

**RESOLUTION NO. 18-8572**

**A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA, REQUESTING, PURSUANT TO SECTION 10403 OF THE CALIFORNIA ELECTIONS CODE, THAT THE BOARD OF SUPERVISORS OF THE COUNTY OF SANTA CLARA CONSOLIDATE A SPECIAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 6, 2018 WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THAT SAME DATE FOR THE PURPOSE OF SUBMITTING ONE ADVISORY BALLOT MEASURE TO ENAGE THE VOTERS REGARDING FOR DISTRICT ELECTIONS**

**BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:**

**WHEREAS**, pursuant to California Elections Code section 1200, the next statewide general election will be held on November 6, 2018;

**WHEREAS**, the City Council desires to submit to the voters one proposed advisory ballot measure to ask the voters whether the City should engage the voters in a public process to draft an amendment to the City Charter to change the method of elections from at-large to by-district for City Council Members only.

**WHEREAS**, pursuant to Santa Clara City Charter Section 600.01, such a ballot measure is considered as a Special Municipal Election; and,

**WHEREAS**, in the course of conducting a Special Municipal Election on November 6, 2018, it is desirable that such Special Municipal Election be consolidated with the Statewide General Election to be held on the same date as if there were only one election. It is also necessary for the City to request services of the County as set forth in this resolution.

**NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:**

1. That pursuant to the requirements of section 10403 of the California Elections Code, the Board of Supervisors of the County of Santa Clara is hereby requested to consent and agree to

the consolidation of a Special Municipal Election with the Statewide General Election on Tuesday, November 6, 2018, for the purpose of placing one measure on the ballot that, if passed, would amend the City Charter relating to the establishment of by-district elections with the creation of three districts.

2. That the consolidated election shall be held and conducted, the election officers appointed, the voting precincts designated, the ballots printed, the polls opened and closed, the ballots counted and returned, the returns canvassed, and all other applicable proceedings to be performed in connection with the above consolidated election, be regulated and performed by the Registrar of Voters of the County of Santa Clara in accordance with the provisions of applicable laws regulating consolidating elections. This City Council consents to such consolidation.

3. That the Registrar of Voters is authorized to canvass the returns of the Special Municipal Election. The election shall be held in all respects as if there were only one election, and only one form of ballot shall be used.

4. That the Board of Supervisors is requested to issue instructions to the Registrar of Voters to take any and all steps necessary for the holding of the consolidated election.

5. That the City of Santa Clara recognizes that additional costs will be incurred by the County by reason of this consolidation and agrees to reimburse the County for any costs.

6. That the City Clerk is directed to file a certified copy of this Resolution without delay with the Board of Supervisors and the County Registrar of Voters.

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7. That the City Council hereby calls and orders to be held in the City of Santa Clara, California, on Tuesday, November 6, 2018, a Special Municipal Election for the purpose of submitting to the voters the following ballot measure:

A. **Measure 1**

The City Council hereby orders submitted to the voters the following ballot question:

<b>MEASURE 1</b>	
<b>ADVISORY VOTE: BY DISTRICT COUNCIL ELECTIONS.</b> Shall the City of Santa Clara engage the voters in a public process to draft a Charter Amendment ballot measure to elect its Council Members, other than the Mayor, by district?	<b>YES</b>
	<b>NO</b>

8. That pursuant to California Elections Code section 10002, the City Council hereby requests that the Board of Supervisors authorize and direct the County Elections Department to provide such services as may be necessary to properly and lawfully hold and conduct a Consolidated Special Municipal Election in the City on November 6, 2018, including, but not restricted to, furnishing indexes and election equipment, appointing precinct workers and officials, instructing workers and officials, addressing sample ballots for said City election, issuing absentee ballots, establishing and providing early voting, conducting central counting and official canvass, and performing such other acts as may be required, or directed by the City Clerk, subsequent to acceptance of nomination materials by the City Clerk.

