, credits, merchandise, chips, markers or other items of value or representations of value for the chance to win money, checks, credits, merchandise, chips, markers or other items of value or representations of value based upon the outcome or result of such game, contest or activity, regardless of whether chance or skill is the determining factor, except those certain games, contests and activities lawfully permitted in the City of Anaheim as of November 1, 2006.

The term "gambling facility" as used in this section shall mean any property, lot, building or structure used in whole or part for any gambling activities.

Nothing contained in this section shall be deemed to apply to any gambling activities or gambling facilities which are beyond the power of the City of Anaheim to prohibit.

Nothing contained in this section shall be deemed to prohibit the adoption of an initiative measure by the electorate of the City of Anaheim relating to gambling activities or gambling facilities in the City of Anaheim, nor shall be deemed to prevent the City Council from prohibiting or otherwise regulating any games, contests or activities which were permitted within the City

of Anaheim as of November 1, 2006, to the extent it is within the power of the City to do so. (*Added November 7, 2006, filed by the Secretary of State February 13, 2007.*)

ARTICLE VI. CITY MANAGER

Section 600. CITY MANAGER.

There shall be a City Manager who shall be the chief administrative officer of the City. The City Manager shall be appointed by the affirmative vote of at least a majority of the members of the City Council and shall serve at the pleasure of the City Council, provided, however, that he or she shall not be removed from office except as provided in this Charter. The City Manager shall be chosen on the basis of his or her executive and administrative qualifications, with special reference to actual experience in, and knowledge of, accepted practice in respect to the duties of the office as herein set forth. (*Amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 601. RESIDENCE.

The City Manager need not be a resident of the City at the time of his appointment, but he shall establish his residence within the City within ninety days after his appointment, unless such period is extended by the City Council, and thereafter maintain his residence within the City during his tenure of office.

Section 602. ELIGIBILITY.

No person shall be eligible to receive appointment as City Manager while serving as a member of the City Council nor within one year after such person has ceased to be a member of the City Council. (*Amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 603. COMPENSATION AND BOND.

The City Manager shall be paid a salary commensurate with the responsibilities as chief administrative officer of the City, which salary shall be established by ordinance or resolution. The City Manager shall furnish a corporate surety bond conditioned upon the faithful performance of his or her duties in such form and in such amount as may be determined by the City Council, the

premium on such bond to be paid by the City. (*Amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 604. POWERS AND DUTIES.

The City Manager shall be the chief administrative officer and head of the administrative branch of the City Government. Except as otherwise provided in this Charter, the City Manager shall be responsible to the City Council for the proper administration of all affairs of the City. Without limiting the foregoing general grant of powers, responsibilities and duties, subject to the provisions of this Charter, including the personnel provisions thereof, the City Manager shall have power and be required to:

(a) Appoint, and he or she may promote, demote, suspend or remove all department heads, officers and employees of the City except elective officers and those department heads, officers and employees the power of whose appointment is vested by this Charter in the City Council. He or she may authorize the head of any department or office to appoint or remove subordinates in such department or office. No department head shall be appointed or removed until the City Manager shall first have reviewed such appointment or removal with the City Council and received its approval for such appointment or removal.

(b) Prepare the budget annually, submit it to the City Council, and be responsible for its administration after its adoption.

(c) Prepare and submit to the City Council as of the end of each fiscal year, a complete report on the finances of the City for the preceding fiscal year, and annually or more frequently, a current report of the principal administrative activities of the City.

(d) Keep the City Council advised of the financial condition and future needs of the City and make such recommendations as may to him or her seem desirable.

(e) Establish a centralized purchasing system for all City offices, departments and agencies.

(f) Prepare rules and regulations governing the contracting for, purchasing, inspection, storing, inventory, distribution and disposal of all supplies, materials, equipment and services required by any office, department or agency of the City government and recommend them to the City Council for adoption by ordinance, and administer and enforce the same after adoption.

(g) See that the laws of the State pertaining to the City, the provisions of this Charter and the ordinances, franchises and rights of the City are enforced.

(h) Exercise control of all administrative offices and departments of the City and of all appointive officers and employees except those directly appointed by the City Council and prescribe such general rules and regulations as he or she may deem necessary or proper for the general conduct of the administrative offices and departments of the City under his or her jurisdiction.

(i) Perform such other duties consistent with this Charter as may be required by the City Council. (*Amended November 6, 1990, filed by Secretary of State, February 19, 1991; amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 605. MEETINGS.

The City Manager shall be accorded a seat at all meetings of the City Council and of all boards and commissions and shall be entitled to participate in their deliberations, but shall not have a vote. The City Manager shall receive notice of all special meetings of the City Council, and of all boards and commissions. (*Amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 606. REMOVAL.

The City Manager shall not be removed from office during or within a period of ninety days next succeeding any municipal election at which a member of the City Council is elected. At any other time the City Manager may be removed only at a regular meeting of the City Council and upon the affirmative votes of a majority of the total membership of the City Council. At least thirty days prior to the effective date of his or her removal, the City Manager shall be furnished with a written notice stating the Council's intention to remove him or her and the reasons therefor. After furnishing the City Manager with written notice of his or her intended removal, the City Council may suspend him or her from duty, but his or her compensation shall continue until his or her removal as herein provided. In removing the City Manager, the City Council shall use its uncontrolled discretion, and its actions shall be final. (*Amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 607. NON-INTERFERENCE WITH ADMINISTRATIVE SERVICE.

Except as otherwise provided in this Charter, neither the Council nor any of its members shall interfere with the execution by the City Manager of his or her powers and duties, or order, directly or indirectly, the appointment by the City Manager, or by any of the department heads in the administrative service of the

City, of any person to any office or employment, or his or her removal therefrom. Except for the purpose of inquiry, the City Council and its members shall deal with the administrative service under the jurisdiction of the City Manager solely through the City Manager, and neither the City Council nor any member thereof shall give orders to any subordinate of the City Manager, either publicly or privately. (*Amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 608. ASSISTANT CITY MANAGER.

There shall be an Assistant City Manager who shall act as the principal aid to the City Manager in the performance of his or her duties and who shall serve as Acting City Manager during the temporary absence or disability of the City Manager, except as otherwise provided in Section 609 of this Charter. (*Amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 609. ACTING CITY MANAGER.

The City Manager shall appoint, subject to the approval of the City Council, one of the other officers or department heads of the City to serve as Acting City Manager during any temporary absence or disability of both the City Manager and the Assistant City Manager. If the City Manager fails to make such appointment, the City Council may appoint an officer or department head to serve as such Acting City Manager. (*Amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

ARTICLE VII. OFFICERS AND EMPLOYEES

Section 700. ENUMERATION.

In addition to the City Council, City Manager and Assistant City Manager, the officers and employees of the City shall consist of a City Attorney, a City Clerk, a City Treasurer, a Director of Finance, and such other officers, assistants, deputies and employees as the City Council may provide by ordinance or resolution.

Section 701. APPOINTMENT AND REMOVAL.

The City Attorney, City Clerk and City Treasurer shall be appointed by and may be removed by the affirmative votes of at least a majority of the total membership of the City Council. All

other officers, department heads and employees of the City shall be appointed and may be removed as elsewhere in this Charter provided.

Section 702. ADMINISTRATIVE DEPARTMENTS.

The City Council may provide by ordinance or resolution not inconsistent with this Charter for the organization, conduct and operation of the several offices and departments of the City as established by this Charter, for the creation of additional departments, divisions, offices and agencies and for their consolidation, alteration or abolition. It may further provide by ordinance or resolution for the assignment and reassignment of functions, duties, offices and agencies to offices and departments, and for the number, titles, qualifications, powers, duties, and compensation of all officers and employees, consistent with this Charter.

Each department so created shall be headed by an officer as department head.

When the positions are not incompatible, the City Council may combine in one person the powers and duties of two or more officers, provided, however, that the same person shall not hold the positions of City Treasurer and Director of Finance.

Section 703. CITY ATTORNEY. POWERS AND DUTIES.

