



REPORT TO COUNCIL

City of Sacramento

915 I Street, Sacramento, CA 95814-2604
www. CityofSacramento.org

Consent
July 22, 2008

Honorable Mayor and
Members of the City Council

Title: Directing Preparation of Attorney's Impartial Analysis for November 4, 2008
Ballot Measure

Location/Council District: Citywide

Recommendation: Adopt a **Resolution** directing the preparation of an impartial analysis of the November 4, 2008 ballot measure regarding proposed changes in chapter 3.32 of the Sacramento City Code (the utility user tax).

Contact: Stephanie Mizuno, Assistant City Clerk, 808-8093;
Shirley Concolino, City Clerk, 808-5442

Presenters: N/A

Department: City Clerk's Office

Division: N/A

Organization No: 7070 / 04001021

Description/Analysis

Issue: Council action is necessary to authorize the City Attorney to prepare an impartial analysis of the measure.

Policy Considerations: The action recommended is consistent with California Elections Code.

Environmental Considerations: None.

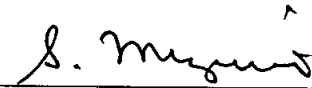
Commission/Committee Action: None.

Rationale for Recommendation: Authorizing an impartial analysis of the measure will show the effects of the measure on existing law and the operation of the measure.

Financial Considerations: None.

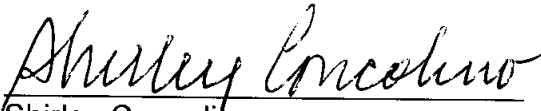
Emerging Small Business Development (ESBD): Not applicable.

Respectfully Submitted by:



Stephanie Mizuno,
Assistant City Clerk

Recommendation Approved:



Shirley Concolino
City Clerk

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ATTACHMENT 1

Background:

On July 22, 2008, the City Council adopted a resolution ordering that proposed changes in chapter 3.32 of the Sacramento City Code (the utility user tax) be submitted to the voters at the consolidated election on Tuesday, November 4, 2008. As provided in California Elections Code section 9280, the City Council may direct the City Clerk to transmit a copy of the measure to the City Attorney for preparation of an impartial analysis. The analysis is for the purpose of showing the effect of the measure on existing law and the operation of the measure. The analysis shall be printed in the official sample ballot preceding the arguments and shall not exceed 500 words.

An impartial analysis will provide both the City of Sacramento and the voters of the city with impartial information regarding the measure.

ATTACHMENT 2

RESOLUTION NO.

Adopted by the Sacramento City Council

DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS OF PROPOSED CHANGES IN CHAPTER 3.32 OF THE SACRAMENTO CITY CODE (THE UTILITY USER TAX) TO BE SUBMITTED TO THE VOTERS AT AN ELECTION TO BE HELD ON TUESDAY, NOVEMBER 4, 2008

BACKGROUND

- A. On July 22, 2008, the City Council adopted a resolution ordering that proposed changes in chapter 3.32 of the Sacramento City Code (the utility user tax) be submitted to the voters at the consolidated election to be held on November 4, 2008.
- B. The City of Sacramento desires to have an impartial analysis of the measure.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1. The City Council hereby directs the City Clerk to transmit a copy of the measure to the City Attorney.
- Section 2. The City Counsel hereby directs the City Attorney to prepare an impartial analysis of the measure showing both its effect on existing law and its operation. The impartial analysis is not to exceed 500 words, and the City Attorney shall file it with the City Clerk by the date set for the filing of primary arguments.
- Section 3. The City Clerk is hereby directed to cause the impartial analysis to be printed in the official sample ballot.
- Section 4. The City Clerk shall certify the passage and adoption of this resolution and enter it into the book of original resolutions.