

Meeting Date: 2/16/2016

Report Type: Consent

Report ID: 2016-00227

Title: June 7, 2016, Primary Municipal Election – Authorize City Attorney’s Impartial Analyses for Three Measures: 1) Charter Amendment Pertaining to When Elected Officials Take Office; 2) Sacramento Children’s Fund and Marijuana Business Operations Tax; and 3) Sacramento Library Parcel Tax Extension

Location: Citywide

Recommendation: 1) Pass a Resolution directing the preparation of impartial analysis for inclusion in the June 7, 2016, Primary Municipal Election official sample ballot for a measure pertaining to a Charter Amendment Pertaining to When Elected Officials Take Office; 2) pass a Resolution directing the preparation of impartial analysis for inclusion in the June 7, 2016, Primary Municipal Election official sample ballot for a measure pertaining to a Sacramento Children’s Fund and Marijuana Business Operations Tax; and 3) pass a Resolution directing the preparation of impartial analysis for inclusion in the June 7, 2016, Primary Municipal Election official sample ballot for a measure pertaining to a Sacramento Library Parcel Tax Extension.

Contact: Shirley Concolino MMC, City Clerk, (916) 808-5442, Office of the City Clerk

Presenter: Shirley Concolino MMC, City Clerk, (916) 808-5442, Office of the City Clerk

Department: City Clerk

Division: City Clerk

Dept ID: 04001011

Attachments:

1-Description/Analysis

2-Background

3-Resolution (Charter Amendment Pertaining to When Elected Officials Take Office)

4-Resolution (Sacramento Children’s Fund and Marijuana Business Operations Tax Measure)

5-Resolution (Sacramento Library Parcel Tax Extension)

City Attorney Review

Approved as to Form

Matthew Ruyak

2/11/2016 11:51:09 AM

Approvals/Acknowledgements

Department Director or Designee: Shirley Concolino - 2/10/2016 6:52:40 PM

Description/Analysis

Issue Detail: The following measures were approved for placement on the ballot by the City Council: 1) Charter Amendment Pertaining to When Elected Officials Take Office (Attachment 1); 2) Sacramento Children's Fund and Marijuana Business Operations Tax (Attachment 2); and 3) Sacramento Library Parcel Tax Extension (Attachment 3). The Council may direct the City Clerk to transmit a copy of the measure to the City Attorney for preparation of an impartial analysis of the measure.

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

Economic Impacts: None.

Environmental Considerations: None.

Sustainability: None.

Commission/Committee Action: None.

Rationale for Recommendation: The impartial analyses of the measures approved for placement on the June 7, 2016 ballot will be provided to the voters in the official sample ballot. The impartial analyses will show the effects of the measures on existing law and the operation of the measure.

Financial Considerations: None.

Local Business Enterprise (LBE): Not applicable.

Background:

As provided in California Elections Code section 9280, the City Council may direct the City Clerk to transmit a copy of a measure to the City Attorney for preparation of an impartial analysis. The analysis is for the purpose of showing the effects 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. The impartial analysis is due in the Office of the City Clerk no later than February 26, 2016 at 5:00 p.m.

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

Attachment 1

RESOLUTION NO. 2016-

Adopted by the Sacramento City Council

DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS OF THE SACRAMENTO CITY MEASURE PERTAINING TO AMENDING CITY CHARTER SECTION 153 RELATING TO THE DATE ELECTED OFFICIALS TAKE OFFICE, APPROVED BY THE CITY COUNCIL TO BE SUBMITTED TO THE VOTERS AT THE PRIMARY MUNICIPAL ELECTION TO BE HELD ON TUESDAY, JUNE 7, 2016

BACKGROUND

- A. On December 1, 2015, the City Council called for a Primary Municipal Election to be held on Tuesday, June 7, 2016.
- B. On February 9, 2016, the City Council passed a resolution approving for placement on the June 7, 2016 Primary Municipal Election ballot a question pertaining to a Charter Amendment Relating to the Date Elected Officials Take Office.
- C. 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 Attorney to prepare an impartial analysis of the measure pertaining to the Charter Amendment Relating to the Date Elected Officials Take Office, showing the measure's 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 no later than the date set for the filing of primary arguments (February 26, 2016, by 5:00 p.m.) for the June 7, 2016 Primary Municipal Election.
- Section 2. The City Clerk is hereby directed to cause the impartial analysis to be printed in the official sample ballot for the June 7, 2016 Primary Municipal Election.
- Section 3. The City Clerk shall certify the passage and adoption of this resolution and enter it into the book of original resolutions.

Attachment 2

RESOLUTION NO. 2016-

Adopted by the Sacramento City Council

DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS OF A SACRAMENTO CITY MEASURE PERTAINING TO THE SACRAMENTO CHILDREN'S FUND AND MARIJUANA BUSINESS OPERATIONS TAX, APPROVED BY THE CITY COUNCIL TO BE SUBMITTED TO THE VOTERS AT THE PRIMARY MUNICIPAL ELECTION TO BE HELD ON TUESDAY, JUNE 7, 2016

BACKGROUND

- A. On December 1, 2015, the City Council called for a Primary Municipal Election to be held on Tuesday, June 7, 2016.
- B. On February 9, 2016, the City Council passed a resolution approving for placement on the June 7, 2016 Primary Municipal Election ballot a question pertaining to a Sacramento Children's Fund and Marijuana Business Operations Tax.
- C. 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 Attorney to prepare an impartial analysis of the measure pertaining to a Sacramento Children's Fund and Marijuana Business Operations Tax showing the measure's 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 no later than the date set for the filing of primary arguments (February 26, 2016, by 5:00 p.m.) for the June 7, 2016 Primary Municipal Election.
- Section 2. The City Clerk is hereby directed to cause the impartial analysis to be printed in the official sample ballot for the June 7, 2016 Primary Municipal Election.
- Section 3. The City Clerk shall certify the passage and adoption of this resolution and enter it into the book of original resolutions.

Attachment 3

RESOLUTION NO. 2016-

Adopted by the Sacramento City Council

DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS OF A SACRAMENTO CITY MEASURE PERTAINING TO A PARCEL TAX FOR LIBRARY SERVICES, APPROVED BY THE CITY COUNCIL TO BE SUBMITTED TO THE VOTERS AT THE PRIMARY MUNICIPAL ELECTION TO BE HELD ON TUESDAY, JUNE 7, 2016

BACKGROUND

- A. On December 1, 2015, the City Council called for a Primary Municipal Election to be held on Tuesday, June 7, 2016.
- B. On January 19, 2016, the City Council passed a resolution approving for placement on the June 7, 2016 Primary Municipal Election ballot a question pertaining to a Sacramento Library Parcel Tax Extension.
- C. 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 Attorney to prepare an impartial analysis of the measure pertaining to a Sacramento Library Parcel Tax Extension, showing the measure's 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 no later than the date set for the filing of primary arguments (February 26, 2016, by 5:00 p.m.) for the June 7, 2016 Primary Municipal Election.
- Section 2. The City Clerk is hereby directed to cause the impartial analysis to be printed in the official sample ballot for the June 7, 2016 Primary Municipal Election.
- Section 3. The City Clerk shall certify the passage and adoption of this resolution and enter it into the book of original resolutions.