To become and remain eligible for City Attorney, the person appointed shall be an attorney at law duly licensed as such under the laws of the State of California, and shall have been engaged in the practice of law for at least three years prior to such appointment. The City Attorney shall have the power and may be required to:

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

(b) Prosecute on behalf of the people any or all criminal cases arising from violation of the provisions of this Charter or of City ordinances and such state misdemeanors as the City has the power to prosecute, unless otherwise provided by the City Council. Except for such prosecutions as may be conducted by another public agency having jurisdiction to do so, all prosecutions pursuant to this paragraph shall be conducted by the City Attorney or by employees or persons under the direction and control of the City Attorney. The City Council shall not contract with any person or firm to act as special or independent prosecutor or otherwise appoint or designate any other person or firm to prosecute any criminal matter.

(c) Represent and appear for the City in any or all actions or proceedings in which the City is concerned or is a party and represent and appear for any City officer or employee, or former City officer or employee, in any or all civil actions or proceedings in which such officer or employee is concerned or is a party for any act arising out of such employment or by reason of such official capacity.

(d) Attend all regular meetings of the City Council, unless excused, and give advice or opinion orally or in writing whenever requested to do so by the City Council or by any of the boards or officers of the City.

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

(f) Prepare any and all proposed ordinances and City Council resolutions and amendments thereto.

(g) Devote entire time to the duties of the office.

(h) Perform such legal functions and duties incident to the execution of the foregoing powers as may be necessary.

(i) Surrender to the successor City Attorney all books, papers, files and documents pertaining to the City's affairs.

The City Council shall have control of all legal business and proceedings of the City and may employ or contract with other attorneys to take charge of or assist in any civil litigation or other civil legal matters or business. (*Amended November 7, 1978, filed by Secretary of State, January 2, 1979; amended November 11, 1976, filed by Secretary of State, December 27, 1976; amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 704. CITY CLERK. POWERS AND DUTIES.

The City Clerk shall have the power and shall be required to:

(a) Attend all meetings of the City Council, unless excused, and be responsible for the recording and maintaining of a full and true record of all of the proceedings of the City Council in records that shall bear appropriate title and be devoted to such purpose.

(b) Maintain separate records, in which shall be recorded respectively all ordinances and resolutions, with the certificate of the Clerk annexed to each thereof stating the same to be the original or a correct copy, and as to an ordinance requiring publication, stating that the same has been published or posted in accordance with this Charter.

(c) Maintain separate records of all written contracts and official bonds.

(d) Keep all books and records in his or her possession properly indexed and open to public inspection when not in actual use.

(e) Be the custodian of the seal of the City.

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

(g) Be ex-officio Assessor, unless the City Council has availed itself, or does in the future avail itself, of the provisions of the general laws of the State relative to the assessment of property and the collection of City taxes by the county officers, or unless the City Council by ordinance provides otherwise.

(h) Have charge of all City elections.

(i) Perform such other duties consistent with this Charter as may be required by ordinance or resolution of the City Council. (*Amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 705. CITY TREASURER. POWERS AND DUTIES.

The City Treasurer shall have the power and shall be required to:

(a) Receive on behalf of the City all taxes, assessments, license fees and other revenues of the City, or for the collection of which the City is responsible, and receive all taxes or other money receive by the City from the County, State or Federal Government, or from any Court, or from any office, department or agency of the City.

(b) Have custody of all public funds belonging to or under control of the City or any office, department or agency of the City government, except such funds as may be in the custody of any City office or department as expressly authorized by resolution of the City Council, and deposit or cause to be deposited all funds under his or her custody in such depository as may be designated by resolution of the City Council, or, if no such resolution be adopted, then in such depository designated in writing by the City Manager, 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) Pay out moneys on proper orders, warrants, checks, or other negotiable instruments in the manner provided for in this Charter and verify authenticity and accuracy of all checks and other negotiable instruments drawn upon any City depository and return incorrect, forged or otherwise unauthorized checks and instruments to such depository.

(d) Prepare and submit to the Director of Finance monthly written reports of all receipts, disbursements and fund balances, and shall file copies of such reports with the City Manager.

(e) Perform such other duties consistent with this Charter as may be required by ordinance or resolution of the City Council. *(Amended November 6, 1990, filed by Secretary of State, February 19, 1991; amended November 7, 2000, filed by Secretary of State February 6, 2001.)*

Section 706. DIRECTOR OF FINANCE. POWERS AND DUTIES.

The Director of Finance shall have the power and shall be required to:

(a) Have charge of the administration of the financial affairs of the City under the direction of the City Manager, and be head of the Finance Department of the City.

(b) Assist the City Manager in the preparation and execution of the budget.

(c) Establish and maintain a system of financial procedures, accounts and controls for the City government and each of its offices, departments and agencies.

(d) Supervise and be responsible for the disbursement of all moneys and have control of all expenditures, except expenditures from funds under the control of any other City office of department as expressly authorized by resolution of the City Council, to insure that budget appropriations are not exceeded; audit all purchase orders before issuance; audit and approve before payment, all bills, invoices, payrolls, demands or charges against the City government; with the advice of the City Attorney, when necessary, determine the regularity, legality and correctness of such claims, demands or charges; and draw warrants upon the City Treasurer, or where such procedure is authorized by the City Council, prepare or approve wire transfers, electronic payments and checks or other negotiable instruments drawn upon a proper City depository for the approval of the City Treasurer and, where required, the signatures or facsimile signatures of the City Treasurer and the Mayor, for all claims and demands audited and approved as in this Charter provided specifying the purpose for which drawn and the fund from which payment is to be made.

(e) See that all taxes, assessments, license fees and other revenues of the City, or for the collection of which the City is responsible, and all other money receivable by the City from the County, State or Federal Government, or from any court, office, department or agency of the City are collected.

(f) Submit to the City Council through the City Manager a monthly statement of all revenues and expenditures in sufficient detail to show the exact financial condition of the City; and, as of the end of each fiscal year, submit a complete financial statement and report.

(g) Supervise the keeping of current inventories of all property of the City by all City departments, offices and agencies.

(h) Perform such other duties consistent with this Charter as may be required. (*Amended November 6, 1990, filed by Secretary of State, February 19, 1991; amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 707. ADMINISTERING OATHS.

Each department head and his or her deputies shall have the power to administer oaths and affirmations in connection with any official business pertaining to his or her department. (*Amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 708. PROHIBITED FINANCIAL INTERESTS IN CONTRACTS, FORFEITURE OF OFFICE.

Any member of the City Council, city officer or employee, or member of any city board or commission, who has a financial interest in any contract made by such person in his or her official capacity, or by any body or board of which he or she is a member, in violation of Article 4 of Division 4 of Title 1 (commencing with Section 1090) of the Government Code of the State of California, or any successor provision thereto, upon conviction thereof, and in addition to any other penalty imposed for such violation, shall forfeit his or her office or position of employment with the City. (*Amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 709. ACCEPTANCE OF OTHER OFFICE.

Any elective officer of the City who shall accept or retain any other elective public office, except as provided in this Charter, shall be deemed thereby to have vacated his or her office under the City government. (*Amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 710. NEPOTISM.

The City Council shall not appoint to a salaried position under the City government any person who is a relative by blood or marriage within the third degree of any one or more of the members of such City Council, nor shall the City Manager or any department head or other officer having appointive power appoint any of his or her relatives, or any relative of a Council member, within such

degree to any such position. (*Amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 711. OFFICIAL BONDS.

The City Council shall fix by ordinance or resolution the amounts and terms of the official bonds of all officials or employees who are required by this Charter or by ordinance to give such bonds. All bonds shall be executed by 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.

In all cases wherein an employee of the City is required to furnish a faithful performance bond, there shall be no personal liability upon, or any right to recover against, his or her superior officer or other officer or employee, or the bond of the latter, unless such superior officer, or other officer or employee is a party to, or has conspired in, the wrongful act causing directly or indirectly such loss. (*Amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

ARTICLE VIII.

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(*Amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

ARTICLE IX. APPOINTIVE BOARDS AND COMMISSIONS

Section 900. IN GENERAL.

There shall be the following named advisory boards and commissions which shall have the powers and duties herein stated. In addition, the City Council may create by ordinance such additional advisory boards or commissions as in its judgment are required, and may grant to them such powers and duties as are consistent with the provisions of this Charter.

