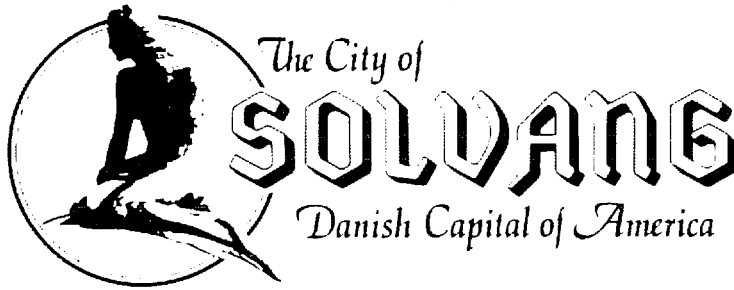


12-00570



JUN 26 2012

COUNTY OF SANTA BARBARA
 DEPARTMENT OF REGISTRATION
 2012 JUN 13 AM 11:09

June 13, 2012

Mr. Michael Allen
 Office of the County Administrator
 105 East Anapamu Street, Room 407
 Santa Barbara, Ca. 93101-2065

Dear Mr. Allen:

Attached please find the original and seven (7) copies of Resolution No. 12-898 requesting consolidation with the County of Santa Barbara in the General Municipal Election to be held on Tuesday, November 6, 2012.

If you have any questions, please feel free to call.

Sincerely,

Mary Ellen Rio
 Mary Ellen Rio, CMC
 City Clerk

Enclosure

cc: Santa Barbara County Elections

RESOLUTION NO. 12-898

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOLVANG,
CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY
OF SANTA BARBARA TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION
TO BE HELD ON TUESDAY, NOVEMBER 6, 2012 WITH THE STATEWIDE
GENERAL ELECTION TO BE HELD ON THE DATE PURSUANT TO SEC. § 10403
OF THE ELECTIONS CODE**

WHEREAS, under the provisions of the laws relating to Charter Cities in the State of California, a General Municipal Election shall be held on November 6, 2012 for the purpose of electing a Mayor with a two (2) year term and two (2) Members of the Solvang City Council with four (4) year terms; and

WHEREAS, the City Council is submitting to the voters the question relating to increasing the Transient Occupancy Tax; and

WHEREAS, it is desirable that the General Municipal election be consolidated with the Statewide General election to be held on the same date and that within the city the precincts, polling places and election officers of the two elections be the same and that the county election department of the County of Santa Barbara 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, THE CITY COUNCIL OF THE CITY OF SOLVANG
DOES HEREBY RESOLVE, DECLARE, DETERMINE AND REQUEST AS FOLLOWS:**

SECTION 1. That pursuant to the requirements of Section § 10403 of the Elections Code, the Board of Supervisors of the County of Santa Barbara is hereby requested to consent and agree to the consolidation of a General Municipal Election with the Statewide General Election on Tuesday, November 6, 2012, for the following purposes:

- A. For the purpose of electing a Mayor with a two (2) year term and two (2) Members of the Solvang City Council for the full term of four (4) years.

SECTION 2. That a measure is to appear on the ballot as follows: (attached Exhibit A)

SHALL THE GENERAL TRANSIENT OCCUPANCY TAX ON VISITORS TO HOTELS & MOTELS BE INCREASED FROM 10% TO 12%	YES
	NO

SECTION 3. That the Board of Supervisors is requested to direct the County Elections Division to take any and all steps necessary for the conducting of the consolidated election.

THE CITY COUNCIL REQUESTS THAT THE COUNTY ELECTIONS OFFICE TAKE ALL ACTIONS NECESSARY TO CONDUCT THE ELECTION:

SECTION 4. That the City of Solvang recognizes that additional costs will be incurred by the County by reason of this consolidation and agrees pursuant to Section § 10002 of the Elections Code to reimburse the County in full for the cost of services performed upon presentation of a bill.