9. That the City Clerk is hereby authorized and directed to reimburse the County for services performed in accordance with this resolution, when the work is completed and upon presentation to the City of a properly approved bill subject to the approval by the City Clerk.

10. That the City Clerk is hereby authorized and directed to coordinate with the County Registrar of Voters to procure and furnish the procurement of any and all official ballots, notices, printed matter, and all supplies, equipment, paraphernalia that may be necessary in order to

properly and lawfully conduct the Consolidated Special Municipal Election. The ballots to be used at the election shall be in form and content as required by law.

11. That in all particulars not recited in this Resolution, the Special Municipal Election shall be held and conducted as provided by law for holding municipal elections.

12. That this resolution provides notice of the time and place of holding the Special Municipal Election, and the City Clerk is authorized, instructed and directed to give further or additional notice of the Special Municipal Election in time, form, and manner as required by law.

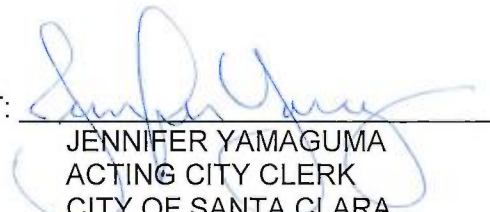
13. That the proposed measures shall not take effect unless and until approved by a vote of at least 50% plus one of the voters voting on the questions at the election.

14. Effective date. This Resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE CITY OF SANTA CLARA, CALIFORNIA, AT A SPECIAL MEETING THEREOF HELD ON THE 16<sup>th</sup> DAY OF JULY, 2018, BY THE FOLLOWING VOTE:

AYES:	COUNCILORS:	Davis, Mahan, O'Neill, and Watanabe and Mayor Gillmor
NOES:	COUNCILORS:	Kolstad
ABSENT:	COUNCILORS:	None
ABSTAINED:	COUNCILORS:	None

ATTEST:

  
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JENNIFER YAMAGUMA  
ACTING CITY CLERK  
CITY OF SANTA CLARA

Attachments incorporated by reference: None

**RESOLUTION NO. 18-8573**

**A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA ORDERING THE SUBMISSION OF AN ADVISORY BALLOT MEASURE TO THE QUALIFIED ELECTORS OF THE CITY AT SPECIAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 6, 2018, TO ENGAGE THE VOTERS REGARDING DISTRICT ELECTIONS; AND DIRECTING THE CITY ATTORNEY TO PREPARE THE IMPARTIAL ANALYSIS**

**BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:**

**WHEREAS**, the next Statewide General Election will be held November 6, 2018;

**WHEREAS**, the City Council intends to submit an advisory ballot measure and ballot question, as described in this Resolution, to the qualified electors of the City of Santa Clara at such election;

**WHEREAS**, in accordance with the Santa Clara County Registrar of Voters election calendar, and pursuant to Elections Code 9280-9287, the primary ballot arguments in favor or against a local ballot measure must be submitted no later than August 14, 2018 at 12:00 p.m., noon, to the City Clerk and rebuttal arguments in favor or against local ballot measures must be submitted no later than August 21, 2018 at 12:00 p.m., noon, to the City Clerk; and,

**WHEREAS**, the City Council is authorized to direct the City Attorney to prepare an impartial analysis of the measure by the August 21, 2018 at 12:00 p.m., noon, deadline, showing the operation of the measure and its effect on the existing law.

**NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:**

1. That the City Council hereby proposes to amend Santa Clara City Charter Sections 600, 700.1 and 700.2 as set forth in Exhibit A, attached hereto and incorporated herein by reference (with additions to and deletions from the current text indicated thereon); and the City Council hereby approves and orders the proposed measure to be submitted to the qualified electors of the City of Santa Clara at a Special Municipal Election on November 6, 2018. If the measure is

approved by a majority of voters, City Charter Sections 600 and 700.1 be amended and Section 700.2 shall be added as set forth in the measure, and the amendment shall be effective on the date that the City Council declares the results of the special municipal election.

