

Item No. 23-1

“To Be Delivered” Material

For

City of Sacramento

City Council

Financing Authority

Housing Authority

Redevelopment Agency

Agenda Packet

Submitted: July 19, 2010

For the Meeting of: July 20, 2010

The attached materials were not available at the time the Agenda Packet was prepared.

Title: Select Argument Authors for Measures Approved for the November 2, 2010 Ballot

Contact Information: Stephanie Mizuno, Asst. City Clerk, 808-8093

Please include this “To Be Delivered” material in your agenda packet. This material will also be published to the City’s Internet. For additional information, contact the City Clerk Department at Historic City Hall, 915 I Street, First Floor, Sacramento, CA 95814-2604, (916) 808-7200.



REPORT TO COUNCIL

City of Sacramento

915 I Street, Sacramento, CA 95814-2604
www.CityofSacramento.org

Discussion Calendar
July 20, 2010

Honorable Mayor and
Members of the City Council

Title: Select Argument Authors for Measure(s) Approved for the November 2,
2010 Ballot

Location/Council District: Citywide

Recommendation: Adopt a **Resolution** authorizing members of the City Council to author arguments for measures approved by the City Council by July 20, 2010, to be submitted to the voters at the consolidated election of November 2, 2010.

Contact: Stephanie Mizuno, Assistant City Clerk, 808-8093; and
Shirley Concolino, City Clerk, 808-5442

Presenters: N/A

Department: City Clerk's Office

Division: N/A

Organization No: 04001021

Description/Analysis

Issue: Select and authorize members of the City Council to author and submit an argument "in opposition to" or "in support of" measure(s) approved by the City Council by July 20, 2010, for the November 2, 2010, election. Taking this action will ensure that the Council's argument(s) are selected for printing in the official sample ballot pursuant to the selection criteria contained in California Elections Code section 9287.

Policy Considerations: If the action recommended is taken, the City Council would secure its priority in the City Clerk's selection of ballot arguments should more than one argument be submitted in opposition or in support of the measure(s).

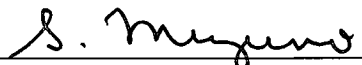
Environmental Considerations: None.

Commission/Committee Action: None.

Rationale for Recommendation: If more than one argument for or against any approved measure is filed with the City Clerk, and the City Council has selected and authorized argument authors by resolution, the City Clerk would be required to select the City Council's argument.

Financial Considerations: None.

Emerging Small Business Development (ESBD): Not applicable.

Respectfully Submitted by: 
Stephanie Mizuno,
Assistant City Clerk

Recommendation Approved:



Shirley Concolino
City Clerk

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ATTACHMENT 1

Background:

To secure its position in the selection of ballot arguments, in the event the City Clerk receives more than one argument for or against any measure, the City Council must select who will author and file ballot argument(s) on the City Council's behalf.

For City Council measures, the Council may file a written argument in support of or in opposition to a measure. If the City Council does not submit an argument for a City Council measure, any individual voter who is eligible to vote on the measure, or bona fide association of citizens, or any combination of voters and associations, may submit an argument supporting the measure. For initiative measures, the City Council can only submit an argument in opposition (if the Council chooses to submit an argument). If the City Council does not submit an argument against an initiative measure, any individual voter who is eligible to vote on the measure, or bona fide association of citizens, or any combination of voters and associations, may submit an argument against the measure.

Up to five authors' names will be printed with the argument. If the City Council, as a body, chooses to submit an argument, at least one Council member should be designated as the author.

If more than one argument is received for a given position, the City Clerk will follow the selection criteria outlined in California Elections Code section 9287, which provides for the following author priority: (a) The legislative body, or member or members of the legislative body authorized by that body; (b) The individual voter, or bona fide association of citizens, or combination of voters and associations, who are the bona fide sponsors or proponents of the measure; (c) Bona fide associations of citizens; and (d) Individual voters who are eligible to vote on the measure.

The primary arguments are due in the Office of the City Clerk by Friday, July 30, 2010 at 4:30 p.m. The rebuttal arguments are due in the Office of the City Clerk by Monday, August 9, 2010 at 4:30 p.m.

RESOLUTION NO.

Adopted by the Sacramento City Council

AUTHORIZING THE CITY COUNCIL OR MEMBERS OF THE CITY COUNCIL TO SUBMIT WRITTEN ARGUMENT(S) FOR MEASURES APPROVED BY JULY 20, 2010, TO BE SUBMITTED TO THE VOTERS AT THE CONSOLIDATED ELECTION ON TUESDAY, NOVEMBER 2, 2010

BACKGROUND

- A. On June 22, 2010, the City Council accepted the County Registrar of Voters "certificate of petition" certifying the initiative petition as sufficient, and approved the placement of the Utilities Rate Hike Rollback Act of 2010, initiative ordinance on the November 2, 2010 ballot.
- B. On July 13, 2010, the City Council approved for placement on the November 2, 2010, ballot a measure to increase the business operations tax rates for marijuana businesses (the "Marijuana Business Tax").
- C. On July 20, 2010, the City Council approved for placement on the November 2, 2010, ballot a measure to establish a parcel tax for the purpose of funding youth programs ("the Youth Jobs and Opportunity Act").
- D. The City Council desires to submit argument(s) for the measure(s).

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

Section 1. The City Council hereby authorizes the following members, on behalf of the City Council, to file a written argument **against** the Utilities Rate Hike Rollback Act of 2010:

Name(s)

_____	_____
_____	_____
_____	_____

Section 2. The City Council hereby authorizes the following members, on behalf of the City Council, to file a written argument _____ the Marijuana Business Tax:

Name(s)

_____	_____
_____	_____
_____	_____

Section 3. The City Council hereby authorizes the following members, on behalf of the City Council, to file a written argument _____ the Youth Jobs and Opportunity Act:

Name(s)

_____	_____
_____	_____
_____	_____

Section 4. The arguments shall be prepared in accordance with the California Elections Code and the Election Official's printing guidelines available from the City Clerk.

Section 5. The City Council hereby directs the City Clerk to certify the passage and adoption of this resolution and enter it into the book of original resolutions.