Section 901. APPROPRIATIONS.

The City Council shall include in its annual budget such appropriations of funds as in its opinion shall be sufficient for

the efficient and proper functioning of such boards and commissions.

Section 902. APPOINTMENTS. TERMS.

The members of each of the boards or commissions hereinafter named in this Article 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 the City government. They shall be subject to the removal by motion of the City Council adopted by the affirmative votes of a majority of the total membership thereof. The members thereof shall serve for terms of four years and until their respective successors are appointed and qualified. The terms shall be staggered so that the number of terms on any such board or commission expiring in any year shall not differ by more than one from the number of terms expiring in any other year. Such terms shall expire on June thirtieth of the appropriate year. A vacancy occurring before the expiration of a term shall be filled by appointment for the remainder of the unexpired term.

Section 903. 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. If the membership of any board or commission is reduced by this Charter, the members to be eliminated shall be determined by the City Council. The terms of the members of any existing board or commission shall be adjusted, if necessary, to comply with the provisions of this Charter.

Section 904. 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. All meetings of said boards and commissions shall be open to the public and all persons shall be permitted to attend such meetings, except that the provisions of this sentence shall not apply to closed sessions authorized pursuant to any provision of law.

The City Manager shall designate a secretary for each of such boards and commissions who need not be a member of such board or commission, and who shall keep a record of its proceedings and transactions. 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. (*Amended November 3, 1992, filed by Secretary of State, December 21, 1992.*)

Section 905. OATHS. AFFIRMATIONS.

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

Section 906. PLANNING COMMISSION. POWERS AND DUTIES.

There shall be a Planning Commission consisting of seven members. The Planning Commission shall have the power and be required to:

(a) Recommend to the City Council after a public hearing thereon, the adoption, amendment or repeal of a General Plan, or any part thereof, for guidance in the physical development of the City.

(b) Exercise such functions with respect to land subdivisions as shall be provided by ordinance not inconsistent with the provisions of this Charter.

(c) Exercise such functions with respect to zoning, building, land use and related matters as may be prescribed by ordinance not inconsistent with the provisions of this Charter.

(d) Perform such other functions not inconsistent with this Charter as may be delegated to it by the City Council.

Section 907. PARK AND RECREATION COMMISSION. POWERS AND DUTIES.

There shall be a Park and Recreation Commission consisting of seven members. The Park and Recreation Commission shall have the power and duty to:

(a) Act in an advisory capacity to the City Council in all matters pertaining to parks and recreation.

(b) Consider the annual budget for park and recreation purposes during the process of its preparation and make recommendations with respect thereto to the City Council and the City Manager.

(c) Advise in the planning of parks and recreation programs for the inhabitants of the City, promote and stimulate public interest therein, and to that end solicit to the fullest extent possible the cooperation of school authorities and other public and private agencies interested therein.

(d) Recommend policies for the acquisition, development and improvement of parks and playgrounds and for the planting, care

and removal of trees and shrubs in all parks and playgrounds, subject to the rights and powers of the City Council.

(e) Perform such other duties as may be prescribed by ordinance not inconsistent with the provisions of this Charter.

Section 908. LIBRARY BOARD. POWERS AND DUTIES.

There shall be a Library Board consisting of five members which shall have the power and duty to: (a) Make recommendations to the City Council for the operation and conduct of City libraries.

(b) Recommend to the City Council rules and regulations and by-laws for the administration and protection of City libraries.

(c) Recommend to the City Council the duties and qualifications of the librarian and other officers and employees of the libraries.

(d) Make recommendations concerning the acquisition of books, journals, reports, maps, publications and other personal property.

(e) Make recommendations concerning the purchase or lease of real property and the rental or provision for adequate buildings or rooms for library purposes.

(f) Make recommendations concerning the borrowing of library materials from and lending library materials to and exchanging library materials with other libraries subject to any costs and expenses approved by the City Council.

(g) Consider the annual budget for library purposes during the process of its preparation and make recommendations with respect thereto to the City Council and the City Manager.

(h) Within sixty days after the close of each fiscal year, report to the City Council on the condition of the libraries for the preceding fiscal year and on such other matters deemed expedient by the Library Board.

(i) Exercise such other functions not inconsistent with this Charter as may be prescribed by ordinance.

ARTICLE X. PERSONNEL SYSTEM

Section 1000. SYSTEM TO BE ESTABLISHED.

The City Council shall by ordinance establish a personnel system for the selection, employment, classification, advancement, demotion, suspension and discharge of those appointive officers and employees who shall be included in the system. The system may consist of the establishment of minimum standards of employment

and qualifications for the various classes of employment, or of a comprehensive system, as the City Council shall determine to be for the best interest of the public service. The ordinance shall designate the departments and the appointive officers and employees who shall be included within the system. By subsequent ordinances the City Council may amend the system or the list of departments and appointive officers and employees included within the system. The system shall comply with all other provisions of this Charter.

Section 1050. IMPARTIAL ARBITRATION - DECLARATION OF POLICY

It is hereby declared to be the policy of the City of Anaheim that strikes by firefighters are not in the public interest and should be prohibited, and that a method should be adopted for peacefully and equitably resolving disputes that might otherwise lead to such strikes.

Section 1051. PROHIBITION AGAINST STRIKES

No City of Anaheim firefighter shall willfully engage in a strike against the City. Any such employee against whom the City brings charges of failing to report for work as part of a strike shall be subject to dismissal from his or her employment in the event the charges are sustained upon conclusion of the proceedings that are required by law for the imposition of disciplinary action upon said employee.

Section 1052. OBLIGATION TO NEGOTIATE IN GOOD FAITH

The City, through its duly authorized representatives, shall negotiate in good faith with a recognized employee organization which primarily represents firefighters on all matters relating to the wages, hours, and other terms and conditions of City employment, including the establishment of procedures for the resolution of grievances concerning the interpretation or application of any negotiated agreement. Unless and until agreement is reached through negotiations between the City and the recognized employee organization for the fire department bargaining unit which primarily represents firefighters, or a determination is made through the arbitration procedure hereinafter provided, no existing benefit or condition of employment for said fire department employees shall be eliminated or changed.

Section 1053. IMPASSE RESOLUTION PROCEDURES

All disputes or controversies pertaining to wages, hours, or terms and conditions of employment which remain unresolved after good faith negotiations between the City and the recognized employee organization involved in the dispute shall be submitted to a three-member Board of Arbitrators upon the declaration of an impasse by the City or by the recognized employee organization.

Representatives designated by the City and representatives of the recognized employee organization involved in the dispute shall each appoint one arbitrator to the Board of Arbitrators within three (3) days after either party has notified the other, in writing, that it desires to proceed to arbitration. The third member of the Arbitration Board shall be selected by agreement between the two arbitrators selected by the City and the employee organization, and shall serve as the neutral arbitrator and Chairperson of the Board. In the event that the arbitrators selected by the City and the employee organization cannot agree upon the selection of the third arbitrator within ten (10) days from the date that either party has notified the other that it has declared an impasse, then either party may request the State of California Mediation and Conciliation Service to provide a list of seven (7) persons who are qualified and experienced as labor arbitrators. If the arbitrators selected by the City and the employee organization cannot agree within three (3) days after receipt of such list on one of the seven (7) to act as the third arbitrator, they shall alternately strike names from the list of nominees until one name remains and that person shall then become the third arbitrator and chairperson of the Arbitration Board.

Any arbitration convened pursuant to this article shall be conducted in conformance with, subject to, and governed by Title 9 of Part 3 of the California Code of Civil Procedure. The Arbitration Board shall hold public hearings, receive evidence from the parties and cause a transcript of the proceedings to be prepared. The Arbitration Board, in the exercise of its discretion, may meet privately with the parties and mediate or mede-arb issues in dispute. The Arbitration Board may also adopt such other procedures that are designed to encourage an agreement between the parties, expedite the arbitration hearing process, or reduce the costs of the arbitration process.

