



**TOWN OF LOS GATOS
COUNCIL AGENDA REPORT**

MEETING DATE: 06/16/2020

ITEM NO: 4

DATE: June 4, 2020
TO: Mayor and Town Council
FROM: Laurel Prevetti, Town Manager
SUBJECT: Adopt a Resolution Requesting that the County of Santa Clara Board of Supervisors Consolidate a General Municipal Election to be Held on November 3, 2020 with the State-wide Presidential General Election to be Held on that Date Pursuant to Section 10403 of the Elections Code and Authorizing Other Related Actions

RECOMMENDATION:

Adopt a resolution requesting that the County of Santa Clara Board of Supervisors consolidate a General Municipal Election to be held on November 3, 2020 with the state-wide Presidential General Election to be held on that date pursuant to Section 10403 of the Elections Code and authorizing other related actions.

DISCUSSION:

Every election year, the Town is required to adopt a resolution regarding the consolidation of the municipal election with state-wide or federal elections. In addition, the resolution addresses financial issues as required by law. Specifically, Proposition 73, approved by the voters June 1988, prohibits public financing of candidates for elected office in California. Specifically, Government Code Section 85300 provides as follows:

"No public officer shall expend and no candidate shall accept any public moneys for the purpose of seeking elective office."

Therefore, this resolution provides that each candidate is required to pay the actual costs of printing, handling, and translating the candidate's statement which is incurred by the Town, up to the maximum allowed by the Elections Code. The resolution further directs that the Town Clerk is required to provide written notice to such effect with each set of nomination papers

PREPARED BY: Shelley Neis
Town Clerk

Reviewed by: Town Manager, Assistant Town Manager, Town Attorney, and Finance Director

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SUBJECT: Adopt a Resolution Requesting that the County of Santa Clara Board of Supervisors Consolidate a General Municipal Election to be Held on November 3, 2020 and Related Actions

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DISCUSSION (continued):

issued. Per the Registrar of Voters, the estimated fee per candidate statement is \$2,880.00. The full amount of \$2,880.00 goes to the County Registrar of Voters for the translation of the candidate's statement into six other languages and the printing of the candidate's statement in the Registrar of Voter's choice of two languages.

Under Section 10228 of the Elections Code and Town Code Section 2.30.011, there is also a required filing fee of \$25.00 which covers some of the Town's costs for the processing of candidates' nomination papers.

COORDINATION:

This report has been coordinated with the Town Attorney.

FISCAL IMPACT:

The total cost of the November 2018 General Election for three Council seats and one measure was \$93,168.00. The Fiscal Year 2020/21 Adopted Budget includes the \$184,800.00 estimated cost for the November 2020 Presidential General Election for three Council seats and two measures. The fees charged to the candidates will offset some of the costs of the services rendered for filing and printing candidate statements and the translation and printing charges for the 200-word candidate statements.

ENVIRONMENTAL ASSESSMENT:

Is not a project defined under CEQA, and no further action is required.

Attachment:

1. Draft Resolution requesting consolidation of elections