

REPORT

To the Honorable Mayor and City Council
From the City Manager

November 24, 2003

Subject

Results of November 4, 2003 Consolidated General Municipal Election

Recommendation

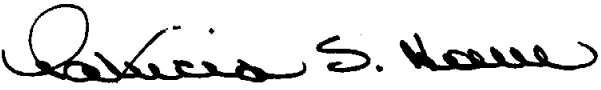
1. Adopt a resolution declaring Canvass of Returns and Results of General Municipal Election held on November 4, 2003.
2. Introduce an ordinance amending Section 32.75 of the municipal code, providing for an increase in the Uniform Transient Occupancy Tax to ten percent (10%).
3. Direct the City Clerk to submit the amended ratified sections of the City Charter to the Secretary of State and file a copy with the County Recorder, pursuant to Government Code 34459, 34460 and Elections Code Section 9269.

Background

The San Mateo County Elections Office was requested to conduct the General Municipal Election. The results have been canvassed and certified by the County Elections Office and are presented to the City Council for adoption.

Attachment

Draft resolution, Exhibit "A" – certified election results, Exhibit "B" – ordinance amending Section 32.75 of the municipal code providing for increase in the Uniform Transient Occupancy Tax



Patricia S. Howe
City Clerk



Ed Everett
City Manager

7. A-2

RESOLUTION NO. _____

RESOLUTION OF THE COUNCIL OF THE CITY OF REDWOOD CITY, RECITING THE FACT OF THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 4, 2003 DECLARING THE RESULT AND SUCH OTHER MATTERS AS PROVIDED BY LAW

WHEREAS, a General Municipal Election was held and conducted in the City of Redwood City, California, on Tuesday, November 4, 2003, as required by law; and

WHEREAS, notice of the election was given in time, form and manner as provided by law; that voting precincts were 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 and charter cities; and

WHEREAS, pursuant to Resolution No. 14533, adopted June 30, 2003, the County Election Department canvassed the returns of the election and has certified 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 REDWOOD CITY, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That the whole number of ballots cast in the precincts, except absent voter ballots, was 4,163. That the whole number of absent voter ballots cast in the City was 3,936, making a total of 8,099 ballots cast in the City.

SECTION 2. That the names of persons voted for at the election for Member of the City Council are as follows: Ian Bain, Rosanne Foust, Rudy Luca, David L. Newgard, Barbara Pierce, Ira Ruskin and Paul Sanfilipo. That the measures voted upon at the election are as follows: Measure "F" – Should Section 32.75 of the Municipal Code of the City of Redwood City be amended to increase the uniform transient occupancy tax by 2%?; and Measure "G" – Shall specified sections of the City Charter be amended to update amounts requiring public bid procedures for public works contracts, to conform the City's tort claim procedures to state law, to give the City flexibility in selecting its official advertiser, to restrict appointed board and commission members from interfering in the administration and management of city departments, and to set the maximum payment period of bonds at thirty-five (35) years?

SECTION 3. That the number of votes given at each precinct and the number of votes given in the City to each of the persons above named for the respective offices for which the persons were candidates and for and against the measures were as listed in the attached Exhibit "A."

SECTION 4. The City Council does declare and determine that the following candidates were elected for the full term of four years by the following vote:

Ira Ruskin	5,326
Barbara Pierce	5,265
Rosanne Foust	5,110
Ian Bain	4,427

That as a result of the election, a majority of the voters voting on the measures relating to the Uniform Transient Occupancy Tax (Measure "F") and Charter Amendments (Measure "G"), did vote in favor of them, and that the measures were carried, and shall be deemed adopted and ratified.

Measure "F"	Yes - 4,678	No - 2,515
Measure "G"	Yes - 5,249	No - 1,822

SECTION 5. The City Clerk shall enter on the records of the City Council of the City, a statement of the result of the election, showing: (1) the whole number of ballots cast in the City; (2) the names of the persons voted for; (3) the measures voted upon; (4) for what office each person was voted for; (5) the number of votes given at each precinct to each person, and for and against each measure; (6) the total number of votes given to each person, and for and against each measure.

SECTION 6. The City Council of the City of Redwood City submitted to the qualified voters of the City at the Election, Measure "F," related to the Uniform Transient Occupancy Tax, to amend the Municipal Code described in Section 4 hereof, with an ordinance. The City Council incorporates by reference Exhibit "B," attached hereto, which is the full text of an ordinance of the City Council of the City of Redwood City amending Section 32.75 of the Municipal Code of the City of Redwood City, providing for an increase in the transient occupancy tax to ten percent (10%). The Measure passed by a majority of voters voting in favor thereof.