At the conclusion of the arbitration hearings, the Arbitration Board shall direct each of the parties to submit, within such time limit as the Board may establish, a last offer of settlement on each of the issues in dispute. The Arbitration Board shall decide each issue by majority vote by selecting whichever last offer of settlement on that issue it finds most nearly conforms with those factors traditionally taken into

consideration in the determination of wages, hours and other terms and conditions of public and private employment, including, but not limited to, changes in the average consumer price index for goods and services, the wages, hours, and other terms and conditions of employment of other employees performing similar services, and the financial condition of the City and its ability to meet the cost of the award.

After reaching a decision, the Arbitration Board shall mail or otherwise deliver a true copy of its decision to the parties. The decision of the Arbitration Board shall not be publicly disclosed and shall not be binding until ten (10) days after it is delivered to the parties. During that ten day period the parties may meet privately, attempt to resolve their differences, and by mutual agreement amend or modify any of the decisions of the Arbitration Board. At the conclusion of the ten (10) day period, which may be extended by mutual agreement between the parties, the decision of the Arbitration Board, incorporating any amendments or modifications agreed to by the parties, shall be publicly disclosed and shall be binding upon the parties. The City and the recognized employee organization shall take whatever action is necessary to carry out and effectuate the final Arbitration Board award (incorporating any amendments or modifications agreed to by the parties as provided above).

The expenses of any arbitration convened pursuant to this article, including the fee for the services of the Chairperson of the Arbitration Board, shall be borne equally by the parties. All other expenses which the parties may incur individually are to be borne by the party incurring such expenses. (*Adopted by the voters at the November 3, 1998 General Municipal Election; filed with the Clerk-Recorder of the County of Orange on January 6, 1999; amended November 7, 2000, filed with Secretary of State February 6, 2001.*)

ARTICLE XI. RETIREMENT

Section 1100. RETIREMENT SYSTEM.

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, and to exercise any authority granted, permitted, or required under the provisions of the Public Employees' Retirement Act, 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 any contract with the Board of Administration of the Public Employees'

Retirement System only under authority granted by ordinance adopted by a majority vote of the electors of the City voting on such proposition at an election at which such proposal is presented. *(Amended November 7, 2000, filed by Secretary of State February 6, 2001.)*

ARTICLE XII. FISCAL ADMINISTRATION

Section 1200. 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 1201. ANNUAL BUDGET. PREPARATION BY THE CITY MANAGER.

At such date as the City Manager shall determine, each board or commission and each department head shall furnish to the City Manager, personally, or through the Director of Finance, estimates of revenue and expenditures for his or her department or for such board or commission for the ensuing fiscal year, detailed in such manner as may be prescribed by the City Manager. In preparing the proposed budget, the City Manager shall review the estimates, hold conferences thereon with the respective department heads, boards or commissions as necessary, and may revise the estimates as he or she may deem advisable. *(Amended November 7, 2000, filed by Secretary of State February 6, 2001.)*

Section 1202. BUDGET. SUBMISSION TO CITY COUNCIL.

At least thirty days prior to the beginning of each fiscal year, the City Manager shall prepare and submit to the City Council the proposed budget. Upon receipt of the proposed budget, the City Council shall determine the time for the holding of a public hearing thereon and shall cause to be published a notice thereof not less than ten days prior to said hearing, by at least one insertion in the official newspaper. Copies of the proposed budget shall be available for inspection by the public in the office of the City Clerk at least ten days prior to said hearing. *(Amended November 7, 1978, filed by Secretary of State, January 2, 1979: amended November 2, 1982, filed by Secretary of State, January 18, 1983.)*

Section 1203. BUDGET. PUBLIC HEARING.

At the time so advertised or at any time to which such public hearing shall from time to time be adjourned, the City Council shall hold a public hearing on the proposed budget, at which interested persons desiring to heard shall be given such opportunity. (*Amended November 7, 1978, filed by Secretary of State, January 2, 1979: amended November 2, 1982, filed by Secretary of State, January 18, 1983.*)

Section 1204. BUDGET. FURTHER CONSIDERATION AND ADOPTION.

At the conclusion of the public hearing the City Council shall further consider the proposed budget and make any revisions thereof that it may deem advisable and on or before June 30 it shall adopt the budget with revisions, if any, by the affirmative votes of at least a majority of the total members of the Council. Upon final adoption, the budget shall be in effect for the ensuing fiscal year. Copies thereof, certified by the City Clerk, shall be filed with the City Manager, Director of Finance, City Treasurer, and the person retained by the City Council to perform the post audit function, and a further copy shall be placed, and shall remain on file, in the office of the City Clerk where it shall be available for public inspection. The budget so certified shall be reproduced and copies made available for the use of the public and of departments, offices and agencies of the City.

Section 1205. BUDGET. APPROPRIATIONS.

From the effective date of the budget, the several amounts stated therein as proposed expenditures shall be and become appropriated to the several departments, offices and agencies for the respective objects and purposes therein named, provided, however, that the City Manager may transfer funds from one object or purpose to another within the same department, office or agency. All appropriations shall lapse at the end of the fiscal year to the extent that they shall not have been expended or lawfully encumbered.

At any public meeting after the adoption of the budget, the City Council may amend or supplement the budget by motion adopted by the affirmative votes of at least a majority of the total members of the City Council.

Section 1206. CENTRALIZED PURCHASING.

Under the control and direction of the City Manager there shall be established a centralized purchasing system for all City

departments and agencies, except as otherwise in this Charter provided. The City Manager shall recommend and the City Council shall consider and adopt by ordinance, rules and regulations governing the contracting for, purchasing, storing, and distribution of all supplies, materials, equipment and services required by any office, department or agency of the City government. (*Amended November 6, 1990, filed by Secretary of State, February 19, 1991.*)

Section 1207 (*Amended April 11, 1978, filed by Secretary of State, April 25, 1978; repealed November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 1208. TAX PROCEDURE.

The procedure for the assessment, levy and collection of taxes upon property, taxable for municipal purposes, shall be prescribed by ordinance of the City Council.

If the City Council fails to fix the rate and levy taxes on or before August 31 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 1209. BONDED DEBT LIMIT.

The City shall not incur an indebtedness evidenced by general obligation bonds which shall in the aggregate exceed the sum of fifteen percent of the total assessed valuation, for purposes of City taxation, of all the real and personal property within the City.

No bonded indebtedness which shall constitute a general obligation of the City may be created unless authorized by the affirmative votes of two-thirds of the electors voting on such proposition at any election at which the question is submitted to the electors and unless in full compliance with the provisions of the State Constitution and of this Charter.

Section 1210. REVENUE BONDS.

Bonds which are payable only out of such revenues as may be specified in such bonds may be issued when the City Council by ordinance shall have established a procedure for the issuance of such bonds. Such bonds, payable only out of revenues, shall not constitute an indebtedness or general obligation of the City. No such bonds payable out of revenues shall be issued without the assent of a majority of the voters voting upon the proposition for

issuing the same at an election at which such proposition shall have been duly submitted to the qualified electors of the City.

It shall be competent for the City to make contracts and covenants for the benefit of the holders of any such bonds payable only from revenues and which shall not constitute a general obligation of the City for the establishment of a fund or funds, for the maintaining of adequate rates or charges, for restrictions upon further indebtedness payable out of the same fund or revenues, for restrictions upon transfer out of such fund, and other appropriate covenants. Money placed in any such special fund for the payment of principal and/or interest on any issue of such bonds or to assure the application thereof to a specific purpose shall not be expended for any other purpose whatever except for the purpose for which such special fund was established and shall be deemed segregated from all other funds of the City and reserved exclusively for the purpose for which such special fund was established until the purpose of its establishment shall have been fully accomplished.

Notwithstanding the foregoing, the City may sell and issue at any time and from time to time revenue bond anticipation notes (including renewal revenue bond anticipation notes) in anticipation of the revenue bonds authorized by the voters on June 2, 1981; provided that the aggregate principal amount of such revenue bond anticipation notes and revenue bonds outstanding in accordance with their terms at any one time shall not exceed $92 million. Such revenue bond anticipation notes may be sold, issued and secured in such a manner and subject to such terms and conditions as the City Council may prescribe by ordinance; provided that such revenue bond anticipation notes shall not constitute an indebtedness or general obligation of the City of Anaheim and are not to be secured by the taxing power of said City.

