

RESOLUTION NO. 01-29

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALTOS
DECLARING CANVASS OF ELECTION RESULTS OF NOVEMBER 6, 2001
GENERAL MUNICIPAL AND SPECIAL ELECTIONS IN THE CITY OF LOS ALTOS**

WHEREAS, on November 6, 2001 an election was held in the City of Los Altos for the purpose of electing two Council members and voting on Measure A; and

WHEREAS, said General Municipal and Special Elections were held in accordance with law State law, and the votes received and canvassed, and the returns thereof ascertained, determined, and declared in all respects as required by law; and

WHEREAS, at the General Municipal Election, residents were asked to vote for two (2) City Councilmembers to serve four-year terms ending November, 2005; and

WHEREAS, at the Special Election, residents were asked to vote on Measures A, the title of which appear on Exhibit "A" attached; and

WHEREAS, pursuant to State Elections Code Section 15400, the City is required to accept the Statement of Election Results and declare the totals to be final results of the election;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Los Altos that:

1. The City Clerk of the City of Los Altos is hereby instructed to enter this resolution into the minutes of the Los Altos City Council as a true statement of the results of said elections; and
2. The Los Altos City Council hereby accepts the Certified Statement of November 6, 2002 Election Results by the Santa Clara County Registrar of Voters (attached as Exhibit "B");

I HEREBY CERTIFY that the foregoing is a full, true, and correct copy of a resolution duly passed and adopted by the City Council of the City of Los Altos this 19th day of November, 2001 by the following roll call vote:

AYES: Mayor Lear, Councilmembers Becker, Casto, La Poll, and Moss
NOES: None
ABSENT: None


CAROL SCHARZ, CITY CLERK


KING LEAR, MAYOR

ORDINANCE NO. 01-403

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOS ALTOS
SUBMITTING TO THE VOTERS AN ORDINANCE
AUTHORIZING AN INCREASE IN THE TRANSIENT OCCUPANCY TAX

The City Council of the City of Los Altos does hereby ordain as follows:

SECTION 1. ELECTION CALLED. The City Council of the City of Los Altos submits the following ordinance amending the City's Transient Occupancy Tax rate to the voters of the City of Los Altos at an election to be held on Tuesday, November 6, 2001.

SECTION 2. FULL TEXT OF MEASURE. Complete text of the proposed ordinance amendment shall be:

**" AN ORDINANCE OF THE CITY COUNCIL OF LOS ALTOS
PROVIDING FOR AN INCREASE IN THE TRANSIENT OCCUPANCY
TAX RATE NOT TO EXCEED ELEVEN PERCENT (11%)**

The People of the City of Los Altos do ordain as follows:

**SECTION 1. AMENDMENT OF CODE SECTION 3.36.020
OF THE LOS ALTOS MUNICIPAL CODE.**

**"Section 3.36.020 of the Los Altos Municipal Code is hereby
amended to read as follows:**

3.36.020 Tax Imposed.

For the privilege of occupancy in any hotel, each transient shall be subject to, and shall pay, a tax in the amount not to exceed eleven percent (11%) of the rent charged by the operator. The City Council shall have the authority to set the rate at eleven percent or any lesser rate as the Council shall determine by resolution. The tax shall constitute a debt owed by the transient to the city which tax shall be extinguished only by payment to the operator or to the city. The transient shall pay the tax to the operator of the hotel at the time the rent is paid. If the rent is paid in installments, the proportionate share of the tax shall be paid with each installment. The unpaid tax shall be due upon the transient's ceasing to occupy space in the hotel. If for any reason the tax due is not paid to the operator of the hotel, the tax administrator may require that such tax shall be paid directly to the tax administrator.

**Section 2. Determination of Amount to be
Raised.** Each year following adoption of the City's annual budget, the City Council will determine the rate to be charged for the transient occupancy tax and

shall set that rate in an amount not to exceed the rate authorized by this ordinance or any lesser rate as the Council shall determine by Resolution.

