

Town of Yountville
Resolution Number 18-3498

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YOUNTVILLE, NAPA COUNTY, STATE OF CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 6, 2018, FOR THE ELECTION OF MAYOR, TWO COUNCIL MEMBERS AND FOR THE SUBMISSION TO THE VOTERS OF ONE QUESTION RELATED TO MEASURE R (INCREASE IN APPROPRIATION (GANN) LIMITS) AND ONE QUESTION RELATED TO MEASURE S (INCREASE TO TOT (HOTEL TAX) OF 1%), REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF NAPA TO CONSOLIDATE AND RENDER SPECIFIED SERVICES TO THE TOWN RELATING TO THE CONDUCT OF THE STATEWIDE GENERAL MUNICIPAL ELECTION TO BE HELD ON THE SAME DATE

Recitals

- A. Yountville Municipal Code Section 2.04.070 states the general municipal election for the Town shall be held on the first Tuesday after the first Monday in November of even-numbered year beginning November 2006.
- B. The Town Council of the Town of Yountville desires to call a General Municipal Election to be held on November 6, 2018, for the purpose of the election of Mayor and two (2) Councilmembers of the Town Council; and
- C. The Town Council desires to submit to the voters the question relating to Measure R (Increase of Appropriation (Gann) Limits).
- D. The Town Council desires to submit to the voters the question relating to Measure S (Increase to TOT (Hotel Tax) by 1% for Housing), as provided in the proposed Ordinance attached hereto as Exhibit "A".
- E. It is desirable that the General Municipal Election be consolidated with the Statewide General Municipal Election to be held on the same date and that within the Town the precinct, polling place (vote centers) and election of officers and ballot measures of the two elections be the same, and that the Napa County Election Division canvass the returns of the Statewide General Municipal Election and that the election be held in all respects as if there were only one election.

Now therefore, the Town Council of the Town of Yountville does resolve, declare, determine and order, as follows:

- 1. That pursuant to the requirements of the laws of the State of California relating to General Law Cities, there is called and ordered to be held in the Town of Yountville, Napa, County, California, on Tuesday, November 6, 2018 a General Municipal Election for the purpose of electing a Mayor and two Councilmembers of the Town Council to each serve the full four-year term of office.

2. That the Town Council, pursuant to its right and authority, does order submitted to the voters at the General Municipal Election the following questions:

- A. That Measure R (Increase of Appropriation Limits – Gann Limit) is to appear on the ballot as follows:

"In order to fully utilize TOT and sales tax generated from visitors for public services, parks & recreation, police and fire emergency programs, shall the appropriations limit set by Article 13B of the California Constitution be increased by \$3,000,000 and increase annually by the growth in TOT each year for a four year period commencing fiscal year 2018/19? By approving this appropriation limit, no new taxes are created nor will any existing tax be increased."	Yes
	No

- B. That Measure S (Increase to TOT (Hotel Tax) by 1% for Housing) is to appear on the ballot as follows:

"To increase, improve, and preserve affordable and workforce housing that benefits Yountville, shall an ordinance be adopted to levy an ongoing transient occupancy tax (hotel tax) of 1% on hotel charges to visitors of 30 days or less, increasing the maximum hotel tax rate from 12% to 13%, with all revenue from the new tax (estimated: \$650,000 annually) to be restricted to providing programs and services for affordable and workforce housing?"	Yes
	No

3. That the proposed complete text of Measure R shall be printed in the voter information section of the sample ballot submitted to the voters.
4. That the proposed complete text of Measure S in the attached Exhibit "A" shall be printed in the voter information section of the sample ballot submitted to the voters.
5. That pursuant to the requirements of Elections Code section 10403, the Board of Supervisors of the County of Napa is hereby requested to consent and agree to the

consolidation of a General Municipal Election with the Statewide General Election on Tuesday, November 6, 2018 for the purpose of the election of a Mayor and two Councilmembers of the Town Council to each serve a full four-year term of office and for submitting Measure R and Measure S to the voters.