Notwithstanding the foregoing, the City may also sell and issue at any time and from time to time revenue bond anticipation notes (including renewal revenue bond anticipation notes) in anticipation of any electric or water revenue bonds theretofore or hereafter authorized by the voters; provided that (i) the aggregate principal amount of such electric revenue bond anticipation notes and the electric revenue bonds in anticipation of which such electric revenue bond anticipation notes were issued outstanding in accordance with their terms at any one time shall not exceed the principal amount of such electric revenue bonds authorized by the voters and (ii) the aggregate principal amount of such water revenue bond anticipation notes and the water revenue bonds in anticipation of which such water revenue bond anticipation notes were issued outstanding in accordance with their terms at any one time shall not exceed the principal amount

of such water revenue bonds authorized by the voters. Such revenue bond anticipation notes may be sold, issued and secured in such manner and subject to such terms and conditions as the City Council may prescribe by ordinance; provided that such revenue bond anticipation notes shall not constitute an indebtedness or general obligation of the City of Anaheim and are not to be secured by the taxing power of said City.

Notwithstanding the foregoing, the City may also sell and issue at any time and from time to time revenue anticipation notes (including renewal revenue anticipation notes) in anticipation of the receipt of revenues of the City's water and electric utilities; provided that the aggregate principal amount of such revenue anticipation notes outstanding in accordance with their terms at any one time shall not exceed, for each of such utilities, an amount equal to 25% of the gross revenue earned by the respective utility during the immediately preceding fiscal year as set forth in the audited financial statements of such utility for such year. Such revenue anticipation notes may be sold, issued, and secured in such manner and subject to such terms and conditions as the City Council may prescribe by ordinance; provided that such revenue anticipation notes shall not constitute an indebtedness or general obligation of the City of Anaheim and are not to be secured by the taxing power of said City. (*Amended June 2, 1981, filed in office of Secretary of State, July 20, 1981: amended November 2, 1982, filed in office of Secretary of State, January 18, 1983.*)

Section 1210.1. ELECTRIC AND WATER REFUNDING REVENUE BONDS.

Electric and water refunding revenue bonds may be issued to purchase, redeem or retire any bonds heretofore or hereafter issued pursuant to Section 1210 or this Section 1210.1, whenever the City Council determines that (1) costs of the City will be reduced by the refunding of any bonds, or (2) issuance of the refunding bonds will otherwise be financially advantageous to the City.

If as a result of the issuing of refunding bonds pursuant to this Section 1210.1, the water or electric utility of the City shall, in any Fiscal Year, realize a reduction in principal and interest on debt issued to finance such utility when the principal and interest paid on the refunding bonds in such Fiscal Year is compared to the principal and interest that would have been payable on the refunded bonds in such Fiscal Year, the City Council shall, not later than the last day of the next succeeding Fiscal Year, adjust rates of such utility, if necessary, to reflect fully such reduction in principal and interest payments as a reduction in costs of service of such utility.

All provisions of Section 1210 are applicable to refunding bonds, except that notwithstanding Section 1210 no additional election shall be required to authorize their issuance. (*Amended June 2, 1981, filed in office of Secretary of State, July 20, 1981.*)

Section 1211. CONTRACTS ON PUBLIC WORKS.

Except as hereinafter expressly provided, every contract involving an expenditure in excess of an amount as specified in Division 2, Part 3, Chapter 1, Article 4 of the Public Contracts Code of California as amended from time to time, or any successor provision thereto, 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 official newspaper 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, without advertising for bids if the total amount of the work is less than Fifty Thousand Dollars ($50,000), or after rejecting bids, or if no bids are received, may declare and determine that, in its opinion, based on estimates approved by the City Manager, the work in question may be performed better or more economically by the City with its own employees, and after the adoption of a resolution to this effect by the affirmative vote of a majority of the total members of the City Council, it may proceed to have said work done in the manner stated, without further observance of the provisions of this section. Such contracts likewise may be let without advertising for bids, if such work shall be deemed by the City Council to be of urgent necessity for the preservation of life, health or property, and shall be authorized by resolution passed by the affirmative vote or at least two-thirds of the total members of the City Council.

Projects for the extension, replacement or expansion of the transmission or distribution system of any existing public utility operated by the City may be excepted from the requirements of this Section by the affirmative vote of a majority of the total members of the City Council.

The City Council may by ordinance establish procedures for the procurement of materials, supplies and equipment for use in the construction or improvement of public buildings, works, streets, drains, sewers, utilities, parks and playgrounds. (*Amended November 3, 1992, filed by Secretary of State, December 21, 1992: amended November 7, 1978, filed by Secretary of State,*

January 2, 1979: amended November 2, 1976, filed by Secretary of State, December 27. 1976.)

Sections 1212, 1213, 1214 and 1215 (*Repealed November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 1212. USE OF DESIGN-BUILD PROCUREMENT FOR PUBLIC WORKS PROJECTS.

Notwithstanding any provision to the contrary in the California Public Contracts Code, in Section 1211 of the Anaheim City Charter, or any other law or regulation of the State of California or the City of Anaheim, the use of design-build procurement by competitive negotiation is authorized. The City Council shall, by ordinance, establish regulations for the award, use and evaluation of such design-build contracts, in which the design and construction of public works projects are procured from a single entity. (*Adopted by the voters at the November 2, 2010 General Municipal Election; filed with Secretary of State January 7, 2011*)

Section 1213. PROHIBITION OF AUTOMATED TRAFFIC ENFORCEMENT SYSTEMS (RED LIGHT CAMERAS).

No ordinance shall be adopted by the City Council which would permit or authorize any red light camera or other automated traffic enforcement system in the City of Anaheim. Any ordinance adopted by the City Council in violation of this section shall be null and void.

Neither the City Council, nor any officer or employee of the City when acting in his or her official capacity, shall (i) take any action which would directly or indirectly result in the authorization, approval or installation of any red light camera or other automated traffic enforcement system in the City of Anaheim; or (ii) acquiesce or concur in any action or decision of any other governmental agency or governmental official having jurisdiction concerning such red light cameras where a protest or objection procedure is available to the City and where failure to so protest or object could result in the authorization, approval, or installation of any red light camera or other automated traffic enforcement system in the City of Anaheim; or (iii) approve, authorize, execute or enter into any agreement or understanding, or take any other action of any nature whatsoever, which would authorize, approve, or in any way facilitate or result in the installation of any red light camera or other automated traffic enforcement system in the City of Anaheim, including, but not limited to, any agreement or understanding relating to the

installation of any red light camera or automated traffic enforcement system which would result in the receipt by the City

The term "red light camera or other automated traffic enforcement system" as used in this section shall mean and include any automated traffic enforcement system, as that term is used in California Vehicle Code Section 21455.5, or any successor legislation thereto, which is used to enforce any provision of the California Vehicle Code. (*Adopted by the voters at the November 2, 2010 General Municipal Election; filed with Secretary of State January 7, 2011*)

Section 1216. CLAIMS AND DEMANDS. PRESENTATION AND PAYMENT.

Procedures prescribed by the State Legislature governing the presentation, consideration and enforcement of claims against chartered cities or against officers, agents and employees thereof shall apply to the presentation, consideration and enforcement of claims against the City.

In the absence of applicable procedures prescribed by the State Legislature, and to the extent that the same are not inconsistent therewith, the following provisions of this Section shall govern the presentation, processing and payment of all claims and demands against the City.

All claims for damages against the City must be presented in writing to the City Clerk within six months after the occurrence, event or transaction from which the damages allegedly arose, and shall set forth in detail the name and address of the claimant, the time, date, place and circumstances of the occurrence and the extent of the injuries or damages sustained. All such claims shall be approved or rejected in writing by order of the City Council and the date thereof given.

