

**CITY OF ALBANY
CITY COUNCIL AGENDA
STAFF REPORT**

Agenda Date: 06/07/10

Reviewed by: BP

SUBJECT: Calling for a General Municipal Election and Requesting Consolidation with Statewide General Election

REPORT BY: Jacqueline L. Bucholz, City Clerk

STAFF RECOMMENDATION

1. Adopt Resolution No. 2010-24 – A Resolution of the Albany City Council Calling and giving Notice of Holding a General Election to be Held November 2, 2010 and Requesting the Board of Supervisors of Alameda County to Consolidate Said Election with the Statewide General Election; Authorizing the City Clerk of Her Duly Authorized Officers to Carry Out all the Necessary Procedures for Said Election; and for Submitting to the Voters and Amendment to Section 3.01 of the Albany City Charter; Amendments to Albany Municipal Code Article 4-8, and Enactment of Articles 5-10 and 4-11l to the Albany Municipal Code, All of Which are Set Forth Herein.

2. Assign Council subcommittees for each of the ballot measures to prepare written arguments in favor of the measures as identified in Resolution No. 2010-24. The Charter Review Committee has requested that members of its Committee join with the Council subcommittee on the ballot argument in favor of the measure to change to an appointed City Attorney.

BACKGROUND

Each even-numbered year, the City holds its General Municipal Election to be consolidated with the Statewide General Election that is held in November.

The City has the following seats up for election: Two (2) City Council; Three (3) Board of Education and one (1) City Attorney.

DISCUSSION

The City is required to request the Board of Supervisors to consolidate the City's regular election with the general statewide election.

At the May 17, 2010, Council direct staff to return with ordinances and ballot language to present to the voters on the November 2, 2010 ballot, as follows:

1) A charter amendment to transition from an elected City Attorney to an appointed City Attorney. The measure calls for changing the city attorney from an elected to an appointed position by December 2011.

2) To update the City Utility Users Tax. This measure reduces the Communications User's tax from 7% to 6.5%, and modernizes the method for calculating and collecting the Utility Users' Tax to reflect technological advances and changes in state and federal law.

3) Amendment of Measure N of 2000, Advanced Life Support. This measure authorizes an inflation increase in the Measure N tax rate, which is currently set at a flat \$18.

4) Establishing a business license tax for cannabis businesses. This measure establishes a category and tax rate in the City's business license ordinance for medical marijuana dispensaries, and any other cannabis businesses that may be allowed in the future.

SUSTAINABILITY IMPACT

N/A

FINANCIAL IMPACT

The cost of the election, which in 2008 was approximately \$20,000.00

Attachments:

Resolution No. 2010-24