

Attachment 2

Options for the Amendment Process

Prepared by County Counsel

Alternative 1

Existing Language

4.22.240 Expenditure plan amendments.

The distribution of funding made by the Expenditure Plan for Measure “X” may be amended, if required, in accordance with the following process: (1) initiation of the amendment by the Commission reciting findings of necessity or convenience; (2) approval by the Board of Supervisors; and (3) approval by a majority of the City Councils of the cities within the county, but only if the approving cities also collectively contain a majority of the District’s incorporated population; unless such process is amended in a manner consistent with State legislation. Amendments authorized by his Section may include early retirement of the tax, as specified in Section 4.22.040.

Irrespective of and in addition to any other amendment, commencing in 2015 and at least every ten years thereafter, the Commission shall review and, where necessary propose revisions in the distribution of funding made by the Expenditure Plan. Such revisions shall be submitted for approval according to the amendment procedures set forth in this Section. Until any such amendments are approved, the then existing Expenditure Plan shall remain in full force and effect.

Alternative 2

Existing Language & Agreement by All Four Cities

4.22.240 Expenditure plan amendments.

The distribution of funding made by the Expenditure Plan for Measure “X” may be amended, if required, in accordance with the following process: (1) initiation of the amendment by the Commission reciting findings of necessity or convenience; (2) approval by the Board of Supervisors; and (3) approval by each of the City Councils of the cities within the county; unless such process is amended in a manner consistent with State legislation. Amendments authorized by his Section may include early retirement of the tax as specified in Section 4.22.040.

Irrespective of and in addition to any other amendment, commencing in 2015 and at least every ten years thereafter, the Commission shall review and, where necessary propose revisions in the distribution of funding made by the Expenditure Plan. Such revisions shall be submitted for approval according to the amendment procedures set forth in this Section. Until any such amendments are approved, the then existing Expenditure Plan shall remain in full force and effect.

Alternative 3

Amendment by a Majority of the City Councils or Voter Approval

4.22.240 Expenditure plan amendments.

Amendments to the distribution of funding made by the Expenditure Plan for Measure “X”, or early retirement of the tax as specified in Section 4.22.040, may be made in accordance with either of the following methods:

- A. The affirmative vote of a majority of the electors voting on the amendment; or
- B. Initiation of the amendment by the Commission reciting findings of necessity; (2) approval by the Board of Supervisors; and, (3) approval by a majority of the City Councils of the cities within the county, but only if the approving cities also collectively contain a majority of the District’s incorporated population; unless such process is amended in a manner consistent with State legislation.
- C. Until any such amendments are approved, the then existing Expenditure Plan shall remain in full force and effect.

Alternative 4

Amendment by All Four Cities or Voter Approval

4.22.240 Expenditure plan amendments.

Amendments to the distribution of funding made by the Expenditure Plan for Measure “X”, or early retirement of the tax as specified in Section 4.22.040, may be made in accordance with either of the following methods:

- A. The affirmative vote of a majority of the electors voting on the amendment; or
- B. Initiation of the amendment by the Commission reciting findings of necessity; (2) approval by the Board of Supervisors; and (3) approval by each of the City Councils of the cities within the county; unless such process is amended in a manner consistent with State legislation.
- C. Until any such amendments are approved, the then existing Expenditure Plan shall remain in full force and effect.

Alternative 5

Voter Approval Required for any Change

4.22.240 Expenditure plan amendments.

Amendments to this Chapter or the Expenditure Plan for Measure “X”, may only be made by an affirmative vote of the electors voting on the amendment. Until any such amendments are approved, the then existing Expenditure Plan shall remain in full force and effect.