



# REPORT TO COUNCIL

## City of Sacramento

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

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Consent  
February 16, 2010

Honorable Mayor and  
Members of the City Council

**Title:** Directing Preparation of City Attorney's Impartial Analysis for a June 8, 2010 Ballot Measure – Independent Budget Analyst Act of 2009

**Location/Council District:** Citywide

**Recommendation:** Adopt a **Resolution** directing the preparation of an impartial analysis for the June 8, 2010 initiative ordinance ballot measure regarding proposed changes to the Sacramento City Code pertaining to the Independent Budget Analyst Act of 2009.

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

**Presenters:** N/A

**Department:** City Clerk's Office

**Division:** N/A

**Organization No:** 04001021

### Description/Analysis

**Issue:** If the City Council adopts a resolution ordering the ordinance initiative measure known as the "Independent Budget Analyst Act of 2009" to be placed on the June 8, 2010 ballot, Council action is necessary to authorize the City Attorney to prepare an impartial analysis of the measure.

**Policy Considerations:** The action recommended is consistent with the California Elections Code and the City's past practice.

**Environmental Considerations:** None.

**Commission/Committee Action:** None.

**Rationale for Recommendation:** Authorizing an impartial analysis of the proposed measure will show the effects of the measure on existing law and the operation of the measure.

**Financial Considerations:** None.

**Emerging Small Business Development (ESBD):** Not applicable.

Respectfully Submitted by: *S. Mizuno*  
Stephanie Mizuno,  
Assistant City Clerk

Recommendation Approved:

*for* *Dawn Bullwinkel*  
Shirley Concolino  
City Clerk

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**ATTACHMENT 1**

**Background:**

On February 16, 2010, the City Council is set to adopt a resolution ordering the ordinance initiative measure known as the "Independent Budget Analyst Act of 2009" be submitted to the voters at the Primary Municipal Election on June 8, 2010. As provided in California Elections Code section 9280, the City Council may direct the City Clerk to transmit a copy of the measure to the City Attorney for preparation of an impartial analysis. The analysis is for the purpose of showing the effect of the measure on existing law and the operation of the measure. The analysis shall be printed in the official sample ballot preceding the arguments and shall not exceed 500 words.

An impartial analysis will provide both the City of Sacramento and the voters of the city with impartial information regarding the measure.

**ATTACHMENT 2**

**RESOLUTION NO.**

Adopted by the Sacramento City Council

**DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS OF THE ORDINANCE INITIATIVE MEASURE KNOWN AS “THE INDEPENDENT BUDGET ANALYST ACT OF 2009” WHICH ADDS CHAPTER 2.33 TO THE SACRAMENTO CITY CODE (OFFICE OF THE INDEPENDENT BUDGET ANALYST) TO BE SUBMITTED TO THE VOTERS AT AN ELECTION TO BE HELD ON TUESDAY, JUNE 8, 2010**

**BACKGROUND**

- A. On February 16, 2010, the City Council adopted a resolution ordering that the ordinance initiative measure known as the “Independent Budget Analyst Act of 2009” which would add chapter 2.33 (Office of Independent Budget Analyst) to the Sacramento City Code be submitted to the voters at the consolidated Primary Municipal Election to be held on Tuesday, June 8, 2010.
- B. The City of Sacramento desires to have an impartial analysis of the measure.

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

- Section 1. The City Council hereby directs the City Clerk to transmit a copy of the ordinance initiative measure known as the “Independent Budget Analyst Act of 2009” to the City Attorney.
- Section 2. The City Council hereby directs the City Attorney to prepare an impartial analysis of the initiative ordinance measure known as the “Independent Budget Analyst Act of 2009” showing both its effect on existing law and its operation. The impartial analysis is not to exceed 500 words, and the City Attorney shall file it with the City Clerk by the date set for the filing of primary arguments for the June 8, 2010 consolidated election.
- Section 3. The City Clerk is hereby directed to cause the impartial analysis to be printed in the official sample ballot for the June 8, 2010 consolidated election.
- Section 4. The City Clerk shall certify the passage and adoption of this resolution and enter it into the book of original resolutions.