

CITY OF SANTA CLARA OFFICE OF THE CITY CLERM

2023 DEC 11 PM 4: 47

County of Santa Clara Office of the Registrar of Voters

Ballot Measure Argument Form

| | • | |
|---|--|-----------------|
| | | Office Use Only |
| This Ballot Measure Argument Form must be submitted for everebuttal argument, with required signatures and author information of the Registrar of Voters allows electronic submission of clear and readable. You may email your completed form and att Word version to candidateservices@rov.sccgov.org . Any errors Information Guide and/or ballot exactly as submitted. A proof will confirmation that it matches the argument as submitted—no other | on. The County of Santa Clara documents if the scanned copy is ach the argument in Microsoft will be printed on the County Voter Il be sent to the primary filer for | Time/Date Stamp |
| Date of Election: March 5, 2024 | | |
| Primary Argument due date (E-84): December 12, 2023 Examination Period (E-83 to E-74): December 13-22, 2023 | | |
| Rebuttal Argument due date (E-77): December 19, 2023 Examination Period (E-76 to E-67): December 20-29, 2023 | | |
| SECTION 1: ARGUMENT INFORMATION | | |
| Measure Letter A (if available) – letters will be assigned a | after 5:00 p.m. on E-88: <i> <u>1</u>2 -8' - ೨</i> | 0.23 |
| Select Who You are, and Whi | ch Argument You Are Submitting | |
| Proponent: | Opponent: | |
| ☐ Primary Argument in Favor | ✓ Primary Argument Against | |
| ☐ Rebuttal Argument to Primary Argument Against | ☐ Rebuttal Argument to Primary Argur | nent in Favor |

SECTION 2: AUTHOR INFORMATION

Declaration Related to Proponent / Opponent Primary and Rebuttal Arguments

(Elections Code §§ 9161, 9164, 9167, 9170, 9501, 9501.5, 9504, 9600)

| Please Select the Correct Line | | |
|--|--|--|
| □ I am an Author of the Proponent Argument (noted above) for Measure being submitted. I <u>support</u> this measure. □ I am an Author of the Opponent Argument (noted above) for Measure A being submitted. I <u>oppose</u> this measure. | | |
| For any argument (primary or rebuttal) submitted on behalf of an organization or bona fide association of citizens, the "Argument Signer Form" in Section 3 below must be completed by a principal officer of the organization or bona fide association of citizens and the organization must submit one of the following: • its articles of incorporation, articles of association, partnership documents, bylaws, or similar documents; • letterhead containing the name of the organization and its principal officers; OR • if the organization or association is a primarily formed committee established to support or oppose the measure, its statement of organization (FPPC Form 410) filed pursuant to Government Code 84101. | Office Use Only Verified Individual Submitter as a: Registered Voter in District Governing Board Member Principal Officer of Organization Organization Submitted Required Documentation: articles of incorp. or assoc., bylaws, or similar letterhead FPPC Form 410 One (1) to five (5) signers submitted. Staff Initials | |

SECTION 3: ARGUMENT TEXT

PLEASE ATTACH A COPY OF YOUR PRIMARY / REBUTTAL ARGUMENT TO THIS FORM.

The text of your primary and/or rebuttal argument will be printed exactly as submitted. Type your primary and/or rebuttal argument with the desired formatting. Ensure that your primary and/or rebuttal argument meets the legal word limit. You may request that specific text is printed in bold, italic, or bold italic font type.

The County of Santa Clara Office of the Registrar of Voters uses standard typefaces, font sizes, headers, and bullets in all measure related documents. In addition, measure related documents use the following formatting standards: 1) indent increments will be set at 0.25"; 2) spacing will be standardized to language-appropriate number of spaces following periods, colons, commas, and semicolons; 3) tabs will be used for numbered and/or bulleted indented text; and 4) signers will be formatted as conformed signatures with titles below the name. All measure related documents submitted to the Office of the Registrar of Voters will be formatted to the prescribed standards.

PLEASE NOTE: If the primary and/or rebuttal argument is handwritten or a revision is unclear, the County of Santa Clara Office of the Registrar of Voters staff will interpret the handwritten information to the best of their abilities. That interpretation is final.

