



Agenda Item No. 12c.

Staff Report

Date: July 14, 2022

To: Mayor Kuhl and Council Members

From: Linda Lopez, Town Clerk

Subject: Adoption of Resolution No. 2258 Certifying the Results of the June 7, 2022 Municipal Election

Recommendation

It is recommended that the Town Council adopt Resolution No. 2258 certifying the results of the Municipal Election held on June 7, 2022 which includes passage of Ordinance No. 714 amending Chapter 3.30.020 (Special Tax Imposed) of the Ross Municipal Code.

Background and discussion

The Town has received the Certificate of Election from the Marin County Registrar of Voters declaring the election results of the Municipal Election held in Ross on June 7, 2022, for two Town Council seats and the Paramedic Services Tax Measure.

The attached resolution provides the details of the election results and includes Exhibit A – Certificate of Election, and Exhibit B – Ordinance No. 714.

Attachments

- Resolution No. 2258

TOWN OF ROSS

RESOLUTION NO. 2258

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF ROSS CERTIFYING THE RESULTS OF THE MUNICIPAL ELECTION HELD IN AND FOR THE TOWN OF ROSS, STATE OF CALIFORNIA, ON JUNE 7, 2022

WHEREAS, a General Election was held and conducted in the Town of Ross on Tuesday, June 7, 2022, as required by law; and

WHEREAS, it appears that notice of said election was duly and legally given, that consolidated precincts were properly established, that election officers were appointed and election supplies furnished, and that in all respects said election was held and conducted, and the votes cast thereat received and canvassed, and the returns thereof made and returned in time, form and manner, as required by the Election Code of the State of California providing for and regulating of elections in cities; and

WHEREAS, the Town Council of the Town of Ross has received the Certificate of Election for this election from the Marin County Registrar of Voters and is attached as "Exhibit A".

NOW, THEREFORE BE IT RESOLVED, the Town Council of the Town of Ross does resolve, declare, determine and order as follows:

1. That the whole number of ballots cast in the Town of Ross in said election was 920 which comprised 54.21% of the registered voters (1,697).

2. That the total number of votes cast throughout the Town of Ross for the two vacant seats on the Town Council were as follows:

Julie McMillan	548	(37.08%)
Elizabeth Robbins	509	(34.44%)
Nicholas Skewes-Cox	421	(28.48%)

3. That as a result of the election, Julie McMillan and Elizabeth Robbins received the highest number of votes and were elected as Council members to serve a four-year term.

4. That Town of Ross Measure "I" was also voted on at the June 7, 2022 election, with the following results:

<u>Measure</u>	<u>Yes Votes</u>	<u>No Votes</u>
Town of Ross Measure I	776 (87.00%)	116 (13.00%)

5. That as a result of the election, Measure I "Yes" votes received the majority vote, and therefore passed.

6. That with the passage of Measure I, Ordinance No. 714 attached as "Exhibit B", is hereby adopted by the voters of Ross.

7. That the Town Clerk is hereby directed to cause a certified copy of this resolution to be delivered to each candidate; that the Town Clerk shall also administer to each person elected the Oath of Office prescribed in the Constitution of the State of California and shall have them subscribe to it and file it in the office of the Town Clerk. Each and all of the persons so elected shall then be inducted into the respective office to which they have been elected.

The foregoing resolution was duly and regularly adopted by the Ross Town Council at its regular meeting held on the 14th day of July 2022, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

P. Beach Kuhl, Mayor

ATTEST:

Linda Lopez, Town Clerk

EXHIBIT A

CERTIFICATE OF ELECTION


*I, LYNDA ROBERTS, the Registrar of Voters for the County of Marin,
of the State of California, do hereby certify the canvass and statement of the
votes cast in the Statewide Primary Election, held on June 7, 2022.*

*The results of said canvass are detailed in the Statement of Votes,
filed and retained with the Marin County Elections Department.*

The Official Final Results summary is provided herewith.

