

RESOLUTION NO. 99-29

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALTOS CALLING A SPECIAL ELECTION IN SAID CITY FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS THEREOF AN INITIATIVE MEASURE RAISING THE LEVEL OF THE UTILITY USERS TAX AND MAKING PROVISIONS FOR CONDUCTING SAID ELECTION AND PROVIDING FOR NOTICE THEREOF

RESOLVED, by the City Council of the City of Los Altos, Santa Clara County, California, as follows:

1. A Special Election (herein the "Election") is hereby called and ordered to be held on Tuesday, the 2nd day of November, 1999, within the City of Los Altos. The measure shall be placed on the ballot by order of this Council as follows:

Shall the City Council of the City of Los Altos be authorized, annually, to set the rate of any utility users' tax of the City at a rate not to exceed 6.25%?

2. The City Council of the City of Los Altos hereby submits to the qualified voters of the City at the Election, the proposition set forth in Section 1 hereof. The initiative measure will pass if a majority of voters voting on the proposition vote in favor thereof.

3. Said Election shall be held and conducted, the votes thereof canvassed, the returns thereof made, and the results thereof ascertained and determined as herein provided; and in all other particulars not prescribed by this resolution, the Election shall be held and conducted and the votes canvassed as provided in the Elections Code of the State of California.

4. Request is hereby made, consent is hereby given and it is ordered that said Special Election shall be consolidated with any election or elections to be held on the same day, in the same territory, or in territory that is in part the same, pursuant to the applicable provisions of Part 3 of Division 10 of the Elections Code of the State of California.

5. The election precincts, polling places, and officers of election shall be established, designated, and appointed by the Registrar of Voters, Santa Clara County, who shall also canvass the returns and prepare and mail a statement of the results thereof, all as provided by the appropriate provisions of the Elections Code of the State of California.

6. All qualified voters resident within the City of Los Altos, upon the date of the Election herein provided for, shall be qualified to vote upon the proposition submitted at said Election.

7. Ballots for the Election shall be provided in the form and number provided by law. On said ballots, in addition to any other printed matter which may be required by law, two voting spaces shall be set off to the right of the proposition submitted at the Election, in the manner provided by law, one having the word "YES" printed before it and the other having the word "NO" printed before it.

8. Each voter to vote for the proposition hereby ordered to be placed on the election ballot shall mark in the prescribed manner the voting space provided opposite the word "YES" on the ballot to the right of the proposition, and to vote against the proposition, shall mark in the prescribed manner the voting space provided opposite the word "NO".

9. The Registrar of Voters of Santa Clara County shall be responsible for procuring the rosters and all other supplies necessary to properly and lawfully conduct the Election.

10. The polls shall be opened at 7:00 a.m. of the day of the Election and shall be kept open until 8:00 p.m. of the same day, when the polls shall be closed, except as to voters in line as provided in Section 14301 of the Elections Code.

11. The Board of Supervisors of the County of Santa Clara is hereby requested to permit the Registrar of Voters of said County to render services relating to the conduct of said Election to be held within said authority on Tuesday, the 2nd day of November, 1999.

12. That this City Council shall, and does hereby, accept the usual and customary terms and conditions of the performance of said election services by said Registrar of Voters; and the City Council further agrees to make payments therefor as may be set forth in a billing to the City of Los Altos from the Registrar of Voters prescribing the amount due for costs incurred from the rendering of election services, all as provided by the provisions of Section 10416 of the Elections Code of the State of California.

13. Notice of said Election shall be published once, with the contents thereof as specified by law, in the Los Altos Town Crier, a newspaper of general circulation published in the City.

14. The City Attorney of the City of Los Altos hereby is authorized and directed to prepare an impartial analysis of said measure in the manner and subject to Section 9082 of the Elections Code, not to exceed 500 words in length, showing the effect of the measure on existing law and the operation of the measure. The Clerk is hereby directed to transmit a copy of this resolution and the measure contained herein to the City Attorney, and upon receipt of the analysis, to cause it to be printed preceding the arguments for and against the measure.

15. The City Council does hereby authorize the acceptance of rebuttal arguments (not to exceed 250 words), to arguments for and against the measure.

I HEREBY CERTIFY that the foregoing resolution was duly and regularly adopted and passed by the City Council of the City of Los Altos, California, at a meeting held on the 13th day of July, 1999, by the following roll call vote:

AYES: Mayor Becker, Councilmembers Casto, La Poll, and Moss

NOES: None

ABSENT: Councilmember Lear



LOUIS E. BECKER, MAYOR

Attest:



CAROL SCHARZ, CITY CLERK