

## RESOLUTION R2014-141

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NAPA, STATE OF CALIFORNIA, CALLING AND GIVING NOTICE OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 4, 2014, FOR THE PURPOSE OF SUBMITTING THREE BALLOT MEASURES TO THE VOTERS TO CONSIDER CHARTER AMENDMENTS RELATING TO THE RURAL URBAN LIMIT (RUL) LINE AND THE CITY'S PERSONNEL SYSTEM; AND SUPPLEMENTING RESOLUTION R2014-93, REQUESTING THE COUNTY REGISTRAR OF VOTERS TO RENDER SPECIFIED SERVICES TO THE CITY RELATING TO THE CONDUCT OF THE GENERAL MUNICIPAL ELECTION

WHEREAS the City of Napa Charter ("City Charter") and Napa Municipal Code Chapter 1.08 govern the General Municipal Election for the City, and provide that the next General Municipal Election will be held on November 4, 2014; and

WHEREAS, pursuant to California Elections Code section 1200, the next statewide general election will be held on November 4, 2014; and

WHEREAS, on June 3, 2014, the City Council adopted Resolution R2014-93 to call and order a General Municipal Election be held on Tuesday, November 4, 2014, for the purpose of electing two members of the City Council, each for a four year term; and

WHEREAS, pursuant to Resolution R2014-93, the City Council also requests that the Board of Supervisors of Napa County consolidate the City's General Municipal Election with the statewide general election on November 4, 2014, and that the Board of Supervisors authorize and direct the County Registrar of Voters to provide services to conduct the General Municipal Election; and

WHEREAS, the City Council also desires to submit to the voters at the General Municipal Election three proposed ballot measures relating to: (1) Measure "A" to amend City Charter Section 180 related to the Rural Urban Limit (RUL) line expansion for the Napa Pipe Property; Measure "B" to amend City Charter Section 76.1 related to the processes for hiring and supervising the Personnel Director; and Measure "C" to amend City Charter Section 75 and 76.1 related to the hiring processes for appointive officers, including the Police Chief, the Fire Chief, and all department heads; and

WHEREAS, in the course of conducting a General Municipal Election on November 4, 2014, it is necessary for the City to request services of the County as set forth in this resolution; and

WHEREAS, the City Council has considered all information related to this matter, as presented at the public meetings of the City Council identified herein, including any supporting reports by City staff, and any information provided during public meetings.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Napa, as follows:

1. The City Council hereby finds that the facts set forth in the recitals to this resolution are true and correct, and establish the factual basis for the City Council's adoption of this resolution.

2. Pursuant to the requirements of the City Charter and the Napa Municipal Code, the City Council hereby calls and orders to be held in the City of Napa, California, on Tuesday, November 4, 2014, a General Municipal Election for the purpose of electing two members of the City Council, each for a four year term (as previously identified in Resolution R2014-93), and for the purposes of submitting ballot measures to the voters for consideration of the following three ballot measures:

a. Measure "A," A Measure expanding the boundaries of the Rural Urban Limit ("RUL") Line to include property commonly known as the "Napa Pipe Property" Within the RUL, through an amendment to City Charter Section 180. The City Council previously approved the ballot measure text and the ballot question, pursuant to Resolution R2014-133. The City Council hereby orders submitted to the voters the following ballot question:

**CITY OF NAPA – MEASURE A**

Shall the City expand the boundaries of the City's rural urban limit line ("RUL") by adding the 154 acre property known as the Napa Pipe Property inside the boundaries of the RUL, through an amendment to City Charter Section 180?	YES
	NO

b. Measure "B," A Measure updating the City's Personnel Systems by replacing the position of a "Personnel Director" (which is currently hired and supervised by the Civil Service Commission) with the position of a "Personnel Manager" (which will be hired and supervised under the provisions applicable to all classified employees), through an amendment to City Charter Section 76.1. The City Council previously approved the ballot measure text and ballot question, pursuant to Resolution R2014-140. The City Council hereby orders submitted to the voters the following ballot question:

**CITY OF NAPA – MEASURE B**

Shall the City update its personnel systems so the Personnel Director will be reclassified as the “Personnel Manager,” who will be hired and supervised by a department head using processes that apply to all classified City employees, through an amendment to City Charter Section 76.1?	YES
	NO

c. Measure “C,” A Measure Updating the City’s Personnel Systems by Clarifying the Hiring Processes for all City Employees Categorized as “Appointive Officers,” including the Police Chief, the Fire Chief, all Department Heads, and all employees in the offices of the City Manager and City Attorney, through an amendment to City Charter Sections 75 and 76.1. The City Council previously approved the ballot measure text and ballot question pursuant to Resolution R2014-140. The City Council hereby orders submitted to the voters the following ballot question:

**CITY OF NAPA – MEASURE C**

Shall the City clarify the authority of the City Manager to hire “appointive officers,” including the Police Chief, the Fire Chief, and all department heads, through an amendment to City Charter Sections 75 and 76.1?	YES
	NO

3. Pursuant to California Elections Code section 10403, the City Council hereby requests that the Board of Supervisors of Napa County (Board of Supervisors) consolidate the City’s General Municipal Election with the statewide general election on November 4, 2014. The offices to be voted upon at the Consolidated General Municipal Election will be two members of City Council, each for a four year term. The three City ballot measures to be voted upon at the Consolidated General Municipal Election are Measures “A,” “B,” and “C,” as defined in this resolution. The City hereby acknowledges that the Consolidated General Municipal Election will be held and conducted in the manner prescribed in California Elections Code section 10418. The City Council hereby requests that the Board of Supervisors issue authorize and direct the County Elections Department to take any and all steps necessary for the holding of the Consolidated General Municipal Election.

4. Pursuant to California Elections Code section 10002, the City Council hereby requests that the Board of Supervisors authorize and direct the County Elections Department to provide such services as may be necessary to properly and lawfully hold and conduct a Consolidated General Municipal Election in the City on November 4, 2014, including, but not restricted to, furnishing indexes and election equipment,

appointing precinct workers and officials, instructing workers and officials, addressing sample ballots for said City election, issuing absentee ballots, establishing and providing early voting, conducting central counting and official canvass, and performing such other acts as may be required, or directed by the City Clerk, subsequent to acceptance of nomination materials by the City Clerk.

5. The City Clerk is hereby authorized and directed to reimburse the County for services performed in accordance with this resolution, when the work is completed and upon presentation to the City of a properly approved bill subject to the approval by the City Clerk.

6. The City Clerk is hereby authorized and directed to coordinate with the County Registrar of Voters to procure and furnish the procurement of any and all official ballots, notices, printed matter and all supplies, equipment, paraphernalia that may be necessary in order to properly and lawfully conduct the Consolidated General Municipal Election. The ballots to be used at the election shall be in form and content as required by law.

7. In all particulars not recited in this Resolution, the General Municipal Election shall be held and conducted as provided by law for holding municipal elections.

8. This resolution provides notice of the time and place of holding the General Municipal Election, and the City Clerk is authorized, instructed and directed to give further or additional notice of the General Municipal Election in time, form, and manner as required by law.

9. The City Clerk is directed to forward a certified copy of this Resolution without delay to the Board of Supervisors and to the County Registrar of Voters.

10. This Resolution shall take effect immediately upon its adoption.

I HEREBY CERTIFY that the foregoing resolution was duly adopted by the City Council of the City of Napa at a public meeting of said City Council held on the 5th day of August, 2014, by the following vote:

AYES: Inman, Pedroza, Techel

NOES: Sedgley

ABSENT: Mott

ABSTAIN: None

ATTEST: \_\_\_\_\_  
Dorothy Roberts  
City Clerk

Approved as to form:

\_\_\_\_\_  
Michael W. Barrett  
City Attorney