



MEETING DATE: 03/17/2008

ITEM NO:

4

COUNCIL AGENDA REPORT

DATE: MARCH 11, 2008

TO: MAYOR AND TOWN COUNCIL

FROM: GREG LARSON, TOWN MANAGER

Handwritten signature of Greg Larson in cursive.

SUBJECT: ADOPT RESOLUTION DECLARING THE RESULTS OF THE PRESIDENTIAL PRIMARY ELECTION HELD FEBRUARY 5, 2008

RECOMMENDATION:

Adopt a resolution declaring the results of the Presidential Primary Election held February 5, 2008 in Los Gatos.

BACKGROUND & DISCUSSION:

On February 5, 2008, a Presidential Primary Election was held and conducted in the Town of Los Gatos. The State of California requires counties, cities, and towns to declare the results of all elections held in their respective jurisdictions by resolution. The attached resolution declares the election results as certified by the Santa Clara County Registrar of Voters for two ballot initiatives: Measure C and Measure D. Exhibit A of the attached resolution includes Certificate of the Election Results from the Santa Clara County Registrar of Voters for each measure and a summary of votes cast.

FISCAL IMPACT:

The cost of the February 5, 2008 election is anticipated to be \$65,000. Funds were budgeted for this expense in FY2007/08 Operating Budget.

Attachment:

Resolution Declaring the results of the Presidential Primary Election held February 5, 2008

PREPARED BY: **JACKIE ROSE**, Clerk Administrator

N:\MGRU\Haruyama\Clerk\Cert of election reso example\Council Report February 2008 Election Results.doc

Reviewed by: PSS Assistant Town Manager OK Town Attorney
____ Clerk Administrator EL Finance ____ Community Development

RESOLUTION NO.
A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOS GATOS,
CALIFORNIA, DECLARING THE RESULTS OF THE PRESIDENTIAL PRIMARY
ELECTION HELD FEBRUARY 5, 2008

WHEREAS, a Presidential Primary Election was held and conducted in the Town of Los Gatos, California, on Tuesday, February 5, 2007 as required by law; and

WHEREAS, pursuant to State statute, the Santa Clara County Registrar of Voters has canvassed the returns of the election as required by the provisions of the laws of the State of California related to general law cities; and

WHEREAS, the Santa Clara County Registrar of Voters has certified the results of the February 5, 2008 Presidential Primary Election to this Town Council, including a summary of votes cast which has been attached and made a part hereof as "Exhibit A."

NOW THEREFORE THE TOWN COUNCIL OF THE TOWN OF LOS GATOS
DOES RESOLVE, DECLARE, DETERMINE, AND ORDER AS SHOWN ON EXHIBIT A:

SECTION 1: That the total whole number of ballots cast in the City was 16,846.
That the measures voted upon at the election are as follows:

Measure C: Shall the offices of Town Clerk and Town Treasurer be appointive?

Measure D: Shall the Town of Los Gatos be required to construct and operate a skate park for the free use of its citizens on its Miles Avenue property, generally conforming with plans and specifications approved by the Town, the one-time cost to design and construct not to exceed \$1,000,000, paid from existing Town funds, the annual operating cost not to exceed \$50,000, said costs to be reduced by any valuable contributions made by others?

SECTION 2: That the number of votes given at each precinct and the number of votes given in the Town for and against each measure named above is as listed in the attached Exhibit A.

SECTION 3: That as a result of the election, a majority of the voters voting on Measure C related to making the office of the Town Clerk and Town Treasurer appointive voted in favor of the measure and therefore shall be deemed adopted and ratified.

That as a result of the election, a majority of the voters voting on Measure D related to the construction and operation of a skate park did not vote in favor of it and therefore the measure was not carried and shall not be deemed adopted and ratified.

SECTION 4: The Clerk Administrator shall enter on the records of the Town Council of the Town of Los Gatos, a statement of the result of the election, showing: (1) the whole number of votes (ballots) cast in the City; (2) the measures voted upon; (3) the total number of votes given for and against each measure. Said information is set forth in this Resolution and the documentation attached hereto as Exhibit A.

SECTION 5: That the Clerk Administrator shall certify to the passage and adoption of this resolution and enter upon the records of the Town Council of said Presidential Primary Election.

PASSED AND ADOPTED at a regular meeting of the Town Council of the Town of Los Gatos, California, held on the 17th day of March, 2008 by the following vote:

COUNCIL MEMBERS:

AYES:

NAYS:

ABSENT:

ABSTAIN:

SIGNED:

GATOS

MAYOR OF THE TOWN OF LOS
LOS GATOS, CALIFORNIA

ATTEST:

CLERK ADMINISTRATOR
LOS GATOS, CALIFORNIA

CERTIFICATE OF ELECTION RESULTS

STATE OF CALIFORNIA)
) ss.
COUNTY OF SANTA CLARA)

I, Jesse Durazo, Registrar of Voters of the County of Santa Clara, State of California, hereby declare:

1. A Presidential Primary Elections was held in the County of Santa Clara, in the Town of Los Gatos, on February 5, 2008 for the purpose of submitting the following measure to the voters:

D Shall the Town of Los Gatos be required to construct and operate a skatepark for the free use of its citizens on its Miles Avenue property, generally conforming with plans and specifications approved by the Town, the one-time cost to design and construct not to exceed \$1,000,000, paid from existing Town funds, the annual operating cost not to exceed \$50,000, said costs to be reduced by any valuable contributions made by others?

2. The official canvass of the returns of the election was conducted by the Office of the Registrar of Voters in accordance with the appropriate provisions of the Elections Code of the State of California.

3. The Statement of Votes Cast, now on file at my office, shows the whole number of votes cast for Measure D in each of the precincts and the total shown is true and correct.