Section 3. Severability. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect the other provisions or applications, and to this end the provisions of this ordinance are declared to be severable.

Section 4. Amendment or Repeal. This ordinance or any provision thereof may only be amended or repealed by approval of the voters voting on the proposition at any initiative or referendum election.

Section 5. Publication. A summary of this ordinance shall be published in the Los Altos Town Crier, as provided for in Government Code § 36937.

Section 6. Effective Date: This ordinance shall be adopted if approved by a majority of the voters voting at a general election to be held on Tuesday, November 6, 2001, and go into effect ten (10) days after the City Council has, by resolution, declared that such measure was approved by a majority of the voters voting thereon."

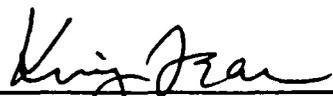
SECTION 3. SEVERABILITY. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid such invalidity shall not affect any other provision or application, and to this end the provisions of the ordinance are declared to be severable.

SECTION 4. PUBLICATION. A summary of this ordinance shall be published in the Los Altos Town Crier, as provided for in California Government Code Section 36937.

SECTION 5. EFFECTIVE DATE. This ordinance shall become effective immediately upon its adoption by the City Council of the City of Los Altos.

The foregoing ordinance was duly and regularly adopted at a meeting of the City Council of the City of Los Altos on August 7, 2001, by the following vote:

Ayes: Mayor Lear, Councilmembers Becker, Casto, and Moss
Noes: None
Absent: Councilmember La Poll


King Lear, Mayor

ATTEST:


Carol Scharz, City Clerk

***Absentee Totals		City of Los Altos, Councilmember															
8																	
	Registration	Ballots Cast	Turnout (%)					City of Los Altos Councilmember KING CRAIG LEAR	JOHN MOSS								
County of Santa Clara	18319	1072	5.9					724	790								
State Board of Equal. (D)	18319	1072	5.9					724	790								
14th Congressional Dist.	18319	1072	5.9					724	790								
11th Senatorial District	18319	1072	5.9					724	790								
13th Senatorial District	838	55	5.9					38	37								
21st Assembly District	18319	1072	5.9					724	790								
22nd Assembly District	838	55	5.9					38	37								
23rd Assembly District	1611	85	5.3					56	68								
5th Senatorial District	18319	1072	5.9					724	790								
City Of Los Altos	18319	1072	5.9					724	790								

City of Los Altos, Councilmember														
	Registration	Ballots Cast	Turnout (%)					City of Los Altos Councilmember KING CRAIG LEAR	JOHN MOSS					
2301 - PCT 2301 C	1483	249	17.0					160	199					
2301 - Absentees	1483	88	6.0					82	87					
2305 - PCT 2305 C	1267	137	10.8					81	104					
2305 - Absentees	1267	93	7.3					53	67					
2308 - PCT 2308	797	202	25.3					145	158					
2308 - Absentees	797	53	6.6					31	38					
2309 - PCT 2309 C	835	137	16.4					89	107					
2309 - Absentees	835	60	7.2					40	48					
2313 - PCT 2313 C	1225	248	20.2					169	199					
2313 - Absentees	1225	86	7.0					55	61					
2314 - PCT 2314 C	776	148	18.8					99	116					
2314 - Absentees	776	40	5.2					29	28					
2321 - PCT 2321 C	1293	173	13.4					122	138					
2321 - Absentees	1293	65	5.0					45	48					
2326 - PCT 2326	788	129	16.0					82	97					
2326 - Absentees	788	51	6.5					41	42					
2330 - PCT 2330 C	1192	187	15.7					133	149					
2330 - Absentees	1192	51	4.3					38	40					
2333 - PCT 2333 C	938	118	12.4					89	91					
2333 - Absentees	938	55	5.9					38	37					
2336 - PCT 2336 C	1542	276	17.8					200	201					
2336 - Absentees	1542	74	4.8					55	55					
2338 - PCT 2338 C	918	138	15.1					104	103					
2338 - Absentees	918	36	3.9					20	23					
2342 - PCT 2342 C	814	165	20.3					108	135					
2342 - Absentees	814	36	4.4					20	25					
2343 - PCT 2343 C	1480	260	17.6					196	218					
2343 - Absentees	1480	74	5.0					58	58					
2346 - PCT 2346 C	1044	155	14.8					108	125					
2346 - Absentees	1044	68	6.5					40	48					
2351 - PCT 2351 C	1254	205	16.3					135	139					
2351 - Absentees	1254	93	7.4					63	64					
2352 - PCT 2352 C	695	129	18.6					93	103					
2352 - Absentees	695	49	7.1					38	43					
Precinct Totals	18319	3048	16.6					2141	2380					
Absentee Totals	18319	1072	5.9					724	790					
Grand Totals	18319	4120	22.5					2865	3170					