All other demands against the City must be in writing and may be in the form of a bill, invoice, payroll, or formal demand. Each such demand shall be presented to the Director of Finance within one hundred days after the last item of the account or claim accrued. The Director of Finance shall examine the same. If the amount thereof is legally due and there remains on his books an unex-hausted balance of any appropriation against which the same may be charged, he shall approve such demand and either draw his warrant on the City Treasurer therefor or, where such procedure is authorized by the City Council, prepare a check or other negotiable instrument drawn on a City depository to be approved and signed by the City Treasurer and countersigned by the Mayor, payable out of the proper fund or account. Otherwise he shall reject it. Objections of the Director of Finance may be overruled by the City Council and the warrant or negotiable instrument ordered drawn. The Director of Finance shall transmit such demand,

with his approval or rejection thereof endorsed thereon, and warrant or negotiable instrument, if any, to the City Manager. If a demand is one for an item included within an approved budget appropriation, it shall require the approval of the City Manager before payments otherwise it shall require the approval of the City Council, following the adoption by it of any amendment to the budget authorizing such payment. Any person dissatisfied with the refusal of the City Manager to approve any demand, in whole or in part, may present the same to the City Council within the time required by law which, after examining into the matter, shall approve or reject the demand in whole or in part. (*Amended November 6, 1990, filed by Secretary of State, February 19, 1991.*)

Section 1217. ACTIONS AGAINST THE CITY.

No suit shall be brought for money or damages against the City or any board, commission or officer thereof on any cause of action for which this Charter, the general law or any City ordinance requires a claim to be presented, until a claim or demand for the same has been presented as in this Charter provided and such claim or demand has been rejected in whole or in part. If rejected in part suit may be brought to recover the whole. Failure to complete action approving or rejecting any claim or demand within forty-five days from the day the same is presented shall be deemed a rejection thereof unless such time is extended by mutual agreement of the City and the claimant. (*Amended November 3, 1992, filed by Secretary of State, December 21, 1992.*)

Section 1218. REGISTERING WARRANTS.

Warrants on the City Treasurer which are not paid for lack of funds shall be registered. All registered warrants shall be paid in the order of their registration when funds therefor are available and shall bear interest from the date of registration at such rate as shall be fixed by the City Council by resolution.

Section 1219. INDEPENDENT AUDIT.

The City Council shall employ at the beginning of each fiscal year, an independent certified public accountant who shall, at such time or times as may be specified by the City Council, at least annually, and at such other times as he shall determine, examine the books, records, inventories and reports of all officers and employees who receive, control, handle or disburse public funds and of all such other officers, employees or 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 to the City Council, one copy thereof to be distributed to each member, one to the City Manager, Director of Finance, Treasurer, and City Attorney, respectively, and sufficient additional copies of the audit shall be placed on file in the office of the City Clerk where they shall be available for inspection by the general public, and a copy of the financial statement as of the close of the fiscal year shall be published in the official newspaper.

Section 1220. SALE OF PUBLIC UTILITY.

No public utility now or hereafter owned or operated by the City shall be sold, leased or otherwise transferred or disposed of unless authorized by the affirmative votes of at least a majority of the total membership of the City Council and by the affirmative votes of at least two-thirds of the electors voting on such proposition at a general or special election at which such proposition is submitted.

Section 1221. UTILITY RATES.

The City Council shall establish rates, rules and regulations for the water and electrical utilities. The rates shall be sufficient with respect to each utility to pay:

(a) For operations and maintenance of the system.

(b) For payment of principal and interest on debt.

(c) For creation and maintenance of financial reserves adequate to assure debt service on bonds outstanding.

(d) For capital construction of new facilities and improvements of existing facilities, or maintenance of a reserve fund for that purpose.

(e) For payments to the general fund of the City (exclusive of those amounts paid pursuant to subsection (a) of this Section 1221) in each fiscal year in an amount equal to, or less than, four percent (4%) of the gross revenue earned by the utility during the previous fiscal year.

Rates shall be reviewed by the City Council periodically to insure that financial goals are being accomplished.

Rates shall be uniform for all consumers within the same class and shall be based on the cost of service revenue requirement for the class; but different rate schedules may be applied to different classes of consumers. Notwithstanding the foregoing, the City Council may establish, and revise from time to time, ratepayer discount and other programs to assist residential customers in the payment of their utility bills and the costs of such discount and other programs may be paid from utility revenues. *(Amended November 2, 1976, filed by Secretary of State*

December 27, 1976: amended November 6, 1990, filed by Secretary of State February 19, 1991.)

Section 1222. SALE OF MUNICIPAL PROPERTY.

Except as otherwise required by law, no municipal property, real or personal, of a market value in excess of Fifty Thousand Dollars ($50,000.00) shall be sold, transferred, exchanged, or title otherwise conveyed, except by sale to the highest bidder after notice by publication in the official newspaper of the City by two or more insertions, the first of which shall be at least ten days prior to the time for opening bids.

The City Council may reject any and all bids received and, in its discretion, may readvertise. The City Council shall reject any bids received which are offers of less than the fair market value of the property as established by an appraisal by the City prior to the opening of such bids.

The City Council may sell, transfer, exchange, or otherwise convey title to any municipal property of a fair market value in excess of Fifty Thousand Dollars ($50,000.00) without advertising for bids or otherwise complying with the provisions of this Section where the City Council finds and determines said sale, transfer, exchange, or conveyance to be in the best interests of the City, and the same is authorized the affirmative votes of at least two-thirds of the total members of the City Council. *(Amended November 7, 1978, filed by Secretary of State, January 2, 1979.)*

ARTICLE XIII. ELECTIONS

Section 1300. GENERAL MUNICIPAL ELECTIONS.

General municipal elections for the election of officers and for such other purposes as the City Council may prescribe shall be held in the City on the first Tuesday after the first Monday in November in each even-numbered year. However, in the event the state legislature hereafter prescribes a different day for the holding of the statewide general election, general municipal elections shall be held upon such day in each even-numbered year as prescribed for the statewide general election. *(Amended November 2, 1982, filed by Secretary of State, January 18, 1983; amended November 7, 2000, filed by Secretary of State February 6, 2001.)*

Section 1301. SPECIAL MUNICIPAL ELECTIONS.

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 1302. PROCEDURE FOR HOLDING ELECTIONS.

All elections shall be held in accordance with the provisions of the Elections Code of the State of California, as the same now exist or hereafter may be amended, for the holding of municipal elections so far as the same are not in conflict with this Charter.

Section 1303. INITIATIVE, REFERENDUM AND RECALL.

There are hereby reserved to the electors of the City the powers of the initiative and referendum and of the recall of municipal elective officers. The provisions of the Elections Code of the State of California, as the same now exist or hereafter may be amended, governing the initiative and referendum and the recall of municipal officers, shall apply to the use thereof in the City so far as such provisions of the Elections Code are not in conflict with the provisions of this Charter.

ARTICLE XIV. FRANCHISES

Section 1400. GRANTING OF FRANCHISES.

Any person, firm or corporation furnishing the City or its inhabitants with transportation, communication, terminal facilities, water, light, heat, electricity, gas, power, refrigeration, storage or any other public utility or service, or using the public streets, ways, alleys or places for the operation of plants, works or equipment for the furnishing thereof, or traversing any portion of the City for the transmitting or conveying of any such services elsewhere, may be required by ordinance to have a valid and existing franchise therefor. The City Council is empowered to grant such franchise to any person, firm or corporation, whether operating under an existing franchise or not, and to prescribe the terms and conditions of any such grant. It may also provide, by procedural ordinance, the method of procedure and additional terms and conditions of such grants, or the making thereof, all subject to the provisions of this Charter.

Nothing in this Section, or elsewhere in this Article, shall apply to the City, or to any department thereof, when furnishing any such utility or service.

Section 1401. RESOLUTION OF INTENTION. NOTICE AND PUBLIC HEARING.

Before granting any franchise, the City Council shall pass 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 fix and set forth the day, hour and place when and where any persons having any interest therein or any objection to the granting thereof may appear before the City Council and be heard thereon. It shall direct the City Clerk to publish said resolution at least once, within fifteen days of the passage thereof, in the official newspaper. The time fixed for such hearing shall not be less than twenty nor more than sixty days after the passage of said resolution.

