RESOLUTION NO. 190-76

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARCATA
CALLING FOR A GENERAL MUNICIPAL ELECTION TO BE HELD
NOVEMBER 3, 2020, REQUESTING THE HUMBOLDT COUNTY BOARD OF
SUPERVISORS CONSOLIDATE THE ELECTION WITH THE STATEWIDE
GENERAL ELECTION, ESTABLISHING POLICIES FOR THE ELECTION,
AND REQUESTING THE HUMBOLDT COUNTY OFFICE OF ELECTIONS
CONDUCT SAID ELECTION**

WHEREAS, the Elections Code of the State of California provides that the local governing body shall establish policies concerning the conduct of municipal elections; and

WHEREAS, the following policies are solely at the discretion of the City Council of the City of Arcata; and

WHEREAS, the City Council of the City of Arcata desires that the Humboldt County Office of Elections conduct the municipal election to be held on November 3, 2020, including the publishing of all election materials, the mailing of sample ballots, the hiring of election officers, and the actual conducting of the election.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Arcata does order as follows:

1.   That there is called and ordered to be held in the City of Arcata, California, a General Municipal Election on the 3rd day of November, 2020.

2.   That pursuant to the requirements of Elections Code section 10403, the Board of Supervisors of the County of Humboldt is hereby requested to consent to the consolidation of the General Municipal Election with the Statewide Direct General Election on the 3rd day of November, 2020, for the purpose of electing three (3) City Councilmembers, each for a full term of four (4) years.

3.   That the City Council hereby places the following measure before the voters of Arcata at the election to be held on the 3rd day of November, 2020:

To protect and preserve natural open space areas for future generations by: improving and maintaining parks, open spaces and trails; protecting land around creeks, rivers and streams to prevent pollution and improve water quality; protecting redwood forests, wildlife habitat, working lands, scenic hillsides, and agricultural land; expanding public access and trail systems; shall the City of Arcata levy a special tax of $37 annually per parcel providing approximately $175,000 annually until ended by voters, with citizen oversight and all funds benefitting local open space, as set forth in City Council Resolution No. 190-68?	Yes
	No

4.   That the proposed complete text of the measure can be found in Resolution No. 190-68 of the City Council of the City of Arcata adopted June 17, 2020.

5.   That the City Council hereby places the following measure before the voters of Arcata at the election to be held on the 3rd day of November, 2020:

Shall private and public entities be authorized to develop, construct, or acquire up to 7.5% of the total number of housing units in the City of Arcata for elderly, disabled and alter-abled, and low-income households, pursuant to Article XXXIV of the California Constitution? An affirmative vote on this measure has no fiscal impact, nor does it grant approval for any specific project. If approved, this measure would rescind and replace the 1992 Measure L, which authorized a limit of 5%.	Yes
	No

6.   That the proposed complete text of the measure can be found in Resolution No. 190-73 of the City Council of the City of Arcata adopted May 20, 2020.

7.   That the Arcata City Council, or any member or members of the City Council authorized by the City Council, or any individual voter who is eligible to vote on the Parks/Trails/Open Space Special Tax measure and the Article XXXIV measure, or bona fide association of citizens, or any combination of voters and association, may file a written argument for or against said measures. No argument shall exceed 300 words in length. No more than five signatures shall appear with any argument submitted. Printed arguments submitted to voters shall be titled either "Argument in Favor of Measure _____" or "Argument against Measure _____."

8. That the City Clerk of the City of Arcata shall transmit to the Humboldt County Office of Elections such measure, arguments for and against, rebuttal arguments and an impartial analysis by the City Attorney to be included in the November 3, 2020, municipal election sample ballot.

9. That the Humboldt County Office of Elections is hereby requested to perform and render all services associated with the conduct of the Arcata General Municipal Election to be held on November 3, 2020, in the manner prescribed in Elections Code section 10418, including the publishing of all election materials, the mailing of sample ballots, the hiring of election officers, and the actual conducting of the election.

10. That the polls shall be open continuously from 7:00 a.m. to 8:00 p.m. on Election Day.

11. That polling places shall be established by the Humboldt County Office of Elections.

12. That the City Clerk of the City of Arcata shall distribute and receive all nomination papers from candidates for said election during the nomination period from July 13 to August 7, 2020. There shall be no filing fee for nomination papers. Candidates may submit statements to be submitted to voters concerning their qualifications for office in accordance with Section 13307 of the California Elections Code except that the City Council hereby determines that such statements shall not exceed 200 words in length. Further, in accordance with Section 13307(c), each candidate is required to pay in advance to the City a deposit of the full price for printing a single candidate's statement as a condition of having his or her statement included in the voter's pamphlet. The City Clerk will refund to the candidate any overpayment for the Candidate's Statement upon receipt of the final bill for conducting the election from the Humboldt County Office of Elections.

13. That, in the instance in which two or more persons receive an equal and the highest number of votes for the second seat on the City Council, the tie shall be resolved by special runoff election in accordance with section 15651(b) of the California Elections Code.

14. That the City Clerk is directed to establish the deadlines for receipt of all arguments for and against ballot measures, and all rebuttals.

15. That the City Attorney is directed to prepare an impartial analysis of the Ballot Measure Regarding Article XXXIV Limitations and the Ballot Measure Regarding an Open Space/Parks/Trails Parcel Special Tax showing the effect of the measures on existing law and the operation of the measures.

16.   That, in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

DATED: June 17, 2020

ATTEST: **APPROVED:**

Bridget Dory   *Paul Pitino*

City Clerk, City of Arcata   Vice Mayor, City of Arcata

CLERK'S CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of **Resolution No. 190-76** passed and adopted at a regular meeting of the City Council of the City of Arcata, County of Humboldt, State of California, on the 17th day of June, 2020, by the following vote:

AYES: **WINKLER, PITINO, PEREIRA, WATSON**

NOES: **NONE**

ABSENT: **NONE**

ABSTENTIONS: **NONE**

Bridget Dory

City Clerk, City of Arcata