SECTION 7. The City Clerk shall immediately make and deliver to each of the persons so elected a Certificate of Election signed by the City Clerk and authenticated; that the City Clerk shall also administer to each person elected the Oath of Office prescribed in the Constitution of the State of California and shall have them subscribe to it and file it in the office of the City Clerk. Each and all of the persons so elected shall then be inducted into the respective office to which they have been elected.

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SECTION 8. The City Clerk shall submit the amended ratified sections of the City Charter to the Secretary of State and file a copy with the County Recorder, pursuant to Government Code Section 34459, 34460 and Elections Code Section 9269.

SECTION 9. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

* * *

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CERTIFICATE OF THE CHIEF ELECTIONS OFFICER

In the Matter of the CANVASS OF VOTE CAST)
at the CITY OF REDWOOD CITY MUNICIPAL)
ELECTION held on November 4, 2003)

I, **WARREN SLOCUM**, Chief Elections Officer of the County of San Mateo, State of California hereby certify;

THAT an election was held within the boundaries of the CITY OF REDWOOD CITY on Tuesday, November 4, 2003 for the purpose of electing four (4) members to the City Council for four (4) year terms, and for submitting Measures F and G to the voters of the City, and; I caused to have processed and recorded the votes from the canvass of all ballots cast at said election within the boundaries of the CITY OF REDWOOD CITY.

I HEREBY FURTHER CERTIFY that the record of votes cast at said election are set forth in Exhibit "A" attached hereto and incorporated herein by reference as though fully set forth at length.

IN WITNESS WHEREOF, I hereunto affix my hand and seal this 18th day of November, 2003, and file this date with the City Council of the CITY OF REDWOOD CITY.

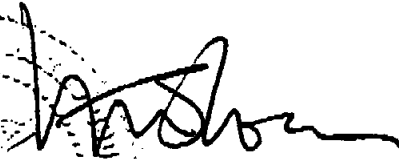

Warren Slocum,
Chief Elections Officer &
Assessor-County Clerk-Recorder

Exhibit "A"

FINAL OFFICIAL CANVASS

7.A-6

CONSOLIDATED ELECTION
COUNTY OF SAN MATEO
NOVEMBER 4, 2003

Exhibit "A"

PAGE 015.015.001

	CITY OF REDWOOD CITY 4 TO BE ELECTED									
	R V E O G T I E S R T S E R E D	B C A A L S L T O T S	T P U E R R N C O E U N T T A G E	R F O O S U A S N T N E	P S A A U N L F I L I P O	D L N A E W I G A R D	R L U U D C Y A	B P A I R E B R A C R E A	I R U A S K I N	I B A A N I N
38 PRECINCTS										
VOTING PRECINCTS	33290	4163	12.51	2654	1703	466	736	2683	2774	2444
ABSENTEES	0	3936		2456	1655	456	710	2582	2552	1983
COUNTY TOTAL	33290	8099	24.33	5110	3358	922	1446	5265	5326	4427
12TH CONGRESSIONAL	13430	3770	28.07	2556	1581	398	602	2427	2484	1984
14TH CONGRESSIONAL	19860	4329	21.80	2554	1777	524	844	2838	2842	2443
CONGRESSIONAL TOTAL	33290	8099	24.33	5110	3358	922	1446	5265	5326	4427
11TH SENATORIAL	33290	8099	24.33	5110	3358	922	1446	5265	5326	4427
SENATORIAL TOTAL	33290	8099	24.33	5110	3358	922	1446	5265	5326	4427
21ST ASSEMBLY	33290	8099	24.33	5110	3358	922	1446	5265	5326	4427
ASSEMBLY TOTAL	33290	8099	24.33	5110	3358	922	1446	5265	5326	4427
3RD SUPERVISORIAL	5829	1356	23.26	1044	483	125	157	817	836	584
4TH SUPERVISORIAL	27461	6743	24.55	4066	2875	797	1289	4448	4490	3843
SUPERVISORIAL TOTAL	33290	8099	24.33	5110	3358	922	1446	5265	5326	4427
REDWOOD CITY	33290	8099	24.33	5110	3358	922	1446	5265	5326	4427
TOTAL	33290	8099	24.33	5110	3358	922	1446	5265	5326	4427