At the time set for the hearing the City Council shall proceed to hear and pass upon all protests and its decision thereon shall be final and conclusive. Thereafter it may by ordinance grant the franchise on the terms and conditions specified in the resolution of intention to grant the same, subject to the right of referendum of the people, or it may deny the same. If the City Council shall determine that changes should be made in the terms and conditions upon which the franchise is proposed to be granted, a new resolution of intention shall be adopted and like proceedings had thereon.

Section 1402. TERMS OF FRANCHISE.

Every franchise shall state the term for which it is granted, which, unless it be indeterminate as provided for herein, shall not exceed forty years.

A franchise grant may be indeterminate, that is to say, it may provide that it shall endure in full force and effect until the same shall be voluntarily surrendered or abandoned by its possessor, or until the State of California, or some municipal or public corporation, thereunto duly authorized by law, shall purchase by voluntary agreement or shall condemn and take, under the power of eminent domain, all property actually used and useful in the exercise of such franchise and situated within the territorial limits of the State, municipal or public corporation purchasing or condemning such property, or until the franchise shall be forfeited for noncompliance with its terms by the possessor thereof.

Section 1403. GRANT TO BE IN LIEU OF ALL OTHER FRANCHISES.

Any franchise granted by the City with respect to any given utility service shall be in lieu of all other franchises, rights or privileges owned by the grantee, or by any successor of the grantee to any right under such franchise, for the rendering of such utility service within the limits of the City as they now or may hereafter exist, except any franchise derived under Section 19 of Article XI of the Constitution of California as said section existed prior to the amendment thereof adopted October 10, 1911. The acceptance of any franchise hereunder, shall operate as an abandonment of all such franchises, rights and privileges within the limits of the City as such limits shall at any time exist, in lieu of which such franchise shall be granted.

Any franchise granted hereunder shall not become effective until written acceptance thereof shall have been filed by the grantee thereof with the City Clerk. Such acceptance shall be filed within ten days after the adoption of the ordinance granting the franchise, or any extension thereof granted by the City Council, and when so filed, such acceptance shall constitute a continuing agreement of such grantee that if and when the City shall thereafter annex, or consolidate with, additional territory any and all franchises, rights and privileges owned by the grantee therein, except a franchise derived under said constitutional provision, shall likewise be deemed to be abandoned within the limits of such territory. No grant of any franchise may be transferred or assigned by the grantee except by consent in writing of the City Council and unless the transferee or assignees thereof shall covenant and agree to perform and be bound by each and all of the terms and conditions imposed in the grant or by procedural ordinance and by this Charter.

Section 1404. EMINENT DOMAIN.

No franchise grant shall in any way, or to any extent, impair or affect the right of the City to acquire the property of the grantee thereof either by purchase or through the exercise of the right of eminent domain, and nothing herein contained shall be construed to contract away or to modify or to abridge, either for a term or in perpetuity, the City's right of eminent domain with respect to any public utility.

Section 1405. DUTIES OF GRANTEES.

By its acceptance of any franchise hereunder, the grantee shall covenant and agree to perform and be bound by each and all

of the terms and conditions imposed in the grant, or by procedural ordinance and shall further agree to:

(a) Comply with all lawful ordinances, rules and regulations theretofore or thereafter adopted by the City Council in the exercise of its police power governing the construction, maintenance and operation of its plants, works or equipment.

(b) Pay to the City on demand the cost of all repairs to public property made necessary by any of the operations of the grantee under such franchise.

(c) Indemnify and hold harmless the City and its officers and employees from any and all liability for damages proximately resulting from any operations under such franchise and provide such insurance as the City Council may require.

(d) Remove and relocate without expense to the City any facilities installed, used and maintained under the franchise if and when made necessary by any lawful change of grade, alignment or width of any public street, way, alley or place, including the construction of any subway or elevated transit facilities, or by the construction or improvement of any public property or facility, or if the public health, comfort, welfare, convenience, or safety so demands.

(e) Pay to the City during the life of the franchise a percentage, to be specified in the grant, of the gross annual receipts of the grantee within the limits of the City, or such other compensation as the City Council may prescribe in the grant.

Section 1406. EXERCISING RIGHTS WITHOUT FRANCHISE.

The exercise by any person, firm or corporation of any privilege for which a franchise is required, without possessing a valid and existing franchise therefor, shall be a misdemeanor and shall be punishable in the same manner as violations of this Charter are punishable and each day that such condition continues to exist shall constitute a separate violation.

ARTICLE XV. MISCELLANEOUS

Section 1500. DEFINITIONS.

Unless the provision or the context otherwise requires, as used in this Charter:

(a) "Shall" is mandatory, and "may" is permissive.

(b) "City" is the City of Anaheim and "department," "board," "commission," "agency," "officer," or "employee," is a department, board, commission, agency, officer or employee, as the case may be, of the City of Anaheim.

(c) "County" is the County of Orange.

(d) "State" is the State of California.

Section 1501. VIOLATIONS.

The violation of any provision of this Charter shall be a misdemeanor and shall be punishable upon conviction by a fine or imprisonment, or both, not exceeding the maximum fine or term of imprisonment, or both, as authorized by Section 19 of the Penal Code of the State of California, or any successor provision thereto. (*Amended November 3, 1992, filed by Secretary of State, December 21, 1992; amended November 7, 2000, filed by Secretary of State February 6, 2001.*)

Section 1502. VALIDITY.

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

CHARTER OF THE CITY OF ANAHEIM
HISTORY

ADOPTED BY THE ELECTORS OF THE CITY
OF ANAHEIM AT THE SPECIAL ELECTION
HELD ON JUNE 2, 1964.
APPROVED BY THE
CALIFORNIA STATE LEGISLATURE
JANUARY 14, 1965

SECTION 100 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTIONS HELD NOVEMBER 7, 2000, FILED
BY THE SECRETARY OF STATE FEBRUARY 6, 2001

SECTION 200 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTIONS HELD NOVEMBER 7, 2000, FILED
BY THE SECRETARY OF STATE FEBRUARY 6, 2001

SECTION 300 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTIONS HELD NOVEMBER 7, 2000, FILED
BY THE SECRETARY OF STATE FEBRUARY 6, 2001

SECTION 301 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTIONS HELD NOVEMBER 7, 2000, FILED
BY THE SECRETARY OF STATE FEBRUARY 6, 2001

SECTION 302 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTIONS HELD NOVEMBER 7, 2000, FILED
BY THE SECRETARY OF STATE FEBURARY 6, 2001

SECTION 303, 304, 305, 306 REPEALED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTIONS HELD NOVEMBER 7, 2000, FILED
BY THE SECRETARY OF STATE FEBRUARY 6, 2001

SECTION 402 ADDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION HELD
NOVEMBER 7, 2006, FILED WITH THE COUNTY OF ORANGE, CLERK-RECORDER,
FILED WITH THE SECRETARY OF STATE FEBRUARY 13, 2007

SECTION 500 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTIONS
HELD ON NOVEMBER 2, 1982, FILED BY THE SECRETARY OF STATE JANUARY
18, 1983; MARCH 5, 1991, FILED BY THE SECRETARY OF STATE APRIL 18,
1991; AND NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE
FEBRUARY 6, 2001

SECTION 501 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTIONS
HELD ON NOVEMBER 2, 1976, FILED BY THE SECRETARY OF STATE DECEMBER 27, 1976; MARCH 5, 1991, FILED BY THE SECRETARY OF STATE APRIL 18, 1991; AND NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE FEBRUARY 6, 2001

SECTION 502 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON MARCH 5, 1991, FILED BY THE SECRETARY OF STATE
APRIL 18, 1991

SECTION 503 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON MARCH 5, 1991, FILED BY THE SECRETARY OF STATE APRIL 18, 1991 AND NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE FEBRUARY 6, 2001

SECTION 503.5 ADDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 3, 1992, FILED BY THE SECRETARY OF STATE
DECEMBER 21, 1992

SECTION 504 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE GENERAL
MUNICIPAL ELECTION HELD ON APRIL 9, 1974, APPROVED BY THE CALIFORNIA STATE LEGISLATURE MAY 6, 1974; MARCH 5, 1991, FILED BY THE SECRETARY OF STATE APRIL 18, 1991; AND NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE FEBRUARY 6, 2001