PROTECT VOTER RIGHTS TO ELECT CITY CLERK

Measure A eliminates Santa Clarans' right to elect a City Clerk— a privilege enshrined in the city's charter for decades.

The City Clerk is Santa Clara's top elections official who monitors city elections and keeps campaigns clean.

For good government, who do you trust to select him or her?

Santa Clara voters have chosen the City Clerk for decades – and should continue to do so even if it's a unique privilege.

Politicians and bureaucrats should not take away Santa Clara voters' rights to give themselves more power.

Measure A rewrites the charter, taking away voters' rights – giving those important rights to an unelected, city bureaucrat who is not accountable to voters.

Recently, Santa Clara has been flooded with millions of dollars of special-interest campaign spending. That's why it's critically important to have an independent City Clerk.

An elected City Clerk can't be pressured by politicians or bureaucrats since he or she must answer directly to voters.

Measure A was devised by the "City Council Majority" that a 2022 civil grand jury reported does not always act in Santa Clara's best interest. (Source: "Unsportsmanlike Conduct")

The "City Council Majority" could pressure the City Manager to select their choice for a City Clerk.

Then the "City Council Majority" could cut funds for election monitoring and make Santa Clara campaigns less clean.

Please vote NO on Measure A:

- Santa Clarans should continue to elect the City Clerk.
- An unelected city bureaucrat should not select the city's top elections officer
- A "City Council Majority" should not be able to pressure the City Manager to pick their favored candidates for City Clerk
- For this important decision about good government, voters are more trustworthy and capable than politicians and bureaucrats

Section 3 continued...

| Select Signing Order for Each | Argument Signer Form | |
|----------------------------------|---|--|
| Signatory Below (1, 2, 3, etc.) | The undersigned author(s) of the attached argument hereby state that such argument is true and correct to the best of their knowledge and belief. | |
| v . | Gender: ☑ Masculine / ☐ Feminine / ☐ Androgynous or Non-binary / ☐ Other: I am a: | |
| 2. | ☑ Registered Voter in District / ☐ Governing Board Member / ☐ Principal Officer of the Organization Submitting the Argument | |
| 3. | Name of Signer (to be printed on argument): Pat Nikolai | |
| 4. | [IF APPLICABLE] Title (to be printed on argument): Chief of Police, Santa Clara | |
| | [IF APPLICABLE] Name of Organization or Bona Fide Association of Citizens (to be printed on argument): | |
| 5. | [For individuals] Residential Address (where you are registered to vote): , Santa Clara, CA 95050 | |
| | [For governing board members and principal officers] Business Address: | |
| | Phone: Email: | |
| SIGNATURE | Under penalty of perjury, I attest the above information meets the required criteria for an Individual or for an Organization or Bona Fide Association of Citizens for purposes of submitting an argument: | |
| 1. 2. 3. | Gender: □ masculine / ☑ feminine / □ androgynous or non-binary / □ other: □ I am a: □ Registered Voter in District / ☑ Governing Board Member / □ Principal Officer of the Organization Submitting the Argument Name of Signer (to be printed on argument): Lisa M. Gillmor We Apply to Apply 10 Apply | |
| 4. | [IF APPLICABLE] Title (to be printed on argument): Mayor, Santa Clara | |
| 5. | [IF APPLICABLE] Name of Organization or Bona Fide Association of Citizens (to be printed on argument): | |
| | [For individuals] Residential Address (where you are registered to vote): | |
| | [For governing board members and principal officers] Business Address: 1500 Warburton Ave, Santa Clara, CA 95050 | |
| | Phone: Email: | |
| SIGNATURE | Under penalty of perjury, I attest the above information meets the required criteria for an Individual or for an Organization or Bona Fide Association of Citizens for purposes of submitting an argument: | |

Section 3 continued...

