

Agenda Report Reviewed by:  
City Manager: 

CITY OF SEBASTOPOL  
CITY COUNCIL  
STAFF REPORT

**Meeting Date:** December 4, 2018  
**To:** Honorable Mayor and City Councilmembers  
**From:** City Manager-City Attorney Larry McLaughlin  
Assistant City Manager/City Clerk Mary Gourley  
**Subject:** Resolutions of the City Council of the City of Sebastopol Reciting the Facts of the General Municipal Election Held on November 6, 2018 Declaring the Result and Such Other Matters as Provided by Law  
**Recommendation :** That the City Council Approve and Adopt the attached Resolutions Certifying the Election Results  
**Funding:** Currently Budgeted: \_\_\_\_\_ Yes \_\_\_\_\_ No XX N/A  
Net General Fund Cost:  
Amount: \$

**INTRODUCTION:** This item is to request that the City Council approve the attached Resolutions declaring the results of the November 6, 2018 election for the Office of Member of the Sebastopol City Council, thereby determining:

That Sarah Glade Gurney, Una Glass and Patrick Slayter have been elected to the office of Member of the City of Sebastopol City Council for a four-year term (term ending: 2022)

This item is to also request that the City Council approve the Resolution declaring the results of the November 6, 2018 election for the purpose of:

submitting to the voters a question "Shall the measure to extend, until repealed by the voters, the previously approved City of Sebastopol's 0.5% increase in transactions and use tax, which annually raises \$1,400,000, be adopted?"; Yes  
No

and

submitting to the voters a question "Shall the measure to clarify and increase the City of Sebastopol's transient occupancy tax by 2%, until repealed by the voters, which is estimated to annually raise \$617,000, be adopted?" ;  
Yes  
No

**BACKGROUND:**

Pursuant to Election Code §10264, the City of Sebastopol City Council by resolution must declare the results of the election. The declaration must show:

1) the whole number of votes cast in the City; 2) the names of persons voted for; 3) the measures voted upon (City had two measures) 4) what office each person was voted for; 5) the number of votes given at each precinct to each person and 6) the total number of votes given to each person and for and against the measure(s) (City had two measures on the ballot). The purpose of this item is to certify the results of that election and other matters as provided by law. The ballot measures were subject to approval of a majority of the voters voting on the measure. The measures were approved by a simple majority of "yes" votes.

**DISCUSSION:**

The County of Sonoma Registrar of Voters conducted the election on behalf of the City of Sebastopol. The County Registrar of Voters is required to provide to the City a Certification of Election Results. At the writing of this staff report, the City has not yet received the Certification of Election Results from the County of Sonoma Elections Department which constitutes certification of the Official Canvass for adoption by the City Council. Although the County has until December 6, 2018 to certify the elections, the County Registrar of Voters has indicated that they anticipate that they will have this completed and distributed to the City prior to the December 4, 2018 City Council Meeting.

Resolutions must be adopted by the City Council to officially declare the results of the election.

A Certificate of the Canvass of the Election Returns is anticipated to be provided by the Registrar prior to the December 4, 2018 City Council Meeting. If not, the City Council can choose to set a special City Council Meeting date for December 6, 2018 for certification of the election which would include the following:

- Oath of Office to Newly Elected City Council Members (City Clerk)
- Message from Outgoing Mayor
- Election of Mayor (Mayor will call for nominations) (The City Council shall meet at the meeting at which the declaration of the election results for a general municipal election is made pursuant to Sections 10262 and 10263 of the Elections Code and, following the declaration of the election results and the installation of elected officials, choose one of its number as mayor, and one of its number as mayor pro tempore.)
- Election of Vice Mayor (Newly Elected Mayor will call for nominations).
- Presentation to Outgoing Mayor (Newly Elected Mayor)
- Message from Incoming Mayor

Based upon receipt of the Certification from the County, the resolutions will be provided at the Council meeting to reflect the certified numbers.

**RECOMMENDATION:**

If the certification results are provided by December 4<sup>th</sup>, Staff recommends that the City Council:

1. approve the Resolutions (to be provided at the City Council meeting) declaring the results of the November 6, 2018 election for the Office of Member of the Sebastopol City Council, thereby determining:

That Sarah Glade Gurney, Una Glass, and Patrick Slayter have been elected to the office of Member of the City of Sebastopol City Council; and

2. approve the Resolution declaring the results of the November 6, 2018 election for the purpose of:

submitting to the voters a question "Shall the measure to extend, until repealed by the voters, the previously approved City of Sebastopol's 0.5% increase in transactions and use tax, which annually raises \$1,400,000, be adopted?";

and

submitting to the voters a question "Shall the measure to clarify and increase the City of Sebastopol's transient occupancy tax by 2%, until repealed by the voters, which is estimated to annually raise \$617,000, be adopted?"

Following certification, the City Clerk will immediately make and deliver to each of the persons so elected a Certificate of Election signed by the City Clerk and authenticated; the City Clerk will also administer to each person elected the Oath of Office prescribed in the Constitution of the State of California and will have them subscribe to it and file it in the office of the City Clerk. Each and all of the persons so elected will then be inducted into the respective office to which they have been elected.

If the certification is not received by this meeting from the County, Staff requests the City Council set a special City Council Meeting for December 6th for Certification of the Election and all associated actions.

**Attachment:**

None