SECTION 507 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE
FEBRUARY 6, 2001

SECTION 508 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE
FEBRUARY 6, 2000

SECTION 509 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE
FEBRUARY 6, 2001

SECTION 510 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 3, 1992, FILED BY THE SECRETARY OF STATE DECEMBER 21, 1992; AND NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE FEBRUARY 6, 2001

SECTION 511 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 3, 1992, FILED BY THE SECRETARY OF STATE DECEMBER 21, 1992; AND NOVEMBER 5, 1996, FILED BY THE SECRETARY OF STATE JANUARY 21, 1997

SECTION 512 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 5, 1996, FILED BY THE SECRETARY OF STATE JANUARY 21, 1997

SECTION 515 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTIONS
HELD ON NOVEMBER 7, 1978, FILED BY THE SECRETARY OF STATE JANUARY 2, 1979; NOVEMBER 3, 1992, FILED BY THE SECRETARY OF STATE DECEMBER 21, 1992; AND NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE FEBRUARY 6, 2001

SECTION 518 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 6, 1990, FILED BY THE SECRETARY OF STATE FEBRUARY 19, 1991

SECTION 519 ADDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION HELD
NOVEMBER 7, 2006, FILED WITH THE COUNTY OF ORANGE, CLERK-RECORDER, AND FILED WITH THE SECRETARY OF STATE FEBRUARY 13, 2007

SECTION 600 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE FEBRUARY 6, 2001

SECTION 602 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE FEBRUARY 6, 2001

SECTION 603 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE
FEBRUARY 6, 2001

SECTION 604 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 6, 1990, FILED BY THE SECRETARY OF STATE FEBRUARY
19, 1991; AND NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE
FEBRUARY 6, 2001

SECTION 605 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE
FEBRUARY 6, 2001

SECTION 606 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE
FEBRUARY 6, 2001

SECTION 607 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE
FEBRUARY 6, 2001

SECTION 608 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE
FEBRUARY 6, 2001

SECTION 609 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE
FEBRUARY 6, 2001

SECTION 703 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE
FEBRUARY 6, 2001

SECTION 704 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE
FEBRUARY 6, 2001

SECTION 705 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTIONS
HELD ON NOVEMBER 6, 1990, FILED BY THE SECRETARY OF STATE FEBRUARY 19, 1992; AND NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE FEBRUARY 6, 20001

SECTION 706 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 6, 1990, FILED BY THE SECRETARY OF STATE FEBRUARY 19, 1991; AND NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE FEBRUARY 6, 2001

SECTION 707 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE FEBRUARY 6, 2001

SECTION 709 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE FEBRUARY 6, 2001

SECTION 710 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE FEBRUARY 6, 2001

SECTION 711 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE FEBRUARY 6, 2001

ARTICLE VIII, SECTIONS 800, 801 AND 802 REPLEAED BY THE ELECTORS
OF THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE FEBRUARY 6, 2001

SECTION 904 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 3, 1992, FILED BY THE SECRETARY OF STATE DECEMBER 21, 1992

SECTIONS 10.200 - 10.203 ADDED BY THE ELECTORS OF THE CITY OF ANAHEIM AT THE ELECTION HELD NOVEMBER 3, 1998, FILED WITH THE COUNTY OF ORANGE, CLERK-RECORDER, JANUARY 6, 1999; AND AMENDED NOVEMBER 7, 2000, FILED WITH THE SECRETARY OF STATE FEBRUARY 6, 2001

SECTION 1100 AMENDED BY THE ELECTORS OF THE CITY OF ANAHEIM AT THE ELECTION HELD NOVEMBER 7, 2000, FILED WITH THE SECRETARY OF STATE FEBRUARY 6, 2001

SECTION 1201 AMENDED BY THE ELECTORS OF THE CITY OF ANAHEIM AT THE ELECTION HELD ON NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE FEBRUARY 6, 2001

SECTION 1202 AMENDED BY THE ELECTORS OF THE CITY OF ANAHEIM AT THE ELECTIONS HELD ON NOVEMBER 7, 1978; FILED BY THE SECRETARY OF STATE JANUARY 2, 1979; AND NOVEMBER 2, 1982, FILED BY THE SECRETARY OF STATE JANUARY 18, 1983

SECTION 1203 AMENDED BY THE ELECTORS OF THE CITY OF ANAHEIM AT THE ELECTIONS HELD ON NOVEMBER 7, 1978, FILED BY THE SECRETARY OF STATE JANUARY 2, 1979; AND NOVEMBER 2, 1982, FILED BY THE SECRETARY OF STATE JANUARY 18, 1983

SECTION 1206 AMENDED BY THE ELECTORS OF THE CITY OF ANAHEIM AT THE ELECTION HELD ON NOVEMBER 6, 1990, FILED BY THE SECRETARY OF STATE FEBRUARY 19, 1991

SECTION 1207 AMENDED BY THE ELECTORS OF THE CITY OF ANAHEIM AT THE ELECTION HELD ON APRIL 11, 1978, FILED BY THE SECRETARY OF STATE APRIL 25, 1978; AND NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE FEBRUARY 6, 2001

SECTION 1210 AMENDED BY THE ELECTORS OF THE CITY OF ANAHEIM AT THE ELECTIONS HELD ON JUNE 2, 1981, FILED BY THE SECRETARY OF STATE JULY 20, 1981; AND NOVEMBER 2, 1982, FILED BY THE SECRETARY OF STATE JANUARY 18, 1983

SECTION 1211 AMENDED BY THE ELECTORS
OF THE CITY OF ANAHEIM AT THE
ELECTIONS HELD ON NOVEMBER 2, 1976, FILED BY THE SECRETARY OF STATE DECEMBER 27, 1976; NOVEMBER 7, 1978, FILED BY THE SECRETARY OF STATE JANUARY 2, 1979; AND NOVEMBER 3, 1992, FILED BY THE SECRETARY OF STATE DECEMBER 21, 1992

SECTIONS 1212, 1213, 1214 AND 1215 REPEALED
AT THE ELECTIONS HELD ON NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE FEBRUARY 6, 2001

SECTION 1212 ADDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION HELD
NOVEMBER 2, 2010, FILED WITH THE SECRETARY OF STATE
JANUARY 7, 2011

SECTION 1213 ADDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION HELD
NOVEMBER 2, 2010, FILED WITH THE SECRETARY OF STATE
JANUARY 7, 2011

SECTION 1216 AMENDED BY THE ELECTORS
OF THE CITY OF ANAHEIM AT THE
ELECTION HELD ON NOVEMBER 6, 1990, FILED BY THE SECRETARY OF STATE
FEBRUARY 19, 1991

SECTION 1217 AMENDED BY THE ELECTORS OF
THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 3, 1992, FILED BY THE SECRETARY OF STATE
DECEMBER 21, 1992

SECTION 1221 AMENDED BY THE ELECTORS
OF THE CITY OF ANAHEIM AT THE
ELECTIONS HELD ON NOVEMBER 2, 1976, FILED BY THE SECRETARY OF STATE DECEMBER 27, 1976; AND NOVEMBER 6, 1990, FILED BY THE SECRETARY OF STATE FEBRUARY 19, 1991

SECTION 1222 AMENDED BY THE ELECTORS
OF THE CITY OF ANAHEIM AT THE
ELECTION HELD ON NOVEMBER 7, 1978, FILED BY THE SECRETARY OF STATE
JANUARY 2, 1979

SECTION 1300 AMENDED BY THE ELECTORS
OF THE CITY OF ANAHEIM AT THE
ELECTION HELD ON NOVEMBER 2, 1982, FILED BY THE SECRETARY OF STATE JANUARY 18, 1983; AND NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE FEBRUARY 6, 2001

SECTION 1501 AMENDED BY THE ELECTORS
OF THE CITY OF ANAHEIM AT THE ELECTION
HELD ON NOVEMBER 3, 1992, FILED BY THE SECRETARY OF STATE DECEMBER
21, 1992; AND NOVEMBER 7, 2000, FILED BY THE SECRETARY OF STATE
FEBRUARY 6, 2001