*** Absentee Totals		City of Los Altos Measure A															
12																	
	Registration	Ballots Cast	Turnout (%)					City of Los Altos Measure A	Yes	No							
County of Santa Clara	18319	1072	5.9					749	237								
State Board Of Equal. Of	18319	1072	5.9					749	237								
18th Congressional Distr.	18319	1072	5.9					749	237								
11th Senatorial District	18319	1072	5.9					749	237								
13th Senatorial District	938	55	5.9					43	8								
21st Assembly District	18319	1072	5.9					749	237								
22nd Assembly District	938	55	5.9					43	8								
24th Assembly District	18319	1072	5.9					749	237								
5th Supervisorial Distri	18319	1072	5.9					749	237								
City Of Los Altos	18319	1072	5.9					749	237								

12.	City of Los Altos Measure A													
	Registration	Ballots Cast	Turnout (%)					City of Los Altos Measure A Yes	No					
2301 - PCT 2301 C	1483	248	17.0					195	42					
2301 - Absentees	1483	88	6.0				88	18						
2305 - PCT 2305 C	1267	137	10.8				99	29						
2305 - Absentees	1267	93	7.3				59	29						
2308 - PCT 2308	797	202	25.3				138	43						
2308 - Absentees	797	53	6.6				41	6						
2309 - PCT 2309 C	635	137	18.4				104	29						
2309 - Absentees	635	60	7.2				42	13						
2310 - PCT 2310 C	1225	248	20.2				186	52						
2310 - Absentees	1225	88	7.0				68	13						
2314 - PCT 2314 C	776	146	18.8				108	29						
2314 - Absentees	776	40	5.2				33	4						
2321 - PCT 2321	1293	178	13.4				155	65						
2321 - Absentees	1293	65	5.0				45	19						
2326 - PCT 2326	788	128	16.0				89	28						
2326 - Absentees	788	51	6.5				37	11						
2330 - PCT 2330 C	1192	187	15.7				129	51						
2330 - Absentees	1192	51	4.3				31	12						
2333 - PCT 2333 C	938	118	12.4				88	25						
2333 - Absentees	938	55	5.9				48	8						
2336 - PCT 2336 C	1542	275	17.8				183	62						
2336 - Absentees	1542	74	4.8				48	23						
2338 - PCT 2338 C	916	138	15.1				104	28						
2338 - Absentees	916	36	3.9				22	9						
2342 - PCT 2342 C	814	165	20.3				107	43						
2342 - Absentees	814	36	4.4				25	6						
2343 - PCT 2343 C	1480	260	17.6				199	54						
2343 - Absentees	1480	74	5.0				48	20						
2346 - PCT 2346 C	1044	155	14.8				116	27						
2346 - Absentees	1044	68	6.5				40	24						
2351 - PCT 2351 C	1254	209	16.3				141	46						
2351 - Absentees	1254	83	7.4				81	22						
2352 - PCT 2352 C	695	129	18.6				87	32						
2352 - Absentees	695	49	7.1				40	8						
Precinct Totals	18319	3048	16.6				2209	657						
Absentee Totals	18319	1072	5.9				749	237						
Grand Totals	18319	4120	22.5				2958	894						