

**RESOLUTION NO.**

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF NAPA COUNTY, STATE OF CALIFORNIA, ORDERING A SPECIAL ELECTION AND CONSOLIDATING SAME WITH THE JUNE 7, 2022 PRIMARY ELECTION. THE PURPOSE OF THE ELECTION IS TO ENABLE THE VOTERS OF NAPA COUNTY TO APPROVE OR REJECT ORDINANCE NO. 2022-01, KNOWN AS THE NAPA COUNTY WILDFIRE PREVENTION AND SUPPRESSION MEASURE (MEASURE L) ESTABLISHING A TRANSACTIONS AND USE TAX FOR ENHANCED FIRE SERVICES AND PROGRAMS**

WHEREAS, subparagraph (b) of section 2 of Article XIIC of the California Constitution provides that no local government may impose, extend, or increase any special tax unless and until that tax is submitted to the electorate and approved by a two-thirds (2/3) vote; and

WHEREAS, Section 53721 of the Government Code provides that all taxes are either special taxes or general taxes, and that special taxes are taxes imposed for certain purpose; and

WHEREAS, Section 53722 of the Government Code provides that a local government may not impose any special tax unless and until such special tax is submitted to the electorate of the local government and approved by a two-thirds (2/3) vote of the voters voting in an election on the issue; and

WHEREAS, Section 53724 of the Government Code provides that any such special tax shall be proposed by an ordinance or resolution of the legislative body of the local government and that the ordinance or resolution proposing such tax shall include the type of tax and rate of tax to be levied, the method of collection, and the date upon which an election shall be held on the issue; and

WHEREAS, proposed Ordinance No. 2022-01, adopted by the Board on March 8, 2022, meets the requirements of Section 53724 and, if the voters of Napa County approve same by a two thirds vote, will impose a one-quarter of one per cent (.25%) retail transactions and use tax for ten (10) years; and

WHEREAS, in compliance with the statutory provisions referenced above, the Board hereby proposes that the voters of Napa County be provided the opportunity to enact or reject Ordinance No. 2022-01; and

WHEREAS, the Board concludes that under the circumstances the most appropriate date to order the election is June 7, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Napa County, State of California, pursuant to the provisions of Elections Code section 12001, hereby orders and proclaims that the question of whether proposed Ordinance No. 2022-01 should be approved shall be submitted to the voters of Napa County at a special election as County

Measure “L,” to be held and conducted on the 7th day of June, 2022. The manner of holding the election and the procedure for voting for and against the question presented shall be as set forth in the Elections Code for a local county special election which is consolidated with a statewide primary election.

BE IT FURTHER RESOLVED that said special election shall be, and it is, hereby consolidated with the primary election to be held on said day, and all precincts established, and all election officers appointed for said statewide election shall be the precincts and election officers for said special election, and said election officers shall conduct said election and make the return thereof according to law.

BE IT FURTHER RESOLVED that Elections Code section 9160, et seq., shall apply to this special election.

BE IT FURTHER RESOLVED that, in accordance with section 13119 of the Elections Code, Measure L be submitted on the ballot at said statewide primary election, and that the Registrar of Voters be, and hereby is, instructed to place the same on the ballot at said election in the following form:

**Shall Ordinance No. 2022-01 be enacted? (To enhance local fire protection and reduce wildfire risk in Napa County by: ensuring defensible space around homes, neighborhoods, and businesses; creating fuel breaks; reducing vegetation and flammable brush; improving early wildfire detection and suppression systems; and, clearing emergency access roads for first responders and residents, shall Napa County establish a ¼ cent sales tax for 10 years, providing approximately \$10,000,000 annually, with citizen oversight, independent annual audits, and all revenue staying local?)**      Yes       No

BE IT FURTHER RESOLVED that notice be, and it hereby is, given that the final date for submission to the Registrar of Voters of arguments not to exceed 300 words in length for or against Measure L shall be Friday, March 18, 2022, and that such arguments shall be submitted to the Registrar at the Office of the Registrar, 1127 1<sup>st</sup> St. Ste E, Napa, California, 94559, no later than 4:30 p.m. on said day.

BE IT FURTHER RESOLVED that the final date for submission to the Registrar of Voters of rebuttal arguments for or against Measure L to the extent rebuttal arguments are permitted by section 9167 of the Elections Code, shall be Friday, March 25, 2022 and that such arguments shall be submitted to the Registrar at the Office of the Registrar, 1127 1<sup>st</sup> St. Ste E, Napa, California, 94559, no later than 5:00 p.m. on said day.

BE IT FURTHER RESOLVED that the impartial analysis by the County Counsel in the form required by Elections Code section 9160 (b) for each measure shall be prepared and filed with the Registrar of Voters on or before 5:00 p.m., Friday, March 11, 2022.

BE IT FURTHER RESOLVED that a fiscal impact statement by the Auditor-Controller which is authorized by Elections Code section 9160(c) is not required.

BE IT FURTHER RESOLVED that the entire text of Measure L shall not be printed on the ballot, but shall be printed in the voter information portion of the sample ballot.

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

THE FOREGOING RESOLUTION was duly and regularly adopted at a regular meeting of the Board of Supervisors of the County of Napa, State of California, held on the 8th day of March, 2022 by the following vote:

AYES: SUPERVISORS \_\_\_\_\_

\_\_\_\_\_

NOES: SUPERVISORS \_\_\_\_\_

ABSENT: SUPERVISORS \_\_\_\_\_

\_\_\_\_\_  
 RYAN GREGORY, Chair of the  
 Napa County Board of Supervisors

<p>APPROVED AS TO FORM          Office of County Counsel</p> <p>By: S. Darbinian          Date: March 3, 2022</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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