2. That in order to submit the proposed measure described herein to the voters, the City Council hereby approves and orders the following ballot question to be submitted to the qualified electors of the City of Santa Clara at the Special Municipal Election on November 6, 2018:

<b>MEASURE 1</b>	<b>YES</b>
<b>ADVISORY VOTE: BY DISTRICT COUNCIL ELECTIONS.</b> Shall the City of Santa Clara engage the voters in a public process to draft a Charter Amendment ballot measure to elect its Council Members, other than the Mayor, by district?	<b>NO</b>

3. That the City Council directs the City Attorney, by the established deadline of August 21, 2018 at 12:00 p.m., noon, to prepare an impartial analysis of the measure showing the effect of the measure on the existing law and the operation of the measure in accordance with Elections Code section 9280.

4. That the City Clerk is authorized and directed to give additional notice of the election in the time, form and manner as required by law.

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5. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE CITY OF SANTA CLARA, CALIFORNIA, AT A SPECIAL MEETING THEREOF HELD ON THE 16<sup>th</sup> DAY OF JULY, 2018, BY THE FOLLOWING VOTE:

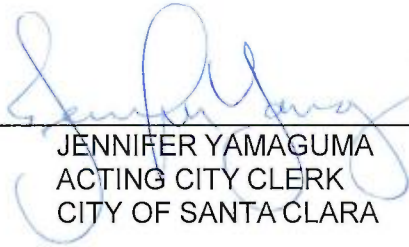
AYES: COUNCILORS: Davis, Mahan, O'Neill, and Watanabe and Mayor Gillmor

NOES: COUNCILORS: Kolstad

ABSENT: COUNCILORS: None

ABSTAINED: COUNCILORS: None

ATTEST:



JENNIFER YAMAGUMA  
ACTING CITY CLERK  
CITY OF SANTA CLARA

Attachments incorporated by reference: None

**RESOLUTION NO. 18-8574**

**A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A SPECIAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 6, 2018, FOR AN ADVISORY MEASURE ON WHETHER TO ENGAGE THE VOTERS REGARDING DISTRICT ELECTIONS**

**BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:**

1. That pursuant to the requirements of the City Charter, there is called and ordered to be held in the City of Santa Clara, California, on Tuesday, November 6, 2018, a special municipal election placing one advisory measure on the ballot to ask the voters whether the City should engage the voters in a public process to draft an amendment to the City Charter to change the method of elections from at-large to by-district for City Council Members only.

2. That the ballot question read as follows:

<b>MEASURE 1</b>	
<b>ADVISORY VOTE: BY DISTRICT COUNCIL ELECTIONS.</b> Shall the City of Santa Clara engage the voters in a public process to draft a Charter Amendment ballot measure to elect its Council Members, other than the Mayor, by district?	<b>YES</b>
	<b>NO</b>

3. That in accordance with Section 700 of the City Charter, sections 12101 and 12111 of the California Elections Code, and section 6061 of the California Government Code, the Acting City Clerk is hereby authorized and directed on behalf of the City Council to cause notice of the time and place of the holding of the election to be published once in a newspaper of general circulation, printed, published, and circulated in the City of Santa Clara and hereby designated for that purpose by the City Council of Santa Clara.

4. That the City Clerk is hereby authorized and directed to certify to the due adoption of this Resolution.



5. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE CITY OF SANTA CLARA, CALIFORNIA, AT A SPECIAL MEETING THEREOF HELD ON THE 16<sup>th</sup> DAY OF JULY, 2018, BY THE FOLLOWING VOTE:

AYES: COUNCILORS: Davis, Mahan, O'Neill, and Watanabe and Mayor Gillmor

NOES: COUNCILORS: Kolstad

ABSENT: COUNCILORS: None

ABSTAINED: COUNCILORS: None

ATTEST:



JENNIFER YAMAGUMA  
ACTING CITY CLERK  
CITY OF SANTA CLARA

Attachments incorporated by reference: None