



**MICHAEL N. FEUER**  
CITY ATTORNEY

REPORT NO. R 18-0221

JUN 27 2018

**REPORT RE:**

**BALLOT RESOLUTIONS REGARDING A PROPOSED CHARTER AMENDMENT  
THAT ADDRESSES ONE IMPEDIMENT TO ESTABLISHING A MUNICIPAL BANK,  
AND ORDINANCE CALLING FOR A SPECIAL ELECTION FOR THE CHARTER  
AMENDMENT ON NOVEMBER 6, 2018**

The Honorable City Council  
of the City of Los Angeles  
Room 395, City Hall  
200 North Spring Street  
Los Angeles, California 90012

Honorable Members:

As requested by the City Council, this Office hereby transmits, approved as to form and legality, the enclosed ballot resolutions and election ordinance necessary to place a proposed amendment to the Charter of the City of Los Angeles (Charter) on the ballot for the November 6, 2018 State General Election. The proposed Charter amendment, if approved by the voters, would amend Subsection (g) of Section 104 of the Charter, to allow for the establishment of a municipal financial institution or bank without further voter approval. The proposed Charter amendment would remove one impediment in establishing a municipal financial institution or bank. Other impediments under Federal, State, and possibly City law may still remain.

Council Rule 38 Referral

Pursuant to Council Rule 38, and consistent with the direction in Council's Motion, a copy of the proposed charter amendment was sent to the Chief Legislative Analyst. This Office has worked with staff of such office, and its comments have been incorporated.

Election Requirements

The ballot resolutions and election ordinance include a ballot title and question for the charter amendment. The ballot title must comply with City and State law regarding its form, content, length, and impartiality.

City Election Code Section 601 requires that a final resolution and ordinance to place a measure on the ballot be adopted not less than 110 days before the election. With regard to the November 6, 2018, State General Election, and in light of Council's upcoming recess, the last date for Council to take action to place a measure on the ballot is July 3, 2018.

The State General Election is conducted locally by the County Registrar-Recorder. In order to place a City measure on the State General Election ballot, the City must request the County Board of Supervisors to approve consolidation of the City's ballot measure election with the State General Election. The Board of Supervisors has the limited discretion to deny the City's consolidation request if the County's voting equipment or other election capacities are such that the County cannot handle the City's election.

If you have any questions regarding this matter, please contact Sr. Assistant City Attorney Noreen Vincent at (213) 978-7730 or Deputy City Attorney Charles Hong at (213) 978-7782. A member of this Office will be present when you consider this matter to answer questions you may have.

Sincerely,

MICHAEL N. FEUER, City Attorney



By DAVID MICHAELSON  
Chief Assistant City Attorney

DM:CSH:cm  
Transmittal

Cc: Holly Wolcott, City Clerk  
Sharon M. Tso, Chief Legislative Analyst  
Richard H. Llewellyn, Jr., City Administrative Officer