

RESOLUTION NO. 28836

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA ORDERING SUBMISSION OF A BALLOT MEASURE TO APPROVE AN ORDINANCE OF THE CITY OF SANTA ROSA AMENDING SECTION 3-26.120 OF THE SANTA ROSA CITY CODE (ADDED AS PART OF MEASURE O ADOPTED BY CITY VOTERS AT THE NOVEMBER 2004 ELECTION) TO CHANGE THE LEVEL OF FUNDING REQUIRED TO BE DEDICATED FOR CERTAIN PUBLIC SAFETY PURPOSES, APPROVING BALLOT LANGUAGE, PERMITTING THE FILING OF REBUTTAL ARGUMENTS, DIRECTING THE CITY ATTORNEY TO PROVIDE AN IMPARTIAL ANALYSIS, AND PROVIDING DIRECTION REGARDING BALLOT ARGUMENTS IN SUPPORT OF MEASURE

WHEREAS, at the November 2004 election, Santa Rosa voters adopted Measure O, that established a ¼ cent sales tax to fund designated public safety purposes and set a budget baseline for funding public safety purposes; and

WHEREAS, it is appropriate to modify the budget baseline without increasing or extending that sales tax; and

WHEREAS, Measure O may be amended only if that amendment is approved by majority of Santa Rosa voters casting votes on the measure; and

WHEREAS, Election Code Section 9222 authorizes the City Council to submit to the voters a proposed ballot measure.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Santa Rosa resolves as follows:

1. A Special Municipal Election of the City of Santa Rosa is ordered and shall be held in the City of Santa Rosa, California, on Tuesday, the 8th day of November, 2016, for the purpose of submitting to the qualified electors of the City, an ordinance entitled AN ORDINANCE OF THE CITY OF SANTA ROSA AMENDING SECTION 3-26.120 OF THE SANTA ROSA CITY CODE (ADDED AS PART OF MEASURE O ADOPTED BY CITY VOTERS AT THE NOVEMBER 2004 ELECTION) TO CHANGE THE LEVEL OF FUNDING REQUIRED TO BE DEDICATED FOR CERTAIN PUBLIC SAFETY PURPOSES, as set forth in Exhibit A.

2. The proposed Ordinance shall be submitted to the electors in the form of a measure printed on the ballot as follows:

City of Santa Rosa Public Safety Spending Levels. Shall the City of Santa Rosa amend the minimum funding requirements for public safety services, including police, fire, and gang-prevention, to reflect City FY 2015-16 General Fund budget levels?	Yes 	No
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3. Pursuant to California Elections Code section 10403, the Board of Supervisors of the County of Sonoma is hereby requested to consent and agree to the consolidation of the Special Municipal Election with the Sonoma County General Election on Tuesday, November 8, 2016, for the purpose of submitting the Ordinance to voters for approval, and for election services to be provided by the County Elections Department in conducting the special municipal election. The vote requirement for the Ordinance's passage is a majority of votes cast.

4. The City Council recognizes that the consolidated election will be conducted in the manner prescribed by Elections Code section 10418. The County Elections Department 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.

5. The Board is Supervisors is requested to issue any necessary instructions to the County Elections Department to take any and all steps necessary for the holding of the consolidated election, and the City Clerk is authorized and directed to work with the County Elections Department as necessary and appropriate.

6. The City of Santa Rosa recognizes that additional costs will be incurred by the County by reason of this consolidation and agrees to reimburse the County for any costs.

7. The City Attorney's impartial analysis and written arguments for and against the proposed measure shall be prepared in accordance with the Charter and Election Code of the City of Santa Rosa.

8. Sections 9280 et seq. of the California Elections Code, providing for the filing of ballot arguments and rebuttal arguments, are hereby adopted and shall apply to the special election ordered herein. The City Clerk shall fix the dates for submittal of arguments and rebuttal arguments.

9. The City Clerk shall certify to the passage of this ordinance and cause this resolution to be published in the manner prescribed by law, and shall file a certified copy of this resolution with the Board of Supervisors and the County Elections Department.

10. Arguments for and against the proposition may be submitted to the qualified voters of the City in accordance with sections 9282 through 9287 of the California Elections Code. The deadline date for submitting ballot arguments for or against the proposition shall be set by the City Clerk. Proposed arguments shall not exceed 300 words and shall be submitted to the Office of the City Clerk. The deadline for submitting rebuttal arguments shall be set by the

City Clerk. Proposed rebuttal arguments shall not exceed 250 words and shall be submitted to the office of the City Clerk. The provisions of Section 9285(a) of the California Elections Code shall apply to the submittal of rebuttal arguments.

11. The Council does not authorize the Council as a body or any individual member of the Council to file a written argument or any rebuttal argument for or against the measure. The Council authorizes any Santa Rosa voter or association of Santa Rosa residents, to file written arguments in favor or against the proposition, and to change the argument until and including the date fixed by the City Clerk after which no arguments for or against the proposition may be submitted to the City Clerk. Any argument filed for or against said proposition not exceeding 300 words shall be filed with the City Clerk, signed, with the printed name(s) and signature(s) of the author(s) submitting it, or if filed on behalf of an organization, the name of the organization, and the printed name and signature of at least one of its principal officers who is the author of the argument.

IN COUNCIL DULY PASSED this 9th day of August, 2016.

AYES: (7) Mayor Sawyer, Vice Mayor Schwedhelm, Council Members Carlstrom, Combs, Olivares, Wysocky

NOES: (0)

ABSENT: (0)

ABSTAIN: (0)

ATTEST: _____ APPROVED: _____
City Clerk Mayor

APPROVED AS TO FORM:

Interim City Attorney

Exhibit A - Ordinance