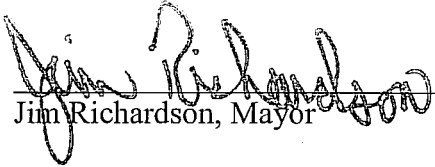
SECTION 5. That the City will be providing the following services:

- (a) Notice of election will be published, in time, form and manner required by Law.
- (b) Accept and process official candidate nomination papers which include verification as to whether candidate statements and ballot designations meet all legal requirements.
- (c) Upon Election Officials certification, issue certificates of election.
- (d) Take any other action necessary that is not the responsibility of the County Elections Official.

SECTION 6. The City Council recognizes that the County Elections Official will be Providing the following services:

- (a) Verify Nomination petitions as requested.
- (b) Designate polling places and provide supplies and equipment.
- (c) Appoint and train election officers.
- (d) Furnish any and all official ballots, sample ballots, notices, and printed Material.
- (e) Provide and process absentee voter requests
- (f) Provide polling places for the election which shall be open at seven o'clock a.m. of the day of the election and shall remain open continuously until eight o'clock p.m. of the same day when the polls shall be closed, except as provided in Section 14401 of the Elections Code.
- (g) Ensure that the ballots used at the election are in the proper form and content required by law.
- (h) Count ballots and canvass the returns.
- (i) Declare results and certify election.
- (j) Take any other action necessary in order to properly and lawfully conduct the election.
- (k) Prepare and mail all invoices regarding election costs.

PASSED, APPROVED AND ADOPTED this 11th day of June 2012.


Jim Richardson, Mayor

ATTEST:


Mary Ellen Rio, City Clerk

I, Mary Ellen Rio, City Clerk of the City of Solvang, do hereby certify that the foregoing Resolution was duly adopted by the City Council of the City of Solvang at a regular meeting held on the 11th day of June 2012, by the following vote of the Council:

AYES: Mayor Richardson, Council Members Duus, Jamieson, Palmer and Wood

NOES:

ABSTAIN:

ABSENT:


Mary Ellen Rio, City Clerk

**AN ORDINANCE BY THE VOTERS OF THE CITY OF
SOLVANG AMENDING SECTION 3-2-2 OF CHAPTER 2
TITLE 6 OF THE SOLVANG MUNICIPAL CODE
PERTAINING TO THE CITY OF SOLVANG TRANSIENT
OCCUPANCY TAX**

SECTION 1. ENACTMENT

Amending Section 3-2-2 (Tax Imposed) of Chapter 2 of Title 3 of the Solvang Municipal Code is hereby amended to read as follows:

3-2-2: TAX IMPOSED:

(a) For the privilege of occupancy in any hotel, each transient is subject to and shall pay a tax in the amount of twelve percent (12%) of the rent charged or twelve percent (12%) of the value of the complimentary room calculated on the average monthly room rate. Such tax constitutes a debt owed by the transient to the city, which is extinguished only by payment to the operator or to the city. The transient shall pay the tax to the operator of the hotel at the time the rent is paid. If the rent is paid in installments, a proportionate share of the tax shall be paid with each installment. The unpaid tax shall be due upon the transient's ceasing to occupy space in the hotel. If for any reason the tax is not paid to the operator of the hotel, the finance department may require that such tax shall be paid directly to the finance department.

SECTION 2. SEVERABILITY

If any provision of this Section or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Section which can be given

effect without the invalid provision or application, and to this end the provisions of this Section are severable.

SECTION 3. EFFECTIVE DATE

This Ordinance shall be in force and take effect ten (10) days after the official canvas of the November 6, 2012 Election.

ADOPTED at a regular meeting of the City Council held this 11th day of June 2012 on motion of Council Member Duus, seconded by Council Member Jamieson, and on the following roll call vote, to wit:

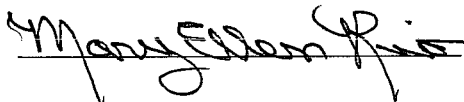
AYES: Mayor Richardson, Council Members Duus, Jamieson and Wood

NOES: Council Member Palmer

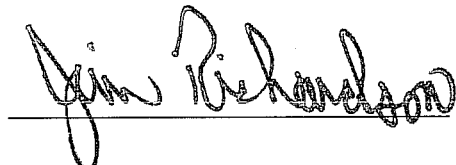
ABSENT:

ABSTAIN:

ATTEST:



Mary Ellen Rio, City Clerk



Jim Richardson, Mayor