| Select Signing | Argument Signer Form |
|-----------------------------|---|
| Order for Each Signatory | The undersigned author(s) of the attached argument hereby state that such argument is true and correct to the best |
| Below (1, 2, 3, etc.) | of their knowledge and belief. |
| | Gender: |
| [A] | ☐ Masculine / ☐ Feminine / ☐ Androgynous or Non-binary / ☐ Other: |
| 1. | I am a: |
| 2. | Registered Voter in District / Governing Board Member / Principal Officer of the Organization Submitting the Argument |
| 3. | Name of Signer (to be printed on argument): Kathy Watanabe |
| 1.5: | [IF APPLICABLE] Title (to be printed on argument): Councilmember, Santa Clara |
| 4. | [IF APPLICABLE] Name of Organization or Bona Fide Association of Citizens (to be printed on argument): |
| 5. | [For individuals] Residential Address (where you are registered to vote): |
| | [For governing board members and principal officers] Business Address: |
| | 1500 Warburton Ave., Santa Clara, CA 95050 |
| | Phone: Email: |
| SIGNATURE | Under penalty of periury, I attest the above information meets the required criteria for an Individual or for an |
| | Organization or Bona Fide Association of Citizens for purposes of submitting an argument: |
| | Luty Valanabe |
| | Gender: |
| | |
| 1. | I am a: |
| 2. | ☑ Registered Voter in District / ☐ Governing Board Member / ☐ Principal Officer of the Organization Submitting |
| 200 | the Argument |
| 3. | Name of Signer (to be printed on argument): Satish Chandra |
| 4. | [IF APPLICABLE] Title (to be printed on argument): Charter Review Committee Member, Police Chief Advisory Committee |
| | [IF APPLICABLE] Name of Organization or Bona Fide Association of Citizens (to be printed on argument): |
| 5. | |
| | [For individuals] Residential Address (where you are registered to vote): , Santa Clara, CA 95054 |
| | [For governing board members and principal officers] Business Address: |
| | It of governing sould members and principal officers] business Address. |
| | Phone: Email: |
| SIGNATURE | Under penalty of perjury, I attest the above information meets the required criteria for an Individual or for an |
| | Organization or Bona Fide Association of Citizens for purposes of submitting an argument: |
| , | () gitust |

Section 3 continued...

| Select Signing | Argument Signer Form |
|---|--|
| Order for Each Signatory Below (1, 2, 3, etc.) | The undersigned author(s) of the attached argument hereby state that such argument is true and correct to the best of their knowledge and belief. |
| 1. 2. 3. 4. | Gender: ☐ Masculine / ☐ Feminine / ☐ Androgynous or Non-binary / ☐ Other: ☐ I am a: ☐ Registered Voter in District / ☐ Governing Board Member / ☐ Principal Officer of the Organization Submitting the Argument Name of Signer (to be printed on argument): ☐ Teresa O'Neill ☐ [IF APPLICABLE] Title (to be printed on argument): ☐ Former Santa Clara Unified School Board Trustee ☐ [IF APPLICABLE] Name of Organization or Bona Fide Association of Citizens (to be printed on argument): |
| 6 . | [For individuals] Residential Address (where you are registered to vote): , Santa Clara, CA 95051 [For governing board members and principal officers] Business Address: |
| SIGNATURE | Phone: Email: Under penalty of perjury, I attest the above information meets the required criteria for an Individual or for an Organization or Bona Fide Association of Citizens for purposes of submitting an argument: |
| | * Tellsa Onauc |

| SECTION 3 CI | HECKLIST |
|---|--|
| Office Use | |
| Primary Argument Checklist (check all that apply): Author(s) meets criteria to sign? Author's title as signed meets criteria? Residential address meets criteria for eligible individual voter to sign? Argument Signer Form signed by author(s)? Signing order indicated? Only author's name is listed on name line and matches signed name? Author's TYPED or LEGIBLY WRITTEN title is on title line, if applicable? Author's gender is selected? Original or scanned signatures are clear and readable for verification? Primary Argument does not exceed 300 words? Author's contact information is filled out? Author's document(s) filed by deadline? | Rebuttal Argument Checklist (check all that apply): Authors filed written authorization, if different authors submitted? Argument Signer Form signed by author? Signing order indicated? Only author's name is listed on name line and matches signed name? Author's TYPED or LEGIBLY WRITTEN title is on title line, if applicable? Author's gender is selected? Original or scanned signatures are clear and readable for verification? Rebuttal Argument does not exceed 250 words? Author's contact information is filled out? Author's document(s) filed by deadline? Staff Initials |

