

RESOLUTION NO. 2024-

A RESOLUTION OF THE NAPA COUNTY BOARD OF SUPERVISORS, STATE OF CALIFORNIA CONSOLIDATING THE MUNICIPAL ELECTIONS OF THE CITY OF AMERICAN CANYON, THE CITY OF CALISTOGA, THE CITY OF NAPA, THE CITY OF SAINT HELENA, THE TOWN OF YOUNTVILLE, , THE NAPA COUNTY REGIONAL PARK AND OPEN SPACE DISTRICT, AND MEASURES FOR NAPA VALLEY UNIFIED SCHOOL DISTRICT, CITY OF NAPA, THE CITY OF SAINT HELENA AND THE BAY AREA HOUSING FINANCE AUTHORITY, WITH THE STATEWIDE PRESIDENTIAL GENERAL ELECTION TO BE HELD ON NOVEMBER 5, 2024 AND DIRECTING THE REGISTRAR OF VOTERS AND ELECTIONS DIVISION TO CONDUCT THOSE ELECTIONS

WHEREAS, Elections Code sections 10400 and 10401 provide that municipal and district elections may be consolidated with a statewide election if ordered by the Board of Supervisors; and

WHEREAS, Elections Code section 10402.5 provides that municipal and district elections must be consolidated with a statewide election that is to be held on the same date; and

WHEREAS, Elections Code sections 1000 and 1001 provide that elections held on the first Tuesday after the first Monday in November of even-numbered years are statewide election dates and therefore November 5, 2024, is a statewide election date; and

WHEREAS, Elections Code section 10403 provides that whenever an election called by a municipality for the submission of any question or proposition is to be consolidated with a statewide election, and the question or proposition is to appear on the same ballot as that provided for the statewide election, the municipality shall, at least 88 days prior to the date of the election, file with the Board of Supervisors, and a copy with the elections official, a resolution of its governing board requesting the consolidation, and setting forth the exact form of any question or proposition to be voted upon at the election as it is to appear on the ballot; and

WHEREAS, the City of American Canyon; the City of Calistoga; the City of Napa; the City of Saint Helena and the Town of Yountville have adopted the required Resolutions, on file with the Clerk of the Board of Supervisors, calling general municipal elections for the election of municipal officers, to be consolidated with the November 5, 2024 statewide general election; and

WHEREAS, the City of Saint Helena included in its Resolution 2024-15, a requirement that its municipal election shall include Ballot Measures A1, A2 and B; and

WHEREAS, the City of Napa included in its Resolution No. R2024-058 a requirement that its municipal election shall include a ballot Measure G; and

WHEREAS, the Napa County Regional Park and Open Space District (“Park District”) has adopted and submitted a resolution asking the Board of Supervisor to consolidate the Park District governing board election with the November 5, 2024 election; and

WHEREAS, the governing board of the Napa Valley Unified School District (the "NVUSD") has adopted Resolution No. 24-31 calling an election to authorize the issuance of school bonds with respect to NVUSD Facilities Improvement District No.1 and asking the Board of Supervisor to consolidate the NVUSD bond election Measure B with the November 5, 2024 election; and

WHEREAS, the tax rate statement required of NVUSD per Elections Code section 9401 has been filed in a timely manner with the Registrar of Voters; and

WHEREAS, the County received a proposed regional ballot measure No. 4 (Resolution No. 34) from the Bay Area Housing Finance Authority ("BAHFA") for an affordable housing general obligation bond in the amount of \$20 billion, to be consolidated with the November 5, 2024 general election; and

WHEREAS, Government Code section 64521 provides that if BAHFA proposes a measure that will generate revenues and requires voter approval pursuant to the California Constitution, the board of supervisors of the county or counties in which BAHFA has determined to place the measure on the ballot shall call a special election on the measure and shall consolidate the measure with the next regularly scheduled statewide election; and

WHEREAS, the tax rate statement required of BAHFA per Elections Code section 9401 has been filed in a timely manner with the Registrar of Voters; and

WHEREAS, Elections Code section 10400 et seq. applies to the municipal and district elections and accordingly applies to the elections called by the Cities and Town within Napa County, to the bond election called by NVUSD (via Education Code section 15121), and to the Park District election; and

WHEREAS, pursuant to Government Code section 64521(b), BAHFA is considered a district and Elections Code section 10400 et seq. also applies to the election concerning the BAHFA measure; and

WHEREAS, the Cities of St. Helena, Napa, American Canyon, Calistoga, the Town of Yountville, the Park District, NVUSD, and BAHFA (collectively "Agencies") each have timely filed the required resolutions with the Clerk of the Board of Supervisors requesting that their respective elections be consolidated with the November 5, 2024, statewide general election; that their respective measures be included on the ballot, and that the Elections Division of the Assessor-Recorder-County Clerk's Office be directed to conduct the elections; and

WHEREAS, the Agencies have agreed to reimburse Napa County in full for the election services performed by the Registrar of Voters ("Registrar") upon presentation of a bill for election services to the municipalities and the districts; and

WHEREAS, the Board believes consolidating the above-mentioned elections, including the ballot measures, with the statewide general election would be cost effective and is the most appropriate manner in which to proceed.