6. That the ballots to be used at the election shall be in form and content as required by law.
7. That the Town Clerk is authorized, instructed and directed to procure and furnish any and all official ballots, notices, printed matter and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct the election; and to perform all other acts necessary or required by law to implement this Resolution and related to the election.
8. For the purposes of said Election, the Town of Yountville is hereby divided into the following precincts: VBM-351611, VBM-351612, VBM-351613, and VBM-351614.
9. That the polls (vote centers) for the election shall be open at 7:00 o'clock a.m. of the day of the election and shall remain open continuously from that time until 8:00 o'clock p.m. of the same day when the polls (vote centers) shall be closed.
10. That notice of the time and place of holding the election is given and the Town Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.
11. Council Regulations adopted by Resolution Number 3178-14 on June 3, 2014, for Candidate Statements of Qualifications and foreign language requirements is restated, in part, and shall not exceed 200 words. The cost of all candidate statements, including costs for translating statements from English to another language, shall be borne by the candidate requesting translation. The Town Clerk shall estimate the total cost of printing, handling, translating, and mailing a statement in any other language and require each candidate requesting translation to pay in advance to the local agency his or her estimated pro rata share as a condition of having his or her statement included in the voter's pamphlet. In the event the estimated payment is required, the estimate is just an approximation of the actual cost that varies from one election to another election and may be significantly more or less than the estimate, depending on the actual number of candidates filing statements. Accordingly, the clerk is not bound by the estimate and may, on a pro rata basis, bill the candidate for additional actual expense or refund any excess paid depending on the final actual cost. In the event of underpayment, the clerk will require the candidate to pay the balance due within 30 days of receipt of the bill from the Town. In the event of overpayment, the clerk will refund the excess amount paid within 30 days of receipt of the invoice for elections services from the Napa County Election Division.
12. Additional Materials. No candidate will be permitted to include additional materials in the sample ballot package.

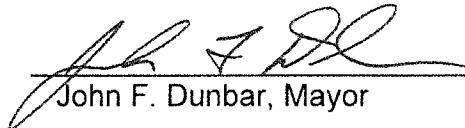
13. That the Town Clerk shall provide each candidate or the candidate's representative a copy of this Resolution at the time nominating petitions are issued.
14. That all previous resolutions establishing Council policy on payment for candidate's statements are repealed.
15. That the Town Clerk is directed to provide a copy of each Measure to the Town Attorney and the Town Attorney shall prepare an impartial analysis of each measure. The analysis of each measure shall not exceed 500 words in length and shall be filed in the Office of the Yountville Town Clerk, 6550 Yount Street, Yountville, California, not later than August 10, 2018 at 5:00 p.m.
16. The Town Council wishes to establish deadlines for filing of arguments for and against the Measures and to provide for rebuttal arguments as follows:
 - a. Printed arguments shall be titled either "Argument In Favor Of Measure" or "Argument Against Measure." Arguments in favor of or in opposition to any measure may not exceed 300 words in length and shall be filed at the office of the Yountville Town Clerk, 6550 Yount Street, Yountville, California, not later than August 17, 2018 at 5:00 p.m.
 - b. Printed rebuttal arguments shall be titled either "Rebuttal; Argument In Favor Of Measure" and "Rebuttal Argument Against Measure". Rebuttal arguments for any measure may not exceed 250 words in length and shall be filed with the Office of the Yountville Town Clerk, 6550 Yount Street, Yountville, California, not later than August 24, 2018 at 5:00 p.m.
 - c. If more than one argument for or more than one argument against any Town measure is submitted, the Town Clerk shall select one of the arguments in favor and one argument against the measure, as set forth in Elections Code section 9287.
17. That the Board of Supervisors is requested to issue instructions to the Napa County Election Division to take any and all steps necessary for the holding of the consolidated election.
18. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.
19. That the Napa County Election Division is authorized to canvass the returns of the General Municipal Election. The election shall be held in all respects as if there were only one election, and only one form of ballot shall be used.
20. The Town Council recognizes that additional costs will be incurred by the Napa County Election Division by reason of this consolidation and authorizes the Town Clerk to

administer said election and the Town shall reimburse the Napa County Election Division in full for the services performed upon presentation of a properly submitted itemized bill to the Town, as set forth in Elections Code section 10002.

21. That the Town Clerk is hereby directed to file a certified copy of this resolution with the Board of Supervisors and the Napa County Election Division.
22. That the Town Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.
23. The Resolution is hereby adopted and becomes effective and in full force immediately upon adoption.


PASSED AND ADOPTED at a regular meeting of the Town Council of the Town of Yountville, State of California, held on this 19th day of June, 2018 by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:



John F. Dunbar, Mayor

ATTEST:



Michelle Dahme, CMC
Town Clerk