WITNESS my hand and Official Seal this 4th day of March, 2008.



Jesse Durazo
Jesse Durazo, Registrar of Voters

Santa Clara County Presidential Primary 2/5/2008 Final Official Results

8	Town of Los Gatos Measure C - Town of Los Gatos
---	--

		REGISTRATION	BALLOTS CAST	TURNOUT (%)	Measure C - Town of Los Gatos	
					YES	NO
PCT 3726 S	Precinct Reporting	866	200	23.1%	83	85
	Vote by Mail Reporting	866	403	46.5%	226	135
PCT MAIL 3727	Precinct Reporting	0	2	0.0%	2	0
	Vote by Mail Reporting	0	0	0.0%	0	0
PCT 3728	Precinct Reporting	1946	436	22.4%	203	174
	Vote by Mail Reporting	1946	1079	55.5%	612	373
PCT 3729	Precinct Reporting	1474	383	26.0%	222	117
	Vote by Mail Reporting	1474	773	52.4%	463	257
PCT 3732	Precinct Reporting	1187	260	21.9%	126	95
	Vote by Mail Reporting	1187	599	50.5%	333	212
PCT 3733	Precinct Reporting	1321	382	28.9%	199	148
	Vote by Mail Reporting	1321	592	44.8%	336	221
PCT 3734	Precinct Reporting	1574	397	25.2%	206	140
	Vote by Mail Reporting	1574	820	52.1%	492	251
PCT MAIL 3736	Precinct Reporting	2	2	100.0%	1	1
	Vote by Mail Reporting	2	0	0.0%	0	0
PCT 3737	Precinct Reporting	777	165	21.2%	85	54
	Vote by Mail Reporting	777	448	57.7%	272	141
PCT 3741 S	Precinct Reporting	1211	243	20.1%	132	83
PCT 3741 S	Vote by Mail Reporting	1211	693	57.2%	385	233
PCT 3749	Precinct Reporting	1340	315	23.5%	156	121
	Vote by Mail Reporting	1340	643	48.0%	379	216
PCT 3750	Precinct Reporting	599	204	34.1%	90	82
	Vote by Mail Reporting	599	238	39.7%	129	95
PCT MAIL 3752	Precinct Reporting	17	11	64.7%	6	1
	Vote by Mail Reporting	17	0	0.0%	0	0
PCT 3760	Precinct Reporting	980	252	25.7%	117	96
	Vote by Mail Reporting	980	478	48.8%	282	150
PCT 3767	Precinct Reporting	1342	387	28.8%	210	128
	Vote by Mail Reporting	1342	607	45.2%	349	204
PCT 3774	Precinct Reporting	1181	300	25.4%	147	124
	Vote by Mail Reporting	1181	620	52.5%	372	204
PCT 3775	Precinct Reporting	1029	226	22.0%	135	66
	Vote by Mail Reporting	1029	532	51.7%	330	153
GRAND TOTALS		16,846	12,690	75.3%	7,080	4,360

Santa Clara County Presidential Primary 2/5/2008 Final Official Results

9	Town of Los Gatos Measure D - Town of Los Gatos
---	--

		REGISTRATION	BALLOTS CAST	TURNOUT (%)	Measure D - Town of Los Gatos	
					YES	NO
PCT 3726 S	Precinct Reporting	866	200	23.1%	96	82
	Vote by Mail Reporting	866	403	46.5%	162	218
PCT MAIL 3727	Precinct Reporting	0	2	0.0%	2	0
	Vote by Mail Reporting	0	0	0.0%	0	0
PCT 3728	Precinct Reporting	1946	436	22.4%	118	275
	Vote by Mail Reporting	1946	1079	55.5%	262	790
PCT 3729	Precinct Reporting	1474	383	26.0%	156	211
	Vote by Mail Reporting	1474	773	52.4%	283	465
PCT 3732	Precinct Reporting	1187	260	21.9%	84	162
	Vote by Mail Reporting	1187	599	50.5%	159	424
PCT 3733	Precinct Reporting	1321	382	28.9%	140	228
	Vote by Mail Reporting	1321	592	44.8%	153	426
PCT 3734	Precinct Reporting	1574	397	25.2%	150	226
	Vote by Mail Reporting	1574	820	52.1%	229	563
PCT MAIL 3736	Precinct Reporting	2	2	100.0%	0	2
	Vote by Mail Reporting	2	0	0.0%	0	0
PCT 3737	Precinct Reporting	777	165	21.2%	51	100
	Vote by Mail Reporting	777	448	57.7%	134	299
PCT 3741 S	Precinct Reporting	1211	243	20.1%	97	133
PCT 3741 S	Vote by Mail Reporting	1211	693	57.2%	187	479
PCT 3749	Precinct Reporting	1340	315	23.5%	132	160
	Vote by Mail Reporting	1340	643	48.0%	213	414
PCT 3750	Precinct Reporting	599	204	34.1%	94	91
	Vote by Mail Reporting	599	238	39.7%	85	146
PCT MAIL 3752	Precinct Reporting	17	11	64.7%	4	7
	Vote by Mail Reporting	17	0	0.0%	0	0
PCT 3760	Precinct Reporting	980	252	25.7%	85	151
	Vote by Mail Reporting	980	478	48.8%	126	331
PCT 3767	Precinct Reporting	1342	387	28.8%	177	190
	Vote by Mail Reporting	1342	607	45.2%	215	373
PCT 3774	Precinct Reporting	1181	300	25.4%	112	178
	Vote by Mail Reporting	1181	620	52.5%	240	363
PCT 3775	Precinct Reporting	1029	226	22.0%	73	144
	Vote by Mail Reporting	1029	532	51.7%	144	370
GRAND TOTALS		16,846	12,690	75.3%	4,163	8,001