



CITY COUNCIL AGENDA STATEMENT



December 11, 2018

File ID: 18-0414

TITLE

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA RECITING THE FACT OF THE SPECIAL MUNICIPAL ELECTION HELD IN THIS CITY ON NOVEMBER 6, 2018, DECLARING THE RESULTS THEREOF, AND OTHER MATTERS AS ARE PROVIDED BY LAW

RECOMMENDED ACTION

Council adopt the resolution.

SUMMARY

The Registrar of Voters has transmitted the certified results of the Special Municipal Election held on November 8, 2016. Elections Code Section 10262(b) requires the City Clerk, as the City elections official, to certify the results of the election to the City Council, which shall adopt a resolution reciting the fact of the election.

ENVIRONMENTAL REVIEW

The Director of Development Services has reviewed the proposed activity for compliance with the California Environmental Quality Act (CEQA) and has determined that this activity is not a "Project" as defined under Section 15378 of the State CEQA Guidelines because it will not result in a physical change to the environment; therefore, pursuant to Section 15060(c)(3) of the State CEQA Guidelines, the activity is not subject to CEQA. Thus, no environmental review is required.

BOARD/COMMISSION/COMMITTEE RECOMMENDATION

Not applicable.

DISCUSSION

A special municipal election was held on November 6, 2018 to select a Mayor, two members of the City Council to represent Districts 1 and 2, and a City Attorney, each for a full term, which will commence upon taking the oath of office, and to submit one ballot measure (Measure Q – Cannabis Business License Tax) to the electorate.

Elections Code Section 10262(b) requires the City Clerk, as the City elections official, to certify the results of the election to the City Council, which shall adopt a resolution reciting the fact of the election. Certified results of the election are attached as Exhibit 1.

The total number of votes received by each candidate and for Measure Q is listed below.

	Number of Votes	Percentage of Votes Cast
MAYOR		
MARY CASILLAS SALAS	54,062	71.86%
HECTOR RAUL GASTELUM	21,175	28.14%
MEMBER OF THE CITY COUNCIL, DISTRICT 1		
JOHN McCANN	11,945	51.66%
MARK BARTLETT	11,178	48.34%
MEMBER OF THE CITY COUNCIL, DISTRICT 2		
JILL M. GALVEZ	8,871	52.50%
STEVE STENBERG	8,027	47.50%
CITY ATTORNEY		
GLEN GOOGINS	43,333	60.32%
ANDREW DEDDEH	28,501	39.68%

MEASURE Q	YES	NO
Shall the measure to impose a business license tax of at least 5%, and up to 15%, of gross receipts on cannabis (marijuana) businesses, and at least \$5, and up to \$25, per square foot on space dedicated to cannabis cultivation, to raise an estimated \$6,000,000 per year, until voters change or repeal it, to fund general City services, including enforcement efforts against cannabis businesses that are operating illegally, be adopted?	48,607 (64.32%)	26,965 (35.68%)

DECISION-MAKER CONFLICT

Staff has reviewed the decision contemplated by this action and has determined that it is not site-specific and consequently, the 500-foot rule found in California Code of Regulations Title 2, section 18702.2(a)(11), is not applicable to this decision for purposes of determining a disqualifying real property-related financial conflict of interest under the Political Reform Act (Cal. Gov't Code § 87100, et seq.).

Staff is not independently aware, and has not been informed by any City Councilmember, of any other fact that may constitute a basis for a decision maker conflict of interest in this matter.

LINK TO STRATEGIC GOALS

The City's Strategic Plan has five major goals: Operational Excellence, Economic Vitality, Healthy Community, Strong and Secure Neighborhoods and a Connected Community. Serving as the elections official and managing the elections process, which forms the foundation of our democratic system of government, is one of the primary functions of the City Clerk. While this process is not specifically associated with one of the

City's strategic goals, carrying out this important function in an ethical, impartial, transparent manner aligns with the City's goals of Operational Excellence and Connected Community.

CURRENT-YEAR FISCAL IMPACT

There is no fiscal impact resulting from declaring the results of an election.

ONGOING FISCAL IMPACT

There is no ongoing fiscal impact resulting from declaring the results of the election.

ATTACHMENTS

Exhibit A - Certified results of the November 8, 2016 election

Staff Contact: Kerry Bigelow