

RESOLUTION NO. 2018-66

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FOSTER CITY PROVIDING DIRECTION TO THE CITY CLERK REGARDING ELECTION AND MEASURE AND SETTING PRIORITIES FOR FILING WRITTEN PRIMARY AND REBUTTAL ARGUMENTS REGARDING THE CITY MEASURE SUBMITTED AT THE NOVEMBER 6, 2018 GENERAL MUNICIPAL ELECTION RELATING TO AN INCREASE IN THE TRANSIENT OCCUPANCY TAX

CITY OF FOSTER CITY

WHEREAS, the City Council approved City Resolution No. 2018-46 calling and giving notice of the holding of a General Municipal Election to be held on November 6, 2018 for the election of two members of the City Council as required by the provisions of the laws of the State of California relating to general law cities; and

WHEREAS, the City Council desires to submit to the voters at the election a question relating to increasing the transient occupancy tax; and

WHEREAS, California Elections Code Section 9220 authorizes the City Council, by majority vote, to adopt provisions for the filing or primary arguments for city measures submitted at municipal elections; and

WHEREAS, it is desirable that the General Municipal Election be consolidated with the other county and state elections to be held on the same date, that within the city, precincts, polling places and election offices of the two elections to be the same, that the County Election Department of the County of San Mateo canvass the returns of the General Municipal Election, and that the election be held in all respects as if there were only one election.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Foster City that the City Council does hereby declare, determine and order as follows:

- A. That the City Council has authorized that at the General Municipal Election the measure as set forth below shall be submitted to the voters.

**CITY OF FOSTER CITY
INCREASE OF TRANSIENT OCCUPANCY TAX ON THE
RENT CHARGED TO HOTEL GUESTS
FROM TO NINE AND ONE-HALF PERCENT (9.5%) TO ELEVEN PERCENT (11%)
FOR THE PERIOD OF JANUARY 1, 2019 THROUGH JUNE 30, 2019,
INCREASING TO TWELVE PERCENT (12%) ON JULY 1, 2019 AND
CONTINUING THEREAFTER**

MEASURE _____

To provide funding for vital city services such as police, fire, parks, and infrastructure maintenance, and for unrestricted general revenue purposes, shall the City of Foster City adopt an ordinance increasing the transient occupancy tax paid by hotel guests from the current 9.5% to 11% effective January 1, 2019 through June 30, 2019, increasing to 12% July 1, 2019, providing between approximately \$924,000 and \$981,000 annually, until repealed or amended by voters?	Yes	<input type="checkbox"/>
	No	<input type="checkbox"/>

- B. That the ballots to be used at the election shall be in a form and content as required by law.
- C. That the City Clerk is directed to deliver forthwith certified copies of this resolution to the Clerk of the Board of Supervisor of San Mateo County and to the Registrar of Voters of San Mateo County promptly upon its adoption.
- D. 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 of this measure under the General Municipal Election called under City Resolution No. 2018-46.
- E. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.
- F. 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.
- G. The City Council authorizes the following members of the City Council to file written argument(s) not exceeding 300 words regarding the City Measure as specified above, accompanied by the printed name(s) and signature(s) of the person(s) submitting it, in accordance with Article 4, Chapter 3, Section 9 of the California Elections Code and to change the argument until and including the date fixed by the City Clerk after which no arguments for or against the City measure may be submitted to the City Clerk: clerk@fostercity.org. That pursuant to Sections 9220 and 9285 of the California Elections Code, when the City Clerk has selected arguments for and against the measure which will be printed and distributed to the voters, the City Clerk shall send copies of the argument in favor of the measure to the authors of the argument against, and copies of the argument against to the authors of the argument in favor. The authors may prepare and submit rebuttal arguments not exceeding 250 words. A rebuttal argument may not be signed by more than five (5) authors. The rebuttal arguments shall be filed with the City Clerk not more than 10 days after the final date for filing primary arguments. Rebuttal arguments shall be printed in the same manner as the primary arguments. Each rebuttal

argument shall immediately follow the primary argument which it seeks to rebut.

- H. That all previous resolutions providing for the filing of rebuttal arguments for city measures are repealed.
- I. That the provisions of this Resolution above shall apply only to the General Municipal Election to be held on November 6, 2018 and shall then be repealed.

PASSED AND ADOPTED as a resolution of the City Council of the City of Foster City at the Regular Meeting held on the 16th day of July, 2018, by the following vote:

AYES: Councilmembers Bronitsky, Mahanpour, Perez, Pollard and Mayor Hindi

NOES: None

ABSENT: None

ABSTAIN: None



SAM HINDI, MAYOR

ATTEST:



PRISCILLA TAM, CITY CLERK