NOW, THEREFORE, BE IT RESOLVED that the Napa County Board of Supervisors, hereby orders and proclaims that the November 5, 2024 general municipal elections, the Park

District governing board election, the BAHFA bond election and the NVUSD bond election shall be consolidated with the November 5, 2024, statewide general election and the aforementioned ballot measures shall appear on the ballot.

BE IT FURTHER RESOLVED that the following question, which the City of Napa has designated as Measure G, shall be submitted to the City of Napa voters, as set forth in the City Resolution R2024-58. The Registrar is hereby instructed to place the question on the ballot at said election in substantially the following form:

City of Napa Measure G

<p>“To protect/maintain funding (that The State of California cannot take) for City of Napa services including: repairing potholes/streets; maintain parks, recreation, senior/youth programs; protecting water quality; supporting police with mental health response team for nonviolent calls; upgrading fire stations with lifesaving equipment; homeless encampment cleanups; constructing essential facilities; enhancing fire protection; general government use; shall the City of Napa measure be adopted levying a 1C sales tax, raising \$22,000,000 annually, until ended by voters, including independent audits/citizen oversight?”</p>	Yes
	No

BE IT FURTHER RESOLVED that the following question, which the City of St. Helena has designated as Ballot Measures A1, A2 and B shall be submitted to the voters of the City of St. Helena, as set forth in the City Resolution 2024-105. The Registrar is hereby instructed to place the question on the ballot at said election in substantially the following form:

City of St. Helena Ballot Measure A1

<p>“To enhance local control over funding essential City services and generate funds that must stay local, shall the City of St. Helena Charter be adopted to establish St. Helena as a charter city with the ability to adopt local funding measures subject to voter approval, such as an increased real property transfer tax that could fund needed infrastructure improvement and public safety services throughout the City?”</p>	Yes
	No

City of St. Helena Ballot Measure A2

<p>“To fund essential City services including repairing local streets/potholes, downtown sidewalks/infrastructure, maintaining emergency/fire response/evacuation routs, for general government use, shall St Helena adopt a measure establishing a graduated real property transfer tax ranging from 1.5% - 3% of purchase price on sales over \$1,000,000 to be paid only by property buyers/sellers generating approximately \$5,300,000 annually until ended by voters, all funds staying in St.</p>	Yes
	No

Helena/cannot be taken by the state, be adopted?	
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City of St. Helena Ballot Measure B

“Shall a measure to amend the St. Helena General Plan 2040, the St. Helena Zoning Map, and the St. Helena Municipal Code to create a Winery and Planned Agrotourism Overlay to allow resort hotel development on certain large winery property within the City be adopted?”	Yes
	No

BE IT FURTHER RESOLVED that the following question, which NVUSD has designated as Measure B, shall be submitted to the voters of NVUSD Improvement District No.1, as set forth in the Attachment A to NVUSD Resolution NO. 24-31. The Registrar is hereby instructed to place the question on the ballot at said election in substantially the following form:

NVUSD Facilities Improvement District No. 1 Ballot Measure B

“To provide safe, modern schools for all Napa students by upgrading aging classrooms; repairing deteriorating roofs, plumbing, electrical; removing asbestos/hazardous materials; and modernizing science, math, technology, engineering, career technical education/skilled trades labs, shall Napa Valley Unified School District Facilities Improvement District #1’s measure authorizing \$230,000,000 in bonds at legal rates be adopted, levying \$22/\$100,000 assessed value while bonds are outstanding (averaging \$24,700,000 annually that cannot be taken by the State) with citizen oversight, annual audits, and no funds for administrators?”	Yes
	No

BE IT FURTHER RESOLVED that pursuant to Government Code section 64521, the Board of Supervisors of Napa County hereby orders and proclaims that the question of whether the BAHFA Measure should be adopted, shall be submitted to the voters of Napa County, at an election to be held and conducted on the 5th day of November, 2024; and

BE IT FURTHER RESOLVED that the following question, which has been provided by BAFHA, shall be submitted to the voters in Napa County. The Registrar is hereby instructed to place the question on the ballot at said election in substantially the following form, as provided in BAHFA Resolution No.34:

