

THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA
and for Special Districts, Agencies and Authorities Governed by the Board

Adopted this Resolution on 02/09/2016 by the following vote:

AYE:

NO:

ABSENT:

ABSTAIN:

RECUSE:



Resolution No. 2016/78

IN THE MATTER OF CONSOLIDATING A SPECIAL ELECTION OF THE SAN FRANCISCO BAY RESTORATION AUTHORITY FOR MEASURE "AA" TO IMPOSE A PARCEL TAX OF TWELVE DOLLARS FOR TWENTY YEARS WITH THE STATEWIDE PRIMARY ELECTION TO BE HELD ON JUNE 7, 2016 AND DIRECTING THE REGISTRAR OF VOTERS TO CONDUCT THE ELECTION

WHEREAS, the San Francisco Bay Restoration Authority adopted Resolution No. 13 on January 13, 2016, ordering a special election to be held on the question of imposing a \$12.00 parcel tax for twenty years (Measure "AA" Election); and

WHEREAS, Government Code 66704.05(b) defines the authority as a district pursuant to Elections Code 317; and

WHEREAS, the San Francisco Bay Restoration Authority adopted Resolution No. 14 on January 13, 2016, requesting that the special parcel tax election be consolidated with the June 7, 2016 Statewide Primary Election; and

WHEREAS, Elections Code sections 1000 and 1001 provide that the first Tuesday after the first Monday in June of even-numbered years is a statewide election date and therefore June 7, 2016, is a statewide election date; and

WHEREAS, Elections Code section 10403 provides that a district special election may be consolidated with a statewide election if ordered by the Board of Supervisors; and

WHEREAS, Government Code 66704.05(a) provides that the Board of Supervisors of the county or counties in which the measure is proposed shall call a special election on the measure . . . (which) shall be consolidated with the next regularly scheduled statewide election; and

WHEREAS, Elections Code section 10403 provides that whenever an election called by a district for the submission of any question or proposition is to be consolidated with a statewide election, and the question or proposition is to appear on the same ballot as that provided for the statewide election, the district shall, at least 88 days prior to the date of the election, file with the Board of Supervisors, and a copy with the elections official, a resolution of its governing board requesting the consolidation, and setting forth the exact form of any question or proposition to be voted upon at the election as it is to appear on the ballot; and

WHEREAS, Elections Code section 10403 further provides that the resolution requesting the consolidation shall be adopted and filed at the same time as the adoption of the resolution calling the election; and

WHEREAS, the Authority has adopted and timely filed the required resolutions with the Clerk of the Board of Supervisors and the elections official requesting that the Measure "AA" election be consolidated with the June 7, 2016, statewide primary election, and that the County Clerk-Recorder Elections Division be directed to conduct the election; and

WHEREAS, the Authority has established the deadlines for filing arguments for and against Measure "AA" of no later than 5 p.m. on March 23, 2016 and the deadline for rebuttals of no later than 5 p.m. on March 28, 2016, and the deadline for an Impartial Analysis of no later than 5 p.m. on March 11, 2016; and

WHEREAS, as required by Government Code 66704.05(h), the Authority has agreed to reimburse Contra Costa County for all "incremental costs" of conducting the Measure AA election, upon presentation of a bill performed for the Authority by the Registrar of Voters; and

WHEREAS, the Board believes that consolidating the Measure "AA" election with the statewide primary election would be cost effective and is the most appropriate manner in which to proceed;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Contra Costa County, State of California, hereby orders and proclaims that the San Francisco Bay Restoration Authority Special Parcel Tax Measure “AA” election shall be consolidated with the June 7, 2016 Statewide Primary Election; and

BE IT FURTHER RESOLVED that the Measure “AA” election shall be for the purposes set forth in the Authority’s Resolution No. 14; and

BE IT FURTHER RESOLVED that the following question, which the Registrar of Voters has designated as Measure "AA", shall be submitted to voters, as set forth in the Authority Resolution 14. The Registrar of Voters is hereby instructed to place the question on the ballot at said election in substantially the following form:

<p>San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Program. To protect San Francisco Bay for future generations by reducing trash, pollution and harmful toxins, improving water quality, restoring habitat for fish, birds and wildlife, protecting communities from floods, and increasing shoreline public access, shall the San Francisco Bay Restoration Authority authorize a parcel tax of \$12 per year, raising approximately \$25 million annually for twenty years with independent citizen oversight, audits, and all funds staying local?</p>	Yes
	No

BE IT FURTHER RESOLVED that the polls shall be open from 7:00 a.m. to 8:00 p.m. on Election Day, June 7, 2016. The manner of holding the election and the procedure for voting for and against the Measure presented shall be as set forth in the Elections Code for special parcel tax elections which are consolidated with a statewide primary election; and

BE IT FURTHER RESOLVED that all precincts established and all election officers appointed for the June 7, 2016 Statewide Primary Election shall be the precincts and election officers for the Measure "AA" election, and the election officers shall conduct the election and make return thereof according to law; and

BE IT FURTHER RESOLVED that Elections Code section 9300, *et seq.*, shall apply to this Measure "AA" election; and

BE IT FURTHER RESOLVED that the entire text of Measure "AA"; shall be printed in the voter information which accompanies the official vote by mail ballot and in the appropriate sample ballot pamphlet; and

BE IT FURTHER RESOLVED that the Registrar of Voters conducting the election may publish a notice of the election in a newspaper of general circulation within the County not later than fifty (50) days prior to the election; and

BE IT FURTHER RESOLVED that the request of the Authority, as set forth in its Resolution No. 14, and authorized by Elections Code section 10403, is approved and the County Clerk-Recorder Elections Division is hereby authorized and directed to procure and furnish those election services requested by the Authority as is more fully set forth in the aforementioned Resolution; and

BE IT FURTHER RESOLVED that the Registrar of Voters is directed to submit to the Authority a bill for the election services provided by the County Clerk-Recorder Elections Division in conformity with Government Code section 66704.05(h).

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: February 9, 2016

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: 925-335-7808 Scott Konopasek

By: , Deputy

cc: Elections, CAO, Save the Bay, Auditor-Controller, Treasurer-Tax Collector, Assessor