

RESOLUTION NO. 13572

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN RAFAEL:

- 1) **ORDERING THE SUBMISSION TO THE ELECTORS OF THE CITY OF SAN RAFAEL, A BALLOT MEASURE PROPOSING AN AMENDMENT TO CHAPTER 3.19 OF THE MUNICIPAL CODE OF THE CITY OF SAN RAFAEL TO EXTEND AND INCREASE THE EXISTING TRANSACTIONS AND USE TAX AT THE GENERAL MUNICIPAL ELECTION TO BE HELD TUESDAY, NOVEMBER 5, 2013, AS CALLED BY RESOLUTION NO. 13529 AND ORDERING THE PUBLICATION THEREOF; AND**
- 2) **REQUESTING CONSOLIDATION WITH ANY OTHER ELECTION CONDUCTED ON THE SAME DATE; AND**
- 3) **REQUESTING ELECTION SERVICES BY THE REGISTRAR OF VOTERS; AND**
- 4) **REQUESTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS OF THE MEASURE.**

WHEREAS, the City Council of the City of San Rafael, by adoption of Resolution No. 13529, has called a general municipal election to be held on Tuesday, November 5, 2013; and

WHEREAS, In 2005, the San Rafael Community voted in favor of Measure S, adding Chapter 3.19 to the San Rafael Municipal Code establishing a local transactions and use tax of one-half of one percent.

WHEREAS, the City Council has determined to submit to the voters at the general municipal election on November 5, 2013, a ballot measure proposing an ordinance amending the Municipal Code of the City of San Rafael, to extend and increase the existing transactions and use tax within the City by one-quarter of one percent, raising 75 cents on each \$100 of retail transactions, so as to increase funding for the City's provision of general municipal services.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF SAN RAFAEL DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1: The City Council, pursuant to its right and authority and pursuant to the laws of the State of California and the Charter of the City of San Rafael, does hereby order submitted to the electors of the City of San Rafael at the general municipal election to be held Tuesday, November 5, 2013, the following measure, to wit:

CITY OF SAN RAFAEL TRANSACTIONS AND USE TAX

MEASURE _____

<p>“To prevent cuts and preserve city services, including: maintaining rapid emergency police / fire response times, maintaining adequate numbers of on-duty firefighters / paramedics / police officers, ensuring earthquake safe police / fire stations, preventing the closure of fire stations / community centers, and repairing city streets shall City of San Rafael adopt an ordinance extending and increasing the existing local sales tax by one-quarter percent, for twenty years, providing locally controlled funding that cannot be taken by the State?”</p>	YES	_____
	NO	_____

Section 2: A copy of the ordinance establishing the transaction and use tax of three-fourths of one percent, which ordinance is to be submitted to the electors of the City of San Rafael at the general municipal election to be held on Tuesday November 5, 2013, is attached hereto as Exhibit “A”.

Section 3: The Board of Supervisors of the County of Marin, is hereby requested to:

- A. Consolidate said election with any other election conducted on the same day; and
- B. Authorize and direct the Registrar of Voters, at City expense, to provide the

following election services and to canvass the results of said election:

- Provide Voter Indexes
- Provide Drayage and Rental of Polling Places
- Provide Printing of Sample and Official Ballots
- Provide Printing of Measures and Arguments
- Appoint and Notify Election Officers

- Mail Sample Ballots and Polling Place Notification
- Provide Precinct Supplies
- Provide Training of Precinct Workers
- Provide Processing of Vote By Mail Ballots
- Provide Canvass of Votes Cast
- Provide such other services as are necessary to conduct the General Municipal Election

Section 4: The ballots to be used at the election shall be in both form and content as required by law.

Section 5: The polls for said election shall be opened at seven o'clock (7:00 a.m.) of the day of said election and shall remain open continuously from said time until eight o'clock (8:00 p.m.) of the same day when said polls shall be closed, except as provided in Section 14401 of the Elections Code of the State of California.

Section 6: In all particulars not recited in this Resolution, the election shall be held and conducted as provided by law for holding municipal elections in said City.

Section 7: Notice of the time and place of holding the election is hereby given and the City Clerk is hereby authorized, instructed and directed to give such further or additional notice of said election in time, form, and manner as required by law.

Section 8: Pursuant to Elections Code section 9285, the City Council of the City of San Rafael hereby directs the City Clerk to accept rebuttal arguments submitted to the Clerk within ten (10) days after the final date for filing direct arguments.

Section 9: Pursuant to California Elections Code Section 9280, the City Council of the City of San Rafael hereby directs the City Attorney to prepare an impartial analysis of said ballot Measure.

Section 10: This Resolution of the City Council submitting to the electors of the City of San Rafael this ballot measure establishing a transactions and use tax at the general municipal

election to be held Tuesday, November 5, 2013, shall be effective upon final adoption by the Council of the ordinance attached as Exhibit "A".

Section 11: The City Clerk is directed to submit a certified copy of this Resolution to the Board of Supervisors of the County of Marin.

I, ESTHER C. BEIRNE, Clerk of the City of San Rafael, hereby certify that the foregoing Resolution was duly and regularly introduced and adopted at a regular meeting of the Council of said City on Monday, the 15th day of July, 2013 by the following vote, to wit:

AYES: COUNCILMEMBERS: Colin, Connolly, Heller, McCullough & Mayor Phillips

NOES: COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: None



ESTHER C. BEIRNE, City Clerk