FINAL OFFICIAL CANVASS

CONSOLIDATED ELECTION
COUNTY OF SAN MATEO
NOVEMBER 4, 2003

7.A-7

	R V E O G T I E S R T S E R E D	B C A A L S L T O T S	T P U E R R N C O E U N T T A G E	CITY OF REDWOOD CITY 4 TO BE ELECTED						
				R F O O S U A S N T E	P S A A U N L F I L I P O	D L N A V I D	E W G A R D	R L U U D C Y A	B P A I R E B R A C R E A	I R R U A S K I N
ABSENTEE TOTAL	0	3936		2456	1655	456	710	2582	2552	1983
12TH CONGRESSIONAL	0	1853		1228	800	205	296	1207	1198	904
14TH CONGRESSIONAL	0	2083		1228	855	251	414	1375	1354	1079
CONGRESSIONAL TOTAL	0	3936		2456	1655	456	710	2582	2552	1983
11TH SENATORIAL	0	3936		2456	1655	456	710	2582	2552	1983
SENATORIAL TOTAL	0	3936		2456	1655	456	710	2582	2552	1983
21ST ASSEMBLY	0	3936		2456	1655	456	710	2582	2552	1983
ASSEMBLY TOTAL	0	3936		2456	1655	456	710	2582	2552	1983
3RD SUPERVISORIAL	0	686		519	242	65	72	443	447	283
4TH SUPERVISORIAL	0	3250		1937	1413	391	638	2139	2105	1700
SUPERVISORIAL TOTAL	0	3936		2456	1655	456	710	2582	2552	1983
REDWOOD CITY	0	3936		2456	1655	456	710	2582	2552	1983
TOTAL	0	3936		2456	1655	456	710	2582	2552	1983

FINAL OFFICIAL CANVASS

7.A-8

CONSOLIDATED ELECTION
COUNTY OF SAN MATEO
NOVEMBER 4, 2003

CITY OF REDWOOD CITY
4 TO BE ELECTED

38 PRECINCTS	R V E O G T I E R S T S E R E D	B C A A L S L T O T S	T P U R R N C D E U N T T A G E	CITY OF REDWOOD CITY 4 TO BE ELECTED						
				R F O O S U A S N T N E	P S A A U N L F I L I P O	D L N A V I D	E W I G A R D	R L U U D C Y A	B P A I R E B R A C R E A	I R U R A S K I N
3740 Redwood 40	677	79	11.67	59	20	4	6	47	44	50
3741 Redwood 41	579	39	6.74	27	15	5	4	26	28	20
3742 Redwood 42	988	119	12.04	97	42	9	15	58	75	53
3743 Redwood 43	661	114	17.25	91	42	11	20	63	68	53
3744 Redwood 44	884	121	13.69	95	46	11	9	69	69	51
3745 Redwood 45	875	82	9.37	66	27	10	10	49	51	44
3746 Redwood 46	1165	116	9.96	90	49	10	21	62	54	30
4601 Redwood 01 0	815	72	8.83	39	30	12	15	44	38	53
4602 Redwood 02	787	68	8.64	39	21	10	14	41	43	46
4603 Redwood 03	461	52	11.28	27	28	11	14	23	29	32
4604 Redwood 04	586	67	11.43	31	27	14	10	30	29	29
4605 Redwood 05	842	55	6.53	30	22	11	15	31	33	32
4606 Redwood 06	979	67	6.84	44	24	9	11	40	42	35
4607 Redwood 07	696	99	14.22	59	43	20	17	57	67	51
4608 Redwood 08	1449	132	9.11	79	61	10	20	87	86	72
4610 Redwood 10	618	112	18.12	72	40	12	14	69	75	74
4611 Redwood 11	1332	180	13.51	96	68	20	40	121	134	125
4612 Redwood 12	884	177	20.02	115	76	14	24	128	119	114
4613 Redwood 13	1006	217	21.57	124	110	30	52	126	149	137
4614 Redwood 14 0	692	95	13.73	62	41	12	16	63	71	64
4615 Redwood 15	1324	158	11.93	93	67	21	30	93	104	87
4616 Redwood 16	719	88	12.24	42	38	8	21	62	59	58
4617 Redwood 17	1290	168	13.02	96	84	28	28	113	105	93
4619 Redwood 19	621	50	8.05	29	13	4	13	34	26	27
4620 Redwood 20	629	62	9.86	40	28	4	16	44	47	37
4623 Redwood 23	1167	106	9.08	65	40	14	16	68	72	67
4625 Redwood 25	743	67	9.02	28	26	9	12	37	41	37
4626 Redwood 26	702	103	14.67	72	42	7	15	68	65	57
4627 Redwood 27 0	1336	132	9.88	83	56	17	24	99	99	81
4629 Redwood 29 0	670	100	14.93	56	43	6	18	75	71	55
4630 Redwood 30	1377	204	14.81	142	79	23	40	143	150	130
4632 Redwood 32 0	721	108	14.98	61	44	11	28	78	69	73
4633 Redwood 33 0	793	132	16.65	86	58	11	17	96	104	72
4634 Redwood 34	1511	223	14.76	166	87	20	43	155	162	136
4635 Redwood 35	1448	212	14.64	142	82	18	35	154	159	140
4637 Redwood 37 0	431	74	17.17	47	29	10	17	53	52	51
4639 Redwood 39	734	89	12.13	51	41	9	11	60	68	61
4647 Redwood 47	98	24	24.49	13	14	1	5	17	17	17
PRECINCT TOTALS	33290	4163	12.51	2654	1703	466	736	2683	2774	2444
ABSENTEE TOTALS	0	3936		2456	1655	456	710	2582	2552	1983
GRAND TOTALS	33290	8099	24.33	5110	3358	922	1446	5265	5326	4427

