



CITY OF SANTA CLARA
OFFICE OF THE CITY CLERK
2024 JUL 30 11:59

County of Santa Clara Office of the Registrar of Voters

Ballot Measure Argument Form (PRIMARY AND REBUTTAL)

<p>This Ballot Measure Argument Form must be submitted <u>for all ballot measure PRIMARY ARGUMENTS and REBUTTAL ARGUMENTS</u>, with required signatures and author information. The County of Santa Clara Office of the Registrar of Voters allows electronic submission of documents if the scanned copy is clear and readable. You may email your completed form and attach the primary or rebuttal argument in Microsoft Word version to candidateservices@rov.sccgov.org. Any errors will be printed in the County Voter Information Guide and/or ballot exactly as submitted. A proof will be sent to the primary filer for confirmation that it matches the argument as submitted—no other corrections will be accepted.</p> <p>PLEASE NOTE: The Ballot Measure Rebuttal Argument Consent Form is ONLY used when an author/signer of the rebuttal argument was not an author of the primary argument. The author of a primary argument may sign the rebuttal argument or may authorize in writing any other person to author/sign the rebuttal argument.</p>	<p>Office Use Only</p> <hr/> <p>Time/Date Stamp</p>
<p>Date of Election: <u>November 5, 2024</u></p>	
<p>Primary Argument due date (E-84): <u>July 30, 2024</u> Examination Period (E-83 to E-74): <u>August 14, 2024 to August 23, 2024</u></p>	
<p>Rebuttal Argument due date (E-77): <u>August 9, 2024</u> Examination Period (E-76 to E-67): <u>August 21, 2024 to August 30, 2024</u></p>	
<p>SECTION 1: ARGUMENT INFORMATION</p>	
<p>Measure Letter <u>N/A</u> (if available) – letters will be assigned after 5:00 p.m. on E-88: _____</p>	
<p>Select Who You are, and Which Argument You Are Submitting</p>	
<p>Proponent:</p>	<p>Opponent:</p>
<p><input type="checkbox"/> Primary Argument in Favor</p>	<p><input checked="" type="checkbox"/> Primary Argument Against</p>
<p><input type="checkbox"/> Rebuttal Argument to Primary Argument Against</p>	<p><input type="checkbox"/> Rebuttal Argument to Primary Argument in Favor</p>

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 support this measure.

I am an Author of the Opponent Argument (noted above) for Measure N/A being submitted. I oppose 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.

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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.

Please vote **NO** on this proposed \$400,000,000.00 **tax-borrow-and-spend** bond measure. Our city has not undertaken any such bonds since 1959 when it borrowed \$21 million to build several brand **new** city facilities after its population had exploded 400 percent during the previous ten years. Our population has grown only 30 percent since 2000. Moreover, most of the money from the proposed bond would go to fixing **existing** facilities, not building new ones.

For decades after 1959 our city was able to promptly pay for needed **repairs** to its facilities out of **current revenues**, not bonds. Indeed: (1) twenty years ago, our city was also able to pay for two new libraries and a new, enlarged police headquarters out of its current revenues; and (2) both our power company and city water department *still* pay for their facility repairs and upgrades out of their current revenues.

However, in recent years our city government has put off making repairs to its existing facilities to spend more of its current revenues on an ever-increasing city payroll. Rather than retaking control of its spending (as most responsible families and businesses would do), our city government wants to **borrow** \$400,000,000.00 (over \$3,000 for each man, woman, and child in our city) and increase our taxes to pay for it. This is irresponsible. Capital bonds are for capital projects (new facilities), not current operating expenses (repairs).

Moreover, if this bond passed, our city would have to raise \$12,000,000.00 **every year** just to pay the interest on it (assuming a 3% rate). It would be far better to put this money into our city's Capital Expenditures Fund rather than pay it out to lenders.

Please vote **NO** on this expensive, irresponsible, tax-borrow-and-spend measure.

Section 3 continued...

Circle or Check Signing Order for Each Signatory	Argument Signer Form
	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.	Gender: <input checked="" type="checkbox"/> Masculine / <input type="checkbox"/> Feminine / <input type="checkbox"/> Androgynous or Non-binary / <input type="checkbox"/> Other: _____
2.	I am a: <input checked="" type="checkbox"/> Registered Voter in District / <input type="checkbox"/> Governing Board Member / <input type="checkbox"/> Principal Officer of the Organization Submitting the Argument
3.	John K. Haggerty _____
4.	Name of Signer (signature to be printed on argument - do not include degrees or titles; print or type signature in upper- and lower-case) Attorney at Law _____
5.	Title of Signer (to be printed on argument - limited to one title only; do not include descriptors; print or type title in upper- and lower-case) _____ Santa Clara, CA 95051 _____ <div style="text-align: center;">[For INDIVIDUALS] Residential Address (where you are registered to vote)</div> _____ <div style="text-align: center;">[For GOVERNING BOARD MEMBERS AND PRINCIPAL OFFICERS] Business Address</div> _____ 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: <div style="text-align: center; font-size: 1.2em; color: blue;"> <i>John K. Haggerty</i> </div> _____
SECTION 3 CHECKLIST	
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Primary Argument Checklist (check all that apply): <input type="checkbox"/> Author(s) meets criteria to sign? <input type="checkbox"/> Author's title as signed meets criteria? <input type="checkbox"/> Residential address meets criteria for eligible individual voter to sign? <input type="checkbox"/> Argument Signer Form signed by author(s)? <input type="checkbox"/> Signing order indicated? <input type="checkbox"/> Only author's name is listed on name line and matches signed name? <input type="checkbox"/> Author's TYPED or LEGIBLY WRITTEN title is on title line, if applicable? <input type="checkbox"/> Author's gender is selected? <input type="checkbox"/> Original or scanned signatures are clear and readable for verification? <input type="checkbox"/> Primary Argument does not exceed 300 words? <input type="checkbox"/> Author's contact information is filled out? <input type="checkbox"/> Author's document(s) filed by deadline? Staff Initials _____	Rebuttal Argument Checklist (check all that apply): <input type="checkbox"/> Authors filed written authorization, if different authors submitted? <input type="checkbox"/> Argument Signer Form signed by author? <input type="checkbox"/> Signing order indicated? <input type="checkbox"/> Only author's name is listed on name line and matches signed name? <input type="checkbox"/> Author's TYPED or LEGIBLY WRITTEN title is on title line, if applicable? <input type="checkbox"/> Author's gender is selected? <input type="checkbox"/> Original or scanned signatures are clear and readable for verification? <input type="checkbox"/> Rebuttal Argument does not exceed 250 words? <input type="checkbox"/> Author's contact information is filled out? <input type="checkbox"/> 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 all 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 and spaces. The list must be provided with the appropriate spacing for all names and titles to ensure translations into other languages read properly. Please do not count the period at the end of the list as part of the character limit. Use the worksheet below to ensure your character count meets the required criteria.