*IN WITNESS WHEREOF, I have set my hand and affixed my official seal
on this 1st day of July, 2022.*





Registrar of Voters, County of Marin

MARIN COUNTY ELECTIONS DEPARTMENT
STATEWIDE DIRECT PRIMARY ELECTION -JUNE 7, 2022
Official Final Results
Town of Ross - Member, Town Council

Precincts Reported: 1 of 1 (100.00%)

Voters Cast: 920 of 1,697 (54.21%)

Town of Ross Town Council Member

Precincts Reported: 1 of 1 (100.00%)

	Total	
Times Cast	920 / 1,697	54.21%
Candidate	Total	
JULIE A. MCMILLAN	548	37.08%
ELIZABETH ROBBINS	509	34.44%
NICHOLAS SKEWES-COX	421	28.48%
Write-in	0	0.00%
Total Votes	1,478	

**MARIN COUNTY ELECTIONS DEPARTMENT
STATEWIDE DIRECT PRIMARY ELECTION -JUNE 7, 2022
Official Final Results
MEASURE I**

Precincts Reported: 1 of 1 (100.00%)

Voters Cast: 920 of 1,697 (54.21%)

Measure I Town of Ross

Precincts Reported: 1 of 1 (100.00%)

Total		
Times Cast	920 / 1,697	54.21%
Candidate		
Yes	776	87.00%
No	116	13.00%
Total Votes	892	

EXHIBIT B

**TOWN OF ROSS
ORDINANCE NO. 714
AN ORDINANCE OF THE TOWN OF ROSS, CALIFORNIA,
AMENDING CHAPTER 3.30 OF THE ROSS MUNICIPAL CODE TO CONTINUE
THE LEVY OF A SPECIAL TAX TO FINANCE PARAMEDIC SERVICES**

**THE PEOPLE OF THE TOWN OF ROSS, CALIFORNIA DO HEREBY ORDAIN AS
FOLLOWS:**

Section 1. Chapter 3.30.020 is hereby amended to read as follows:

"Section 3.30.020 Special Tax Imposed.

A special tax for the purpose specified in Section 3.30.010 of this chapter shall be imposed on all developed parcels of real property in the Town of Ross for each fiscal year, commencing with fiscal year 2023-2024, as follows:

- a. Residential Uses: \$94.50 per dwelling unit on a parcel for fiscal year 2023-24. Beginning with fiscal year 2023-24, the Town Council may approve an annual increase to said amount not to exceed \$3.00 annually to a maximum of \$103.50 for fiscal year 2026-27. For the purposes of this chapter, a dwelling unit means a building designed for or occupied by one family, including a dwelling unit under construction. A residential second unit duly registered with the Town of Ross, or any structure accessory to the primary dwelling, which is used for occupancy by family members, occasional guests, or servants, is not a dwelling unit for the purposes of this chapter.
- b. Non-Residential Uses: \$94.50 per 1,500 square feet of structure on the parcel for fiscal year 2023-24. Beginning with fiscal year 2024-25, the Town Council may approve an annual increase to said amount not to exceed \$3.00 annually to a maximum of \$103.50 for fiscal year 2026-27.

The records of the Marin County Assessor as of March 1st of each year shall determine the use and improvement of each parcel for the calculation of the special tax applicable to that parcel in the following fiscal year.

For the purposes of this chapter, the term "parcel" shall mean a parcel of real property having a separate assessor's parcel number as shown on the last equalized assessment roll of Marin County."

Section 2. Chapter 3.30.080 is hereby amended to read as follows:

"Section 3.30.080 Termination of Provisions.

This chapter shall be null and void as of twelve o'clock midnight, June 30, 2027, and shall have no force and effect whatsoever after said time and date. Notwithstanding the previous sentence, section 3.30.050, relating to the collection and enforcement of liens or obligations for the special tax previously levied hereunder, shall continue in effect until such time as the collection and enforcement procedures have been completed."

Section 3. The appropriations limit of the Town of Ross established under Article XIII B, Section 6 of the California Constitution shall be increased by the proceeds received from the special tax imposed by this ordinance. Any future increases in the appropriations limit shall be approved by a majority vote of the voters voting thereon.

Section 4. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid or unconstitutional by any court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any other provision or applications, and to this end the provisions of this ordinance are declared to be severable. The Town Council, and the electorate by referendum, do hereby declare that they would have adopted this ordinance and each section, subsection, sentence, clause, phrase, part or portion thereof, irrespective of the fact that any one or more sections, subsections, clauses, phrases, parts or portions thereof, be declared invalid or unconstitutional.

Section 5. This ordinance shall be adopted and become effective only if approved by two-thirds of the voters voting thereon, at an election to be held on June 7, 2022.

Section 6. The Mayor is hereby authorized to attest to the adoption of this ordinance by signing where indicated below.

I hereby certify that the foregoing ordinance was PASSED, APPROVED AND ADOPTED by the people of the Town of Ross voting on the 7th day of June 2022.

By:

P. Beach Kuhl, Mayor

ATTEST:

Linda Lopez, Town Clerk