BAHFA Affordable Housing General Obligation Bond Measure

<p>“BAY AREA AFFORDABILITY PLAN. To address housing affordability and reduce homelessness by:</p> <ul style="list-style-type: none"> • providing an estimated 70,000 affordable apartments/homes; • creating homes near transit, jobs, and stores; • converting vacant lots/blighted properties into affordable housing; and • providing first-time homebuyer assistance: 	Yes
<p>Shall the measure issuing \$20,000,000,000 in bonds at legal rates, levying an estimated \$19 per \$100,000 of assessed valuation generating \$670,000,000 annually while bonds are outstanding, and requiring public reporting, independent audits/citizens oversight, be adopted?</p>	No

BE IT FURTHER RESOLVED that the polls shall be open from the hours of 7:00 a.m. to 8:00 p.m. on Election Day. The manner of holding the election and the procedure for voting for and against the Measures presented shall be as set forth in the Elections Code for local municipal elections which are consolidated with a statewide general election.

BE IT FURTHER RESOLVED that all precincts established and all election officers appointed for the November 5, 2024 statewide general election shall be the precincts and election officers for the municipal and district elections, and the election officers shall conduct the election and make return thereof according to law.

BE IT FURTHER RESOLVED that the entire text of City of Napa Measure G, City of St. Helena Measures A1, A2, NVUSD Measure B, and the BAHFA Measure, shall be printed in the voter information section of the appropriate voter information guide.

BE IT FURTHER RESOLVED that the tax rate statement for the NVUSD Measure B and the tax rate statement for the BAHFA Measure, shall be printed in the sample voter information pamphlet.

BE IT FURTHER RESOLVED that the BAHFA Measure shall be stated separately in the ballot from state and local measures; and

BE IT FURTHER RESOLVED that the Registrar conducting the election may publish a notice of the election in a newspaper of general circulation within the County not later than fifty (50) days prior to the election.

BE IT FURTHER RESOLVED that, for NVUSD Measure B, the impartial analysis by the County Counsel in the form required by subparagraph (b) of Elections Code section 9160 shall be prepared on or before August 9, 2024, and filed with the Registrar at the Office of the Registrar, 1127 1st St. Ste E., Napa, California, 94559, no later than 5:00 p.m. on said day and included in the voter information portion of the sample ballot as required by Elections Code section 9160.

BE IT FURTHER RESOLVED that, with respect to NVUSD Measure B, the final date for submission to the Registrar of Voters of arguments not to exceed 300 words in length for or against the measure shall be August 16, 2024, and such arguments shall be submitted to the Registrar at the Office of the Registrar, 1127 1st St. Ste E, Napa, California, 94559, no later than

4:30 p.m. on said day and included in the voter information portion of the sample ballot as required by Elections Code section 9162.

BE IT FURTHER RESOLVED that, with respect to NVUSD Measure B, the final date for submission to the Registrar of Voters of rebuttal arguments for or against the measure, to the extent rebuttal arguments are permitted by section 9167 of the Elections Code, shall be August 23, 2024, and such arguments shall be submitted to the Registrar at the Office of the Registrar, 1127 1st St. Ste E, Napa, California, 94559, no later than 5:00 p.m. on said day and included in the voter information portion of the sample ballot as required by Elections Code section 9167.

BE IT FURTHER RESOLVED that the request of the Agencies, as set forth in their respective resolutions is approved and the Elections Division of the Assessor-Recorder-County Clerk Department is hereby authorized and directed to procure and furnish those election services requested as is more fully set forth in the aforementioned resolutions.

BE IT FURTHER RESOLVED that the Registrar is directed to submit to the Agencies a billing for the election services provided by the Elections Division of the Assessor-Recorder-County Clerk Department in conformity with Elections Code section 10002 and Government Code section 64521(h)(1).

THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED by the Napa County Board of Supervisors, State of California, at a regular meeting of the Board held on the 6th day of August 2024, by the following vote:

AYES: SUPERVISORS
 NOES: SUPERVISORS
 ABSTAIN: SUPERVISORS
 ABSENT: SUPERVISORS

NAPA COUNTY, a political subdivision of the State of California

By: _____
 JOELLE GALLAGHER, Chair of the Board of Supervisors

<p>APPROVED AS TO FORM Office of County Counsel</p> <p>By: <u>S Darbinian</u> Deputy County Counsel</p> <p>Date: July 25, 2024</p>	<p>APPROVED BY THE NAPA COUNTY BOARD OF SUPERVISORS</p> <p>Date: _____ Processed By: _____ _____ Deputy Clerk of the Board</p>	<p>ATTEST: NEHA HOSKINS Clerk of the Board of Supervisors</p> <p>By: _____</p>
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