List of Names [*check one*]: Supporters OR Opponents

LIST OF INDIVIDUALS, ASSOCIATIONS, NONPROFIT ORGANIZATIONS, AND/OR BUSINESSES	# of Characters	GENDER
John K. Haggerty _____;	16	<input checked="" type="checkbox"/> masculine / <input type="checkbox"/> feminine / <input type="checkbox"/> androgynous or non-binary <input type="checkbox"/> other: _____
_____;	0	<input type="checkbox"/> masculine / <input type="checkbox"/> feminine / <input type="checkbox"/> androgynous or non-binary <input type="checkbox"/> other: _____
_____;	0	<input type="checkbox"/> masculine / <input type="checkbox"/> feminine / <input type="checkbox"/> androgynous or non-binary <input type="checkbox"/> other: _____
_____;	0	<input type="checkbox"/> masculine / <input type="checkbox"/> feminine / <input type="checkbox"/> androgynous or non-binary <input type="checkbox"/> other: _____
_____.	0	<input type="checkbox"/> masculine / <input type="checkbox"/> feminine / <input type="checkbox"/> androgynous or non-binary <input type="checkbox"/> other: _____
GRAND TOTAL (not to exceed 125 characters)		16

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

If the list above or the consent forms do not meet the requirements of Elections Code 9170, the elections official will require the proponent or submitter of the argument to resubmit supporting documentation by 5:00 p.m. on E-82 [Date: _____] to meet election related deadlines.

Proponent's Initials: K.B.H. 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.

REQUIREMENTS IF NO LIST IS SUBMITTED

If no list of supporters/opponents is provided by the proponents or opponents of the measure, or there are none that meet the requirements of Elections Code § 9170, "Supporters/Opponents" shall be followed by "None Submitted" on the ballot label. Please indicate below that no list will be submitted, as applicable:

- A list of Supporters **will not be** submitted by the Proponents or Submitter of the argument in favor.
- A list of Opponents **will not be** submitted by the Proponents or Submitter of the argument against.

Supporters or Opponents to Appear on the Ballot Label shall meet one (1) of three (3) criteria (check one):

Office Use Only

A. An association, nonprofit organization, or business that was not originally created as a committee described in Section 82013 of the Government Code and that has been in existence for at least four years.

B. A current or former elected official, who may be listed with the official's title (e.g., "State Senator Mary Smith," "Assembly Member Carlos Garcia," or "former Eureka City Council Member Amy Lee"). These titles may be shortened (e.g. "Senator" or "Sen." for "State Senator" or "Asm." for "Assembly Member").

C. An individual who is not a current or former elected official may be listed only with the individual's first and last name and an honorific (e.g., "Dr.," "M.D.," "Ph.D.," or "Esquire"), with no other title or designation, unless it is a title representing an association, nonprofit organization, or business that meets the requirements of (A) or (B) above and that is eligible to be listed as the individual supporter or opponent of the measure.

Submitter of Information shall include a signed statement attesting that the list of supporters/opponents meets the required criteria. Refer to Section 5 for Submitter Information Consent Form.

Verified
Staff Initials

Supporters or Opponents to Appear on the Ballot Label shall meet additional criteria (check all that apply):

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- Reviewed all information prior to the submittal and/or resubmittal of documents.
- Does not list a political party and is not a representative of a political party.
- Does not exceed 125 characters in length (spaces, commas, semicolons, and any other characters count toward the 125-character limit.)
- List may be shortened using acronyms, abbreviations, or by leaving out words in the entity's name. Avoid removing spaces between words to ensure readability of names and titles in different languages.

Verified
Staff Initials

ADMINISTRATORS OF CITY ELECTIONS ONLY: By E-84 _____, an elections official that receives a list of supporters or opponents for inclusion under the ballot label, shall, after confirming compliance with the law, forward that list to the county elections official. If the list is not in compliance with the law, after submitting to the County of Santa Clara Office of the Registrar of Voters, the elections official agrees to resubmit documents by 5:00 p.m. on E-82 _____ that meets the requirements of Elections Code 9170.

SECTION 5: BALLOT LABEL SUPPORTER/OPPONENT CONSENT FORM(S)

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

Note: 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 may be the same person 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 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)

John K. Haggerty

Phone Number (cell/direct)



Address*



Santa Clara, CA 95051

Email Address



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

SIGNATURE



John K. Haggerty

Date: July 30, 2024

* Required information.