



COUNTY OF HUMBOLDT

AGENDA ITEM NO.  
**C18**

For the meeting of: July 31, 2018

Date: July 12, 2018  
To: Board of Supervisors  
From: Kelly Sanders, Clerk/Recorder/Registrar of Voters *KS.*  
Subject: Resolution from the City of Arcata Requesting Consolidation of the General Municipal Election with the Statewide General Election to be held on November 6, 2018.

RECOMMENDATION(S):

That the Board of Supervisors approve the request for consolidation with the condition that the City of Arcata reimburse the County for costs incurred pursuant to this request, and notify the Office of Elections of the County to take any and all steps necessary for the holding of the consolidated election.

SOURCE OF FUNDING: City of Arcata

DISCUSSION:

On July 11, 2018, the Arcata City Council passed Resolutions No. 189-05 for the purpose of electing certain officers and for the purpose of submitting to the electors an initiative to Prohibit the Modification and/or Destruction of the President William McKinley Statue and its Base and /or Relocation from its Historic Place in the Center of the Arcata Plaza. The City of Arcata is requesting consolidation with the Statewide General Election to be held on November 6, 2018, pursuant to Election Code Section 10403 and agrees to reimburse the County for all costs associated with the consolidated election.

Prepared by Judi Hedgpeth

CAO Approval [Signature]

REVIEW: Auditor \_\_\_\_\_ County Counsel JWE Human Resources \_\_\_\_\_ Other \_\_\_\_\_

TYPE OF ITEM:  
 Consent  
 Departmental  
 Public Hearing  
 Other \_\_\_\_\_

PREVIOUS ACTION/REFERRAL:  
Board Order No. \_\_\_\_\_  
Meeting of: \_\_\_\_\_

**BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT**  
Upon motion of Supervisor Fennell Seconded by Supervisor Wilson  
Ayes Fennell, Wilson, Bass, Sundberg  
Nays \_\_\_\_\_  
Abstain \_\_\_\_\_  
Absent Bohn

and carried by those members present, the Board hereby approves the recommended action contained in this Board report.

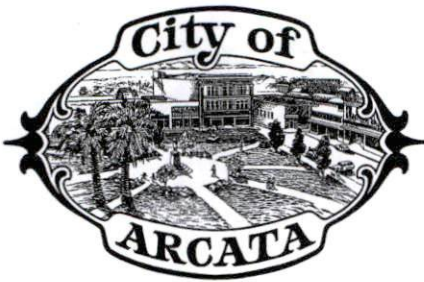
Dated: 7/21/18  
By: [Signature]  
Kathy Hayes, Clerk of the Board

FINANCIAL IMPACT: This item will not impact the General Fund. All funds advanced by the General Fund will be fully reimbursed by the City of Arcata. This item meets the Board of Supervisor's Strategic Framework by providing appropriate levels of community service and building interjurisdictional and regional cooperation.

OTHER AGENCY INVOLVEMENT: City of Arcata

ALTERNATIVES TO STAFF RECOMMENDATIONS: Board discretion

ATTACHMENTS: Cover letter, Resolution 189-05 and Ballot Title and Summary



736 F Street  
Arcata, CA 95521

City Manager  
(707) 822-5953

Police  
822-2428

Recreation  
822-7091

Community Development  
822-5955

Finance  
822-5951

Transportation  
822-3775

Environmental Services  
Streets/Utilities  
822-5957

Environmental Services  
Community Services  
822-8184

Engineering  
& Building  
825-2128

**RECEIVED**

July 12, 2018

JUL 12 2018

via Hand Delivery

HUMBOLDT COUNTY  
ELECTIONS

Kelly E. Sanders  
Humboldt County Clerk, Recorder and Registrar of Voters  
Humboldt County Office of Elections  
2426 West Sixth Street  
Eureka, California 95501

Re: Consolidation of General Municipal, November 6, 2018

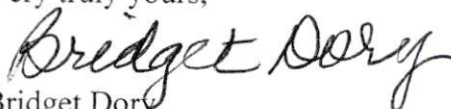
Dear Ms. Sanders,

I am forwarding to you a copy of the Arcata City Council's Resolution No. 189-05 calling for a general municipal election to be held on November 6, 2018. The general municipal election will be to fill two seats on the Arcata City Council for full terms of four-years and to submit to the voters an Initiative to Prohibit the Modification and/or Destruction of the President William McKinley Statue and its Base and/or the Relocation from Its Historic Place in the Center of the Arcata Plaza. This resolution establishes policies for the election, requests that it be held in consolidation with the statewide general election, and requests that Humboldt County's Office of Elections conduct said election on behalf of the City of Arcata.

Please arrange for the action necessary by the Board of Supervisors to approve consolidation of the election and placement of a measure on the ballot no later than its regular meeting of July 31, 2018. The City of Arcata is aware it will be responsible for its share of any additional costs incurred by the County of Humboldt due to consolidation of this election.

If you need further information, please don't hesitate to call me at 825-2103.