FINAL OFFICIAL CANVASS

CONSOLIDATED ELECTION
COUNTY OF SAN MATEO
NOVEMBER 4, 2003

7.A-9

	R V E D G T I E S R T S E R E D	B C A A L S L T O T S	T P U E R R N C O E U N T T A G E	City of Redwood City (Muni Code Amend) Measure F		Redwood City Charter Amendment Measure G	
				Y E S	N O	Y E S	N O
38 PRECINCTS							
VOTING PRECINCTS	33290	4163	12.51	2437	1321	2685	987
ABSENTEES	0	3936		2241	1194	2564	835
COUNTY TOTAL	33290	8099	24.33	4678	2515	5249	1822
12TH CONGRESSIONAL	13430	3770	28.07	2273	1100	2542	783
14TH CONGRESSIONAL	19860	4329	21.80	2405	1415	2707	1039
CONGRESSIONAL TOTAL	33290	8099	24.33	4678	2515	5249	1822
11TH SENATORIAL	33290	8099	24.33	4678	2515	5249	1822
SENATORIAL TOTAL	33290	8099	24.33	4678	2515	5249	1822
21ST ASSEMBLY	33290	8099	24.33	4678	2515	5249	1822
ASSEMBLY TOTAL	33290	8099	24.33	4678	2515	5249	1822
3RD SUPERVISORIAL	5829	1356	23.26	798	401	907	278
4TH SUPERVISORIAL	27461	6743	24.55	3880	2114	4342	1544
SUPERVISORIAL TOTAL	33290	8099	24.33	4678	2515	5249	1822
REDWOOD CITY	33290	8099	24.33	4678	2515	5249	1822
TOTAL	33290	8099	24.33	4678	2515	5249	1822

FINAL OFFICIAL CANVASS

7.A-10

CONSOLIDATED ELECTION
 COUNTY OF SAN MATEO
 NOVEMBER 4, 2003

	R E D W O O D C I T Y R E S U L T S	B C A A L S L T O T A L	T P U E R R O R S U N D E R S T A N D A R D	City of Redwood City (Muni Code Amend) Measure F		Redwood City Charter Amendment Measure G	
				Y E S	N O	Y E S	N O
ABSENTEE TOTAL	0	3936		2241	1194	2564	835
12TH CONGRESSIONAL	0	1853		1097	541	1270	365
14TH CONGRESSIONAL	0	2083		1144	653	1294	470
CONGRESSIONAL TOTAL	0	3936		2241	1194	2564	835
11TH SENATORIAL	0	3936		2241	1194	2564	835
SENATORIAL TOTAL	0	3936		2241	1194	2564	835
21ST ASSEMBLY	0	3936		2241	1194	2564	835
ASSEMBLY TOTAL	0	3936		2241	1194	2564	835
3RD SUPERVISORIAL	0	686		418	189	490	119
4TH SUPERVISORIAL	0	3250		1823	1005	2074	716
SUPERVISORIAL TOTAL	0	3936		2241	1194	2564	835
REDWOOD CITY TOTAL	0	3936		2241	1194	2564	835
TOTAL	0	3936		2241	1194	2564	835

