

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA CALLING FOR THE HOLDING OF A VOTE-BY-MAIL GENERAL MUNICIPAL ELECTION TO BE HELD IN THE CITY ON TUESDAY, NOVEMBER 5, 2013, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE CHARTER AND FOR THE SUBMISSION TO THE VOTERS OF A PROPOSITION MEASURE FOR THE ENACTMENT OF A CITY ORDINANCE AUTHORIZING THE EXCHANGE OF CERTAIN CITY REAL PROPERTY NEAR THE FREMONT ARMY RESERVE CENTER AND THE CITY'S MACKENZIE PARK TO THE UNITED STATES GOVERNMENT PURSUANT TO THE REQUIREMENTS OF CITY CHARTER SECTION 520.

WHEREAS, under the provisions of the Charter of the City of Santa Barbara, a General Municipal Election shall be held on November 5, 2013, for the election of four municipal officers; and

WHEREAS, the City Council also desires to submit to the voters at the election a questions relating to the transfer of certain City park property adjacent to the John C. Fremont Army Reserve Center and MacKenzie Park to the United States Government in exchange for the transfer to the City of comparable U.S. Government real property adjacent to the State Street right of way and the John C. Fremont Army Reserve Center pursuant to the requirements of City Charter Section 520.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to requirements of the Charter of the City of Santa Barbara, there is called and ordered to be held in the City of Santa Barbara on Tuesday, November 5, 2013, a General Municipal Election for the purpose of electing the Mayor and three Councilmembers for terms expiring in accordance with Section 500 of the City Charter.

SECTION 2. That the City Council, pursuant to the authority of state Elections Code Section 9222, does order submitted to the voters at the General Municipal Election the following ballot question:

MEASURE 2013 Shall the Santa Barbara City Council be authorized to enact a City ordinance allowing the exchange of certain City park property along State Street at the John C. Fremont Army Reserve Center and MacKenzie Park to the U.S. Government in return for the transfer from the U.S. Government to the City of certain Federal property adjacent to the Fremont Army Reserve Center and the State Street right of way in the manner required by City Charter Section 520.	YES
	NO

SECTION 3. That the proposed complete text of the Proposition measure submitted to voters concerning the real property adjacent to the John C. Fremont Army Reserve Center and the City's MacKenzie Park is attached as Exhibit A in the form of a proposed City Ordinance.

SECTION 4. That the ballots to be used at the election shall be in form and content as required by law.

SECTION 5. That the City Clerk is authorized, instructed, and directed to procure and furnish any and all official ballots, notices, printed matter, and all supplies, equipment, and paraphernalia that may be necessary in order to properly and lawfully conduct the election.

SECTION 6. That pursuant to section 1306 of the Santa Barbara City Charter and state Elections Code section 4108, said election shall be conducted as a vote-by-mail ballot, and shall be conducted pursuant to the applicable requirements of Chapter 2 of Division 4 (Commencing with Section 4100) of the California Elections Code only insofar as required by law. In accordance with, Elections Code Section 4103, ballots cast in this election shall be returned to the office of the City Clerk no later than 8:00 o'clock p.m. on election day. Only those ballots received in the office of the City Clerk by 8 o'clock p.m. on election day shall be counted.

SECTION 7. That the drop-off center located at City Hall, 735 Anacapa Street, for the election shall be open at eight o'clock a.m. on the Saturday preceding election day, November 2, 2013, and shall remain open continuously from that time until five o'clock p.m. of the same day when the center shall be closed pursuant to Election Code Section 10242. Further, that all drop-off centers for the election shall be open at seven o'clock a.m. on election day, November 5, 2013 and shall remain open continuously from that time until 8 o'clock p.m. of the same day when the centers shall be closed pursuant to Election Code Section 10242, except as provided in Section 14401 of the California Elections Code.

SECTION 8. That pursuant to Elections Code Section 12310, a stipend for services for the persons named as election board members is fixed at the sum of \$160 for each inspector and \$120 for each Clerk for the election. In addition, the sum of \$20 will be given to each inspector and the sum of \$10 for each clerk to attend a training class; the sum of \$10 will be given to each inspector to pick up the precinct supplies; and the sum of \$10 will be given to each bilingual election board member.

SECTION 9. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by state law for holding municipal vote-by-mail elections.

SECTION 10. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed, and directed to give further or additional notice of the election in time, form, and manner as required by law.

*DRAFT Exhibit A to Council Resolution
Calling for the November 2013 General City Election*

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA BARBARA AUTHORIZING THE CITY ADMINISTRATOR TO TRANSFER CITY-OWNED PARK REAL PROPERTY LOCATED ADJACENT TO THE JOHN C. FREMONT UNITED STATES ARMY RESERVE CENTER TO THE UNITED STATES GOVERNMENT IN EXCHANGE FOR A CONCURRENT TRANSFER OF REAL PROPERTY ALONG STATE STREET AND OWNED BY THE UNITED STATES GOVERNMENT TO THE CITY OF SANTA BARBARA PURSUANT TO THE REQUIREMENTS OF CITY CHARTER SECTION 520.

UPON THE AUTHORIZATION OF THIS ORDINANCE BY THE VOTERS OF THE CITY, THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS FOLLOW:

SECTION ONE. Upon the duly authorized approval of the exchange of certain real property described herein by a majority of the voters of the City of Santa Barbara as required by City Charter Section 520, the City Council hereby authorizes the Santa Barbara City Administrator to transfer to the United States Government that portion of the City's McKenzie Park adjacent to the John C. Fremont Army Reserve Center in return for and concurrent with a transfer to the City of comparable real property along the City's State Street right of way (and adjacent to the Fremont Reserve Center) by the United States Government, all as such MacKenzie Park and the State Street right of way real properties are described and depicted in the attached map labeled Attachment One.

SECTION TWO. The above-referenced authorized exchange of the real properties described in Attachment One shall be in a form of agreement acceptable to the Santa Barbara City Attorney.

SECTION THREE. The Santa Barbara City Administrator is hereby authorized to accept from the United States Government that certain real property (as depicted in Attachment One) being conveyed by the United States Government to the City in connection with the John C. Fremont Army Reserve Center pursuant to a 1963 lease agreement between the City and the United States Government which lease requires the City to seek City voter approval of this exchange as required by Section 520 of the Charter of the City of Santa Barbara.