Very truly yours,

  
Bridget Dory  
City Clerk

:bd

Enc: Resolution No. 189-05, including full text of Ballot Measure, Ballot Title and Summary



RECEIVED

JUL 12 2018

HUMBOLDT COUNTY  
ELECTIONS

**RESOLUTION NO. 189-05**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARCATA  
CALLING FOR A GENERAL MUNICIPAL ELECTION TO BE HELD  
NOVEMBER 6, 2018, 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 has taken action to place a qualified initiative on the ballot, entitled, "An Initiative to Prohibit the Modification and/or Destruction of the President William McKinley Statue and its Base and/or the Relocation from Its Historic Place in the Center of the Arcata Plaza"; 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 6, 2018, 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 6<sup>th</sup> day of November, 2018.
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 6<sup>th</sup> day of November, 2018, for the purpose of electing two (2) City Councilmembers, each for a full term of four (4) years.
3. That the City Council hereby places the following qualified initiative before the voters of Arcata at the election to be held on the 6<sup>th</sup> day of November, 2018:

Shall the initiative measure, “An Initiative to Prohibit the Modification and/or Destruction of the President William McKinley Statue and its Base and/or the Relocation from Its Historic Place in the Center of the Arcata Plaza,” be adopted?	Yes
	No

4. That the proposed complete text of the initiative measure is attached as Exhibit A.
5. 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 6, 2018, municipal election sample ballot.
6. 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 6, 2018, 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.
7. That the polls shall be open continuously from 7:00 a.m. to 8:00 p.m. on Election Day.
8. That polling places shall be established by the Humboldt County Office of Elections.
9. 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 16 to August 10, 2018. 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.
10. 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.

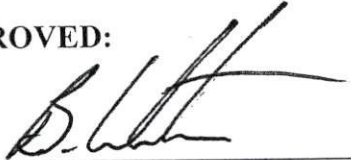
11. That the City Clerk is directed to establish the deadlines for receipt of all arguments for and against ballot measures, and all rebuttals.
12. That the City Attorney is directed to prepare an impartial analysis of the Initiative to Prohibit the Modification and/or Destruction of the President William McKinley Statue and its Base and/or the Relocation from Its Historic Place in the Center of the Arcata Plaza showing the effect of the measure on existing law and the operation of the measure.
13. 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:** July 11, 2018

**ATTEST:**

  
\_\_\_\_\_  
City Clerk, City of Arcata

**APPROVED:**

  
\_\_\_\_\_  
Vice Mayor, City of Arcata

#### CLERK'S CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of **Resolution No. 189-05** passed and adopted at a regular meeting of the City Council of the City of Arcata, County of Humboldt, State of California, on the 11<sup>th</sup> day of July, 2018, by the following vote:

**AYES: WATSON, ORNELAS, PITINO, WINKLER**

**NOES: NONE**

**ABSENT: PEREIRA**

**ABSTENTIONS: NONE**

  
\_\_\_\_\_  
City Clerk, City of Arcata



**Initiative to prohibit the modification and/or destruction of the President William McKinley statue and its base and/or the relocation from its historic place in the center of the Arcata Plaza**

Notice is hereby given by the persons whose names appear hereon of their intention to circulate the petition within the City of Arcata and the reasons for the enactment of the proposed ordinance is as follows:

Whereas the statue of President William McKinley was the first major work done by noted Armenian immigrant sculptor, Haig Patigian and

Whereas the statue survived the Great San Francisco Earthquake and Fires of 1906 and

Whereas the statue and its base were a gift to the citizens of Arcata by George Zehndner which he intended as a "gift for all time to come"(Dengler) and

Whereas the Arcata General Plan (H-3g) declares "The following principal features of the Plaza which define its historical character shall be preserved:

1. The McKinley Statue at the center of the Plaza." and

Whereas the statue has been a key historic feature of the Arcata Plaza since it was erected on July 4, 1906 ; therefore,

Be it enacted by the People of the City of Arcata:

Section 1. The following are prohibited; modification, destruction, relocation from the historic place in the center of the Arcata Plaza of the President William McKinley statue and/or its base

Section 2. If at any time before or after the enactment of this ordinance, the President William McKinley statue and/or its base has been relocated from the historic place in the center of the Arcata Plaza, the City of Arcata is required to expeditiously restore both to that location

Section 3. If any provision of this act or the application thereof to any person or circumstance is held invalid, that invalidity may not affect other provisions or applications of this act that can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.

Section 4. All laws, regulations, resolutions, or ordinances of the City of Arcata to the contrary are hereby repealed.

Submitted By:  
s/David LaRue  
s/Stanton Reynolds

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MAR 26 2018

CITY OF ARCATA  
CITY MANAGER'S OFFICE

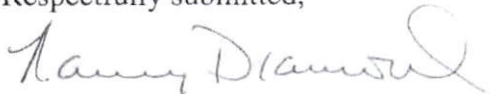
BALLOT TITLE:

**INITIATIVE TO PROHIBIT THE MODIFICATION AND/OR DESTRUCTION OF THE PRESIDENT WILLIAM MCKINLEY STATUE AND ITS BASE AND/OR THE RELOCATION FROM ITS HISTORIC PLACE IN THE CENTER OF THE ARCATA PLAZA**

SUMMARY:

This initiative, if approved by a majority of the Arcata registered voters, would prevent the City of Arcata from relocating the statue of President McKinley (including its base) from its current location at the center of the Arcata Plaza. The initiative would additionally prohibit the City from modifying or destroying either the statue or its base. Finally, it would require the City to restore the statue and its base to the center of the Arcata Plaza in the event it is moved before or after enactment of the initiative.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Nancy Diamond".

Nancy Diamond  
City Attorney, City of Arcata