7.A-11

FINAL OFFICIAL CANVASS

CONSOLIDATED ELECTION
COUNTY OF SAN MATEO
NOVEMBER 4, 2003

38 PRECINCTS	R V E O T I E S R T S E R E D	B C A A L S L T O T S	T P U E R R N C O E U N T T A G E	City of Redwood City (Muni Code Amend) Measure F		Redwood City Charter Amendment Measure G	
				Y E S	N O	Y E S	N O
3740 Redwood 40	677	79	11.67	51	17	38	29
3741 Redwood 41	579	39	6.74	26	11	32	4
3742 Redwood 42	988	119	12.04	62	35	73	21
3743 Redwood 43	661	114	17.25	68	35	75	28
3744 Redwood 44	884	121	13.69	68	38	85	19
3745 Redwood 45	875	82	9.37	46	28	45	26
3746 Redwood 46	1165	116	9.96	59	48	69	32
4601 Redwood 01 0	815	72	8.83	38	26	46	19
4602 Redwood 02	787	68	8.64	42	16	44	12
4603 Redwood 03	461	52	11.28	20	30	31	18
4604 Redwood 04	586	67	11.43	31	27	28	29
4605 Redwood 05	842	55	6.53	27	17	27	14
4606 Redwood 06	979	67	6.84	40	22	43	19
4607 Redwood 07	696	99	14.22	61	25	66	21
4608 Redwood 08	1449	132	9.11	79	39	95	22
4610 Redwood 10	618	112	18.12	69	29	72	23
4611 Redwood 11	1332	180	13.51	107	56	125	33
4612 Redwood 12	884	177	20.02	126	35	128	30
4613 Redwood 13	1006	217	21.57	126	72	146	50
4614 Redwood 14 0	692	95	13.73	60	23	58	25
4615 Redwood 15	1324	158	11.93	82	64	91	50
4616 Redwood 16	719	88	12.24	51	27	60	16
4617 Redwood 17	1290	168	13.02	81	69	102	47
4619 Redwood 19	621	50	8.05	15	31	24	20
4620 Redwood 20	629	62	9.86	33	21	43	12
4623 Redwood 23	1167	106	9.08	63	35	68	28
4625 Redwood 25	743	67	9.02	30	30	30	29
4626 Redwood 26	702	103	14.67	71	24	67	25
4627 Redwood 27 0	1336	132	9.88	92	31	97	24
4629 Redwood 29 0	670	100	14.93	54	38	65	24
4630 Redwood 30	1377	204	14.81	123	61	138	40
4632 Redwood 32 0	721	108	14.98	53	46	59	40
4633 Redwood 33 0	793	132	16.66	92	31	85	30
4634 Redwood 34	1511	223	14.76	130	72	141	51
4635 Redwood 35	1448	212	14.64	146	47	162	30
4637 Redwood 37 0	431	74	17.17	46	26	47	21
4639 Redwood 39	734	89	12.13	60	25	64	18
4647 Redwood 47	98	24	24.49	9	14	16	8
PRECINCT TOTALS	33290	4163	12.51	2437	1321	2685	987
ABSENTEE TOTALS	0	3936		2241	1194	2564	835
GRAND TOTALS	33290	8099	24.33	4678	2515	5249	1822

7.A-12

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF REDWOOD CITY AMENDING SECTION 32.75 OF THE MUNICIPAL CODE OF THE CITY OF REDWOOD CITY, PROVIDING FOR AN INCREASE IN THE UNIFORM TRANSIENT OCCUPANCY TAX FROM EIGHT PERCENT (8%) TO TEN PERCENT (10%).

WHEREAS, the City Council of the City of Redwood City submitted Ballot Measure "F" to the voters on November 4, 2003, asking if Section 32.75 of the Municipal Code of the City of Redwood City should be amended to increase the uniform transient occupancy tax by two percent (2%); and

WHEREAS, a majority of voters of the City of Redwood City approved Measure "F" to increase the uniform transient occupancy tax.

NOW THEREFORE BE IT ORDAINED AS FOLLOWS:

Section 1. Section 32.75 of the Municipal Code is hereby amended to read as follows:

Sec. 32.75. IMPOSITION; AMOUNT; WHERE PAYABLE:

For the privilege of occupancy in any hotel, each transient is subject to and shall pay a tax in the amount of ten percent (10%) of the rent charged by the operator. Said tax constitutes a debt owed by the transient to the City which is extinguished only by payment to the operator or to the City. The transient shall pay the tax to the operator of the hotel at the time the rent is paid. If the rent is paid in installments, a proportionate share of the tax shall be paid with each installment. The unpaid tax shall be due upon the transient's ceasing to occupy space in the hotel. If for any reason the tax due is not paid to the operator of the hotel, the tax administrator may require that such tax shall be paid directly to the tax administrator. (Ord. No. 1265, § 1; Ord. No. 1458, § 1, 6-29-70; Ord. No. 1601, § 1, 6-3-74; Ord. No. 1755, § 1, 6-26-78; Ord. No. 1767, § 1, 11-20-78)

Section 2. This Ordinance shall become effective immediately upon its adoption by the City Council of the City of Redwood City.

* * *

Exhibit "B"