



Agenda Item C.4
DISCUSSION/ACTION ITEM
Meeting Date: July 1, 2008

TO: Mayor and Councilmembers

FROM: Daniel Singer, City Manager

CONTACT: Deborah Constantino, City Clerk

SUBJECT: Resolution Calling and Giving Notice of the Holding of a General Municipal Election to be held in the City on November 4, 2008 for the Election of Certain Officers, and Two Proposed Council-Sponsored Measures.

RECOMMENDATION:

Adopt Resolution No. 08-__ entitled: "A Resolution of the City Council of the City of Goleta, California, Calling and Giving Notice of the Holding of a General Municipal Election to be Held in the City on Tuesday, November 4, 2008, for the Election of Certain Officers as Required by the Provisions of the Laws of the State of California Relating to General Law Cities and Council-Sponsored Initiative Ordinances submitted to the Electorate."

BACKGROUND:

On July 29, 2002, the City Council adopted Ordinance No. 02-23, establishing the date of the City's first General Municipal Election and elections thereafter for the purpose of electing certain officers. In accord with Ordinance No. 02-23 and California law, the City Council is required to adopt a resolution calling for the election of two members of the City Council and requesting consolidation of that election with the County-wide election to be held on November 4, 2008. In addition, the City Council has requested that Council-sponsored ordinances be prepared and submitted to the electorate in this general municipal election.

DISCUSSION:

The terms of Councilmembers Jean Blois and Jonny Wallis will expire in December 2008, and these two offices will be filled at the November 2008 general municipal election. The California Elections Code requires the City Council adopt the appropriate resolutions Calling and Giving Notice for the election for each general municipal election.

The purpose of the election is to elect two Councilmembers and to submit Council-sponsored ordinances to the electorate. The candidate filing period for the two Council seats will be July 14 through August 8, 2008. However, the candidate filing period may

be extended to August 13, 2008, for persons other than the incumbents should an incumbent who is eligible to file elect not to file. No incumbent may file during the extended candidate filing period.

ALTERNATIVES:

There are no viable alternatives as failure to act on the attached resolution would prevent the City of Goleta from participating in the November 4, 2008 General Municipal elections.

LEGAL REVIEW:

The City Attorney's office has diligently worked with the City Manager and the City Clerk to put together and review the necessary documents for the proposed ordinances and related materials and recommended actions.

FISCAL IMPACTS:

The County provided a cost estimate for the consolidated election in the amount of \$.80-\$1.00 per registered voter. In addition there is a per candidate charge of approximately \$600. There are approximately 15,200 registered voters in the City of Goleta. Based on the estimates provided, the pro-rata election cost for the City could range from \$14,000-\$20,000.

The Fiscal Year 2008-09 City Clerk's budget includes \$10,000 to cover election costs. An additional allocation of \$4,000 to \$10,000 may be required to ensure sufficient funds to cover these costs. This request will be made to the Council once final costs are known.

Submitted By:

Reviewed By:

Approved By:

Deborah Constantino
City Clerk

Michelle Greene
Administrative
Services Director

Daniel Singer
City Manager

ATTACHMENTS:

1. Adopt a resolution No. 08-__ entitled "A Resolution of the City of Goleta, California Calling and Giving Notice of the Holding of a General Municipal Election to be held in the City on Tuesday, November 4, 2008 for the Election of Certain Officers as required by the Provisions of the Laws of the State of California Relating to General Law cities, and for Consideration of Two Council-Sponsored Ordinances."

ATTACHMENT 1

A Resolution of the City of Goleta, California Calling and Giving Notice of the Holding of a General Municipal Election to be held in the City on Tuesday, November 4, 2008 for the Election of Certain Officers as required by the Provisions of the Laws of the State of California Relating to General Law cities, and for Consideration of Two Council-Sponsored Ordinances.

