



CITY OF CALISTOGA

STAFF REPORT

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TO: Honorable Mayor and City Council
FROM: Kathy Flamson
DATE: December 18, 2018
SUBJECT: Consideration of a Resolution Declaring the Results of the General Municipal Election held in the City of Calistoga, November 6, 2018.

SIGNATURE:

DYLAN FEIK, City Manager

DESCRIPTION: Consideration of a Resolution Declaring the Results of the General Municipal Election held in the City of Calistoga, November 6, 2018.

RECOMMENDATION: Adopt Resolution.

SUMMARY:

The City of Calistoga conducted its General Election on November 6, 2018. In accordance with State law, the election process officially begins at least 127 days prior to the election when the City Council calls for the election and ends at least 30 days subsequent to the election when the City Council declares the results of the election. This report includes: 1) a general description of the election process; 2) a description of the official canvass; and 3) a summary of the results of the election.

The Election Process

The City Clerk's Department began preparing for the 2018 General Municipal Election in May 2018 by conducting a review of prior election files, election procedures manuals, the candidate handbook, and the State election laws.

On May 1, 2018, the City Council adopted Resolution 2018-040 requesting that the Napa County Elections Department consolidate the November 6, 2018 General Municipal Election with other County Municipal Elections for the purpose of the election of three members to the City Council (pursuant to Elections Code section 10403). On June 19, 2018, the City Council adopted Resolution 2018-072 requesting a ballot measure (Measure D) to increase by 1% the Transient Occupancy Tax for overnight

hotel guests to create revenue being used solely for the purpose of affordable and workforce housing be added to the November 6, 2018 General Municipal Election.

The candidate nomination period opened on July 16, 2018. By the close of the nomination period four (4) individuals had submitted nomination papers, all of whom were later qualified as candidates. To qualify, all candidates must be registered to vote in the City and must be nominated by 20 individuals whose voter registration and signatures are verified, and who have not nominated more candidates to any office than there are seats.

During the period from June 30, 2018 through November 6, 2018 the City Clerk's office engaged in the following activities: 1) published and posted notices as required by state law; 2) assisted candidates with campaign finance disclosure requirements; and 3) publicized the election.

The County conducted the election, prepared the certification and the canvass of returns of the election pursuant to Elections Code 10418.

The Official Canvass

The official canvass was conducted by the Napa County Elections Department during the period November 6, 2018 through December 4, 2018 for Mayor and City Council.

The Election Results

The final vote tallies of the 2018 Calistoga Consolidated General Municipal Election will be presented for the City Council's review in the form of the Elections Official's Certificate of Canvass (Exhibits A and B). The Resolution itself reports the following final results of the election:

1. Chris Canning was elected to the office of Mayor for a full term of two years.
2. Gary Kraus and Donald Williams were elected to the office of Member of the City Council for a full term of four years.
3. Measure D passed with 1,389 – Yes to 355 – No.

FINANCIAL IMPACT: None

ATTACHMENTS:

1. Draft Resolution
2. Exhibit A - Canvass and Statement of votes cast for Mayor and Council
3. Exhibit B - Canvass and Statement of votes cast for Measure D
4. Resolution No. 2018-040 Notice of General Municipal Election
5. Resolution No. 2018-072 Ordering Submission of Measure D

RESOLUTION NO. 2018-XXX

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALISTOGA,
CALIFORNIA, RECITING THE FACT OF THE CONSOLIDATED GENERAL
MUNICIPAL ELECTION HELD ON NOVEMBER 6, 2018 DECLARING THE RESULTS
AND SUCH OTHER MATTERS AS PROVIDED BY LAW**

WHEREAS, a General Municipal Election was held and conducted in the City of Calistoga, California, on Tuesday, November 6, 2018, as required by law; and

WHEREAS, notice of the election was given in time, form and manner as provided by law; the majority of the votes cast in the City were vote by mail; that one voting precinct was properly established; that election officers were appointed and that in all respects the election was held and conducted and the votes were cast, received and canvassed, and the returns made and declared in time, form and manner as required by the provisions of the Elections Code of the State of California for the holding of elections in general law cities; and

WHEREAS, pursuant to Resolution No. 2018-040 adopted May 1, 2018, the County Election Department canvassed the returns of the election and has certified the results to this City Council, the results are received, attached and made a part hereof as "Exhibit A".

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CALISTOGA, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That the whole number of ballots cast in the City was 1859.

SECTION 2. Names of persons voted for at the election for Mayor were as follows: Two Year Term: Chris Canning. Names of persons voted for at the election for Councilmember were as follows: Four Year Term: James W. Barnes, Gary Kraus and Donald Williams.

SECTION 3. The number of votes cast in the City to each of the persons above named for respective offices for which the persons were candidates are listed in "Exhibit A" attached.

SECTION 4. The City Council does declare and determine that Chris Canning was elected as Mayor for the full term of two years; Gary Kraus was elected as Member of the City Council for the full term of four years; Donald Williams was elected as Member of the City Council for the full term of four years.

SECTION 5. That the ballot measure voted upon at the election is as follows: Measure D.

47 **SECTION 6.** The number of votes cast in the City for and against Measure D is listed
48 in "Exhibit B" attached.
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50 **SECTION 7.** The City Council does declare and determine that as a result of the
51 election, a majority of the voters voting on Measure D did vote in favor of it, and that the
52 measure was carried, and shall be deemed adopted and ratified with 1,389 Yes votes
53 and 355 No votes.
54

55 **SECTION 8.** The City Clerk shall enter on the records of the City Council of the City, a
56 statement of the result of the election, showing: (1) The whole number of ballots cast in
57 the City; (2) The names of the persons voted for; (3) For what office each person was
58 voted for; (4) The number of votes in the City given to each person; (5) The ballot
59 measure voted upon; (6) The number of votes in the City for and against the ballot
60 measure.
61

62 **SECTION 9.** That the City Clerk shall immediately make and deliver to each of the
63 persons so elected a Certificate of Election signed by the City Clerk and authenticated;
64 that the City Clerk shall also administer to each person elected the Oath of Office
65 prescribed in the Constitution of the State of California and shall have them subscribe to
66 it and file it in the office of the City Clerk. Each and all of the persons so elected shall
67 then be inducted into the respective office to which they have been elected.
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69 **SECTION 10.** That the City Clerk shall certify to the passage and adoption of this
70 resolution and enter it into the book of original resolutions.
71

72 **PASSED, APPROVED, AND ADOPTED** by the City Council of the City of
73 Calistoga at a regular meeting held this **18th day of December 2018**, by the following
74 vote:

75 **AYES:**
76 **NOES:**
77 **ABSTAIN:**
78 **ABSENT:**
79

80
81 **CHRIS CANNING, Mayor**

82 **ATTEST:**
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84
85
86 **KATHY FLAMSON, City Clerk**