SECTION 4: LIST OF MEASURE SUPPORTERS OR OPPONENTS TO APPEAR ON THE BALLOT LABEL

Assembly Bill 1416 was signed by the Governor and is effective as of January 1, 2023. This legislation allows primary argument signers to provide a list of individuals, associations, nonprofit organizations, or businesses that are signers or are listed within the text of the argument who support or oppose a ballot measure to be listed under the ballot label. If you wish to submit a list of supporters or opponents, please complete Section 4 by providing a list of names of the individuals, associations, nonprofit organizations, and businesses to be listed as supporters or opponents. Please refer to page 9 Section 6: Appendix A for additional guidelines regarding supporters and opponents. A sample ballot label is provided on page 10, in Section 6, Appendix B.

Every individual, association, nonprofit organization, or business listed as a supporter or opponent must sign the consent form included in Section 5.

Each supporter / opponent shall be separated by a semicolon. An individual, association, nonprofit organization, or business shall not be listed unless they support or oppose the measure and meet the criteria specified in this form.

Any association, nonprofit organization, or business listed as a supporter or opponent (1) must have existed for at least four years, and (2) must not have been originally created as a committee described in Government Code section 82013.

The list of <u>all</u> supporters / opponents shall be listed in the order they will appear on the ballot and may not exceed 125 characters in length.

To calculate the 125-character limit, please count spaces between and before names, as well as the semicolons, spaces, and period at the end of the name. Use the worksheet below to ensure your character count meets the required criteria.

List of Names Icheck onel:

- ☐ Supporters
- Opponents

| LIST OF INDIVIDUALS, ASSOCIATIONS, NONPROFIT ORGANIZATIONS, AND/OR BUSINESSES | # of Characters | GENDER |
|---|--------------------|---|
| 1. Police Chief Nikolai ; | 22 | |
| 2. Judy Hubbard, SC Senior Advisory Cmsnr | 40 | ☐ masculine / ☑ feminine / ☐ androgynous or non-binary ☐ other: |
| 3. Jeremy Schmidt, SC POA | 24 | |
| 4. Mayor Gillmor | 15 | ☐ masculine / ☑ feminine / ☐ androgynous or non-binary ☐ other: |
| 5. Councilmember Watanabe | 23 | ☐ masculine / ☑ feminine / ☐ androgynous or non-binary ☐ other: |
| GRAND TOTAL (not to exceed 125 character | rs)_124_ | |

You must submit <u>with your list of supporters or opponents</u> a signed consent from <u>every</u> supporter or opponent. A consent form is included Section 5 below. You may use as many copies of Section 5 as needed to cover every supporter or opponent listed above.

Proponent's Initials: ______ I UNDERSTAND, that if I am told that the list of supporters/opponents above and the related consent forms do not meet the requirements of Elections Code 9170, and I do not resubmit the documents, only supporters or opponents who are verified as meeting the requirements of Elections Code 9170 will be printed under the ballot label.

If there is a question or issue with a submission, the County of Santa Clara Office of the Registrar of Voters will contact the submitter. The submitter is the person who delivers the primary and/or rebuttal arguments, and/or supporting materials to the County of Santa Clara Office of the Registrar of Voters. Every supporter / opponent, or representative of a supporter / opponent, must sign a consent form in order to be included in the ballot label.

This page may be copied so that a consent form is submitted for every supporter or opponent. Every supporter or opponent must sign their own consent form, and that form must be included in your submission.