RESOLUTION NO. 08-__

A RESOLUTION OF THE CITY OF GOLETA, CALIFORNIA CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD IN THE CITY ON TUESDAY, NOVEMBER 4, 2008 FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED OF CALIFORNIA RELATING TO GENERAL LAW CITIES, AND FOR COUNCIL-SPONSORED INITIATIVE ORDINANCES SUBMITTED TO THE ELECTORATE.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GOLETA, CALIFORNIA, AS FOLLOWS:

WHEREAS, the City Council of the City of Goleta, California hereby calls and gives notice of a General Municipal Election to be held on November 4, 2008, for the purpose of the election of two members of the City Council each for a four year term; and

WHEREAS, in addition to the City Council member election, the City Council of the City of Goleta also calls and give notice for the placement on the November 4, 2008, election ballot, of a proposed measure that, if passed, would amend the Goleta Municipal Code by adding a new Chapter 3.19 relating to the imposition of an additional one-half of one-percent (.50%) sales and use tax within the city; and

WHEREAS, in addition to the City Council member election, the City Council of the City of Goleta also calls and gives notice for the placement on the November 4, 2008, election ballot, of a proposed measure that, if passed, would amend Measure H2001 and certain related provisions of the Revenue Neutrality Agreement ratified by the Goleta City Council on February 1, 2002.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GOLETA DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1.

That the General Municipal Election for the City of Goleta is hereby called and noticed to be held on Tuesday, November 4, 2008, for the purpose of the election of two Members of the City Council for full four-year terms

SECTION 2:

That the General Municipal Election for the City of Goleta is hereby called and noticed to be held on Tuesday, November 4, 2008, for the purpose of

consideration of adoption of a council-sponsored initiative ordinance relating to the establishment of a sales and use tax the full text of which is set forth in full and attached hereto as Exhibit A. The proposed question for the ballot measure shall read as follows:

MEASURE _____

<p>Shall the Goleta Essential Services Ordinance to maintain and improve City services including police, fire and emergency response times, street and sidewalk repair and improvements, library support, youth and family recreation, after-school and anti-gang programs, park and open space land acquisition, storm drain upgrades, code enforcement and other general City services by establishing a one-half cent sales and use tax within the City subject to citizen oversight and independent annual financial audits be approved?</p>	<p>YES</p> <hr/>
	<p>NO</p>

SECTION 3:

That the General Municipal Election for the City of Goleta is hereby called and noticed to be held on Tuesday, November 4, 2008, for the purpose of consideration of adoption of a council-sponsored initiative ordinance relating to amendment of Measure H2001 and the Revenue Neutrality Agreement ratified by the City of Goleta on February 1, 2002, the full text of which is set forth in full and attached hereto as Exhibit B. The proposed question for the ballot measure shall read as follows:

MEASURE _____

<p>Shall the ordinance amending and repealing certain provisions of Measure H2001 and the Goleta Revenue Neutrality Agreement, which would establish a base year for calculation of sales and property tax allocations and a five year graduated phase-out of mitigation payments resulting in the City, starting in 2018, receiving its full statutory share of sales and property taxes in the same proportion as now received by all other cities in Santa Barbara County be adopted?</p>	<p>YES</p> <hr/>
	<p>NO</p>

SECTION 8

That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED AND ADOPTED this 1st day of July, 2008.

MICHAEL T. BENNETT, MAYOR

ATTEST:

APPROVED AS TO FORM:

DEBORAH CONSTANTINO
CITY CLERK

JULIE HAYWARD BIGGS
CITY ATTORNEY

STATE OF CALIFORNIA)
COUNTY OF SANTA BARBARA) ss.
CITY OF GOLETA)

I, DEBORAH CONSTANTINO, City Clerk of the City of Goleta, California,
DO HEREBY CERTIFY that the foregoing Resolution No. 08-__ was duly
adopted by the City Council of the City of Goleta at a regular meeting held on the
1st day of July, 2008, by the following vote of the Council:

AYES:

NOES: NONE.

ABSENT: NONE.

(SEAL)

DEBORAH CONSTANTINO
CITY CLERK