

**Proposed Charter Amendment Regarding  
Term Limits for Mayor and Council**

**Section 401.5. Mayoral and City Council Term Limits.**

(a) During his or her lifetime, a person may serve no more than a combined total of three (3) terms of elective office for the City of Pomona, whether as Mayor or as a member of the Pomona City Council. The City Clerk, or other election official authorized by law, shall not accept or verify the signatures on any nomination paper for any person, including any paper for the purpose of seeking election as a write-in candidate, nor shall he or she certify or place on the list of certified candidates, nor print or cause to be printed on any ballot, ballot pamphlet, sample ballot or ballot label, the name of any person whose candidacy, if successful, will result in a new Mayoral or City Council term that exceeds the limits set forth herein.

(b) For purposes of this Section, “term” shall mean the following:

(1) Any full four-year term of service for which a person was nominated, including as a write-in candidate, and to which he or she was elected to office at any Municipal Primary or General Election, occurring on or after November 3, 2020, and which was completely served by the person until the term’s scheduled expiration;

(2) Any full four-year term of service to which a person was appointed by the City Council in lieu of a Municipal Election, pursuant to California Elections Code Section 10229 or similar law, occurring on or after November 3, 2020, and which was completely served by the person until the term’s scheduled expiration;

(3) Any full four-year term of service described in paragraphs (1) and (2) above, which was not completely served by the person, but which terminated prior to the scheduled expiration of the term due to any of the following:

(A) The officer’s seat is lawfully declared vacant during that term for any reasons other than resignation;

(B) The officer is lawfully recalled from office by the voters during that term;

(C) The officer has legally forfeited his or her elected office under applicable Federal or State law during that term; or

(D) If the officer vacates his or her office due to resignation:

(i) If the resignation occurs with more than two (2) years remaining in his or her current term, this shall not count as a “term” against the three-term limit.

(ii) If the resignation occurs with two (2) years or less remaining in his or her current term, this shall count as a “term” against the three-term limit.

(c) For purposes of this Section, “term” shall not mean any of the following:

(1) Any full four-year term of service for which a person was nominated, including as a write-in candidate, and to which he or she was elected to office at any Municipal Primary or General Election, occurring prior to November 3, 2020; or

(2) Any full four-year term of service to which a person was appointed by the City Council in lieu of a Municipal Election, pursuant to California Elections Code Section 10229 or any similar law, occurring prior to November 3, 2020; or

(3) Any partial term to which a person has been specially elected or appointed to the office of Mayor or City Council to fill a mid-term vacancy, pursuant to City Charter Section 403.

(d) Notwithstanding subsection (c)(3) above, no person who has already served a combined total of three (3) terms of elective office for the City of Pomona, whether as Mayor or as a member of the City Council, may be appointed to serve as Mayor or on the City Council, whether said appointment is in lieu of a Municipal Election, pursuant to California Elections Code Section 10229, or to fill a vacancy on the City Council pursuant to City Charter Section 403.

(e) Notwithstanding paragraph (c)(3) above, no person who has already served a combined total of three (3) terms of elective office for the City of Pomona, whether as Mayor or as a member of the City Council, may run for special election to fill a vacancy in the office of Mayor or the City Council pursuant to City Charter Section 403.