SUPPORTER / OPPONENT SIGNER FORM

<u>Note</u>: if an individual uses the name of an association, nonprofit organization, or business in their title to be included in the list of supporters or opponents, a representative of that association, nonprofit organization, or business must complete this consent form. The individual supporter/opponent and the representative <u>may be the same person</u> if appropriate. If no representative of the organization or business completes this form, individuals may only use an honorific (e.g. "Dr.," "M.D.," "Ph.D.," or "Esquire") and no title that includes an organization or business name.

| This i | ndividual OR association, nonprofit organization, or business:* |
|--------|--|
| 1) | ☐ Supports or ☑ Opposes the measure. |
| | association, nonprofit organization, or business is listed as a supporter/opponent or used in an individual's title] ssociation, nonprofit organization, or business:* |
| 1) | A STATE OF THE STA |
| | me of individual OR representative of association, nonprofit organization, or business* (print or type) Nikolai |
| Phone | Number (cell / direct) |
| Addre | , Santa Clara, CA 95050 |
| Email | Address |
| | penalty of perjury, I attest the above information is true and accurate to the best of my knowledge: |
| | December 11, 2023 |

* Required information.

If there is a question or issue with a submission, the County of Santa Clara Office of the Registrar of Voters will contact the submitter. The submitter is the person who delivers the primary and/or rebuttal arguments, and/or supporting materials to the County of Santa Clara Office of the Registrar of Voters. Every supporter / opponent, or representative of a supporter / opponent, must sign a consent form in order to be included in the ballot label.

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This individual OR association, nonprofit organization, or business:*

1) ☐ Supports or ☑ Opposes the measure.

[If an association, nonprofit organization, or business is listed as a supporter/opponent or used in an individual's title] This association, nonprofit organization, or business:*

- 1) A Has been in existence for at least four years.
- 2) Was not originally created as a committee described in Government Code § 82013.

Full name of individual OR representative of association, nonprofit organization, or business* (print or type)

Jeremy Schmidt, Santa Clara Police Officers Association

Phone Number (cell / direct)

Address 2010 El Camino Real #734, Santa Clara, CA 95050

Email Address ______

Under penalty of perjury, I attest the above information is true and accurate to the best of my knowledge:

December 11, 2023

* Required information.

SIGNATURE

If there is a question or issue with a submission, the County of Santa Clara Office of the Registrar of Voters will contact the submitter. The submitter is the person who delivers the primary and/or rebuttal arguments, and/or supporting materials to the County of Santa Clara Office of the Registrar of Voters. Every supporter / opponent, or representative of a supporter / opponent, must sign a consent form in order to be included in the ballot label.

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| "M.D.," "Ph.D.," or "Esquire") and no title that includes an organization or business name. |
|---|
| This individual OR association, nonprofit organization, or business:* |
| Supports or ☑ Opposes the measure. |
| [If an association, nonprofit organization, or business is listed as a supporter/opponent or used in an individual's title] This association, nonprofit organization, or business:* |
| 1) Has been in existence for at least four years. |
| 2) Was not originally created as a committee described in Government Code § 82013. |
| Full name of individual OR representative of association, nonprofit organization, or business* (print or type) Lisa Gillmor, Mayor Phone Number (cell / direct) |
| Phone Number (cell / direct) |
| Address* 1500 Warburton Ave, Santa Clara, CA 95050 |
| Email Address |
| Under penalty of perjury, I attest the above information is true and accurate to the best of my knowledge: |
| SIGNATURE SIGNATURE |
| December 11, 2023 |
| * Required information. |

Required information.

If there is a question or issue with a submission, the County of Santa Clara Office of the Registrar of Voters will contact the submitter. The submitter is the person who delivers the primary and/or rebuttal arguments, and/or supporting materials to the County of Santa Clara Office of the Registrar of Voters. Every supporter / opponent, or representative of a supporter / opponent, must sign a consent form in order to be included in the ballot label.

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This individual OR association, nonprofit organization, or business:*

1) □ Supports or ☑ Opposes the measure.

[If an association, nonprofit organization, or business is listed as a supporter/opponent or used in an individual's title]
This association, nonprofit organization, or business:*

1) □ Has been in existence for at least four years.
2) □ Was not originally created as a committee described in Government Code § 82013.

Full name of individual OR representative of association, nonprofit organization, or business* (print or type)

Kathy Watanabe, Councilmember

Phone Number (cell / direct)

Address* 1500 Warburton Ave, Santa Clara, CA 95050

Email Address

Under penalty of perjury, I attest the above information is true and accurate to the best of my knowledge:

SIGNATURE

December 11, 2023