

RESOLUTION NO. _____

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOS GATOS,
CALIFORNIA, SUBMITTING AN ADVISORY MEASURE TO THE VOTERS AT
THE TUESDAY, NOVEMBER 5, 2024, GENERAL MUNICIPAL ELECTION**

WHEREAS, the Town Council is submitting to the qualified voters of the Town a proposed one-eighth of one percent (0.125%) general Transactions and Use Tax (the "Tax") to be collected in addition to the existing one-eighth of one percent (0.125%) general Transactions and Use Tax currently being collected within the Town; and

WHEREAS, revenues from the Tax, if approved by a majority of the qualified voters voting on the measure, could legally be used by the Town for any legitimate municipal purpose; and

WHEREAS, the Town Council wishes to ask the voters to state in a non-binding measure whether they would prefer the revenues from the Tax to be spent on certain identified priorities; and

WHEREAS, by Resolution 2024-029, the Town Council of the Town of Los Gatos called a municipal election to be held on Tuesday, November 5, 2024, ("the Election") and requested the Board of Supervisors of the County of Santa Clara to consolidate the election with the General Statewide election; and

WHEREAS, the consolidated municipal election will be held, regulated, and conducted in accordance with the provisions of the law as provided in Resolution 2024-029.

NOW THEREFORE, BE IT RESOLVED, that the Town Council orders as follows:

Section 1. The Town Council finds and determines that each of the findings set forth above are true and correct.

Section 2. The Town Council hereby submits the following question to the qualified voters of the Town at the Election and appear on the ballot immediately before the general tax measure:

"If Measure __ is approved by Los Gatos voters, authorizing a local 1/8th cent sales tax, shall the measure providing that the revenues from Measure __ should be dedicated to the following categories: 1) Maintaining and enhancing Police and emergency services, including rapid 911 response times; 2) Wildfire and storm hazard prevention and protection; and 3) Infrastructure projects to improve traffic flow and reduce congestion, be adopted?"	YES
	NO

This measure will require a majority of the qualified voters voting on the measure to pass.

Section 3. Pursuant to Elections Code Section 9280, the Town Council hereby directs the Town Clerk to transmit a copy of the measure to the Town Attorney. The Town Attorney shall prepare an impartial analysis of the measure, not to exceed 500 words in length, showing the effect of the measure on the existing law and the operation of the measure, and transmit such impartial analysis to the Town Clerk on or before 4:00 p.m. on August 12, 2024.

Section 4. Pursuant to Elections Code Section 9286 et. seq., August 12, 2024, at 4:00 p.m. shall be the deadline for submission of arguments in favor of, and arguments against, this measure. Arguments in favor of or against the measure shall not exceed 300 words in length. The Mayor, or her designee(s), is hereby authorized to prepare a written argument in favor of the proposed measure on behalf of the City Council. At the Mayor's discretion, the Argument may also be signed by bona fide associations or by individual voters who are eligible to vote in the Town of Los Gatos. Each argument shall be signed, filed with the Town Clerk, and include the printed name(s) and signature(s) of the author(s) submitting the argument. If more than one argument for or against is received, the priorities established by Elections Code Section 9287 shall control.

Section 5. Subdivision (a) of section 9285 of the Elections Code shall apply to the Election and shall control the submission of any rebuttal arguments for this measure. If an argument in favor and an argument against the measure have been selected to be printed in the voter information guide, the Clerk shall send a copy of the argument in favor of the measure to the authors of the argument against the measure and a copy of an argument against the measure to the authors of the argument in favor of the measure. The rebuttal authors or persons designated by them may prepare and submit rebuttal arguments not to exceed 250 words in length. Rebuttal arguments must be submitted not later than August 19, 2024, by 4:00 p.m. This Section shall apply only to the election to be held on November 5, 2024, and shall then be repealed.

Section 6. Pursuant to Elections Code Section 10002, the Town Council hereby requests the Board of Supervisors of the County of Santa Clara to make available the services of the Registrar of Voters for the purpose of performing the usual services necessary in the conduct of the consolidated general municipal election, including the provisions of election supplies and voters' pamphlets; and that upon approval of such requests, the Registrar of Voters of the County of Santa Clara shall be reimbursed for all costs incurred by said services.

Section 7. Pursuant to Elections Code commencing with Section 10400, the Town Council hereby requests the Board of Supervisors of the County of Santa Clara to order the consolidation of the general municipal election to be conducted within the boundaries of the Town of Los Gatos on November 5, 2024, with respect to which the Board of Supervisors of the County of Santa Clara has the power to order a consolidation. The Town Council further consents to and orders the consolidation of the general municipal election hereby called with the statewide general election and acknowledges that the consolidated election will be held and conducted in the manner prescribed in Section 10418.

Section 8. The Town Clerk is hereby authorized and directed to publish a notice of the general municipal election within the time and in the manner specified in the Elections Code Section 12112. The Town Clerk is further authorized and directed to do all other things required by law to hold the general municipal election above provided.

Section 9. The Town Clerk is hereby authorized and directed to certify to the adoption of this resolution and to transmit a certified copy to the Board of Supervisors of the County of Santa Clara and to the Registrar of Voters of the County of Santa Clara.

Section 10. That the Town Manager is authorized to negotiate and execute an agreement with the Board of Equalization in accordance with Revenue and Taxation Code Section 7270 to perform all functions incident to the administration and operation of the ordinance if adopted.

PASSED AND ADOPTED at a regular meeting of the Town Council of the Town of Los Gatos this 18th day of June, 2024 by the following vote:

COUNCIL MEMBERS:

AYES:

NAYS:

ABSENT:

ABSTAIN:

SIGNED:

MAYOR OF THE TOWN OF LOS GATOS
LOS GATOS, CALIFORNIA

DATE: _____

ATTEST:

TOWN CLERK OF THE TOWN OF LOS GATOS
LOS GATOS, CALIFORNIA

DATE: _____