



Town of Atherton

CITY COUNCIL STAFF REPORT – SPECIAL MEETING

**TO: HONORABLE MAYOR AND CITY COUNCIL
GEORGE RODERICKS, CITY MANAGER**

FROM: THERESA N. DELLASANTA, CITY CLERK

DATE: DECEMBER 4, 2013

**SUBJECT: ADOPTION OF A RESOLUTION DECLARING THE RESULTS OF THE
CONSOLIDATED MUNICIPAL, SCHOOL AND SPECIAL DISTRICT
ELECTION TO FILL ONE SHORT-TERM COUNCIL SEAT AND FOR
MEASURE “X” ADOPTED BY THE VOTERS ON NOVEMBER 5, 2013**

RECOMMENDATION

Adopt Resolution 13-xx declaring the results of the election held on November 5, 2013 to fill one short-term Council seat.

Adopt Resolution 13-xx declaring the results of Measure “X” adopted by the voters on November 5, 2013.

ANALYSIS

A special election was held in Atherton on November 5, 2013. The election was a combined consolidated municipal, school and special district election. The San Mateo County Election Officer canvassed the election. On December 2, 2013, Chief Elections Officer Mark Church certified the results of the election. The Official Certification of results is attached.

Section 10262 of the California Elections Code requires that upon certification of the results of an election by the County Election Department, the City Council shall meet to declare the results of the election. This action may be taken at the next regular council meeting or at a special meeting called for that purpose. The Council is required to adopt a resolution in accordance with Sections 10262 and 10264 of the Elections Code, and the City Clerk is required to enter into the minutes a statement of the results.

Attachments: Resolution
Certification of Results

RESOLUTION NO. 13-xx

**A RESOLUTION OF THE CITY COUNCIL OF THE TOWN OF ATHERTON
DECLARING THE RESULTS OF THE CONSOLIDATED MUNICIPAL,
SCHOOL AND SPECIAL DISTRICT
ELECTION FOR A SHORT-TERM COUNCIL SEAT
HELD ON NOVEMBER 5, 2013**

WHEREAS, a Special Election was held within the Town of Atherton on November 5, 2013; and

WHEREAS, notice of the election was given in a time, form and manner as provided by law; that voting precincts were properly established; that election officers were appointed and that in all respects the election was held and conducted and the votes were cast, received, and canvassed and the returns made and declared in the time, form and manner as required by the provisions of the Elections Code of the State of California for the holding of elections in general law cities; and

WHEREAS, that County Elections Officer/Clerk canvassed the return of the election and has certified the results, to this City Council, the results are received, attached and made part hereof as "Exhibit A".

NOW THEREFORE, BE IT RESOLVED,

Section 1.

Early voting totals: 8
Absentee Totals: 1,607
Election Day Totals: 434

Section 2. That the names of the persons voted for at the election for member of City Council are as follows:

Greg Conlon
Diane Beymer-Sandhu
Rick DeGolia

Section 3. That the number of votes given at each precinct and the number of votes given in the City to each of the persons above named for the respective offices for which the persons were candidates (and for and against the measures) were as listed in Exhibit "A" attached.

Section 4. The City Council does declare and determine that the following candidate was elected as Member of City Council for the short-term council seat:

Rick DeGolia, 1,178 votes

Section 5. The City Clerk shall enter on the records of the City Council of the City, a statement of the result of the election, showing: (1) The whole number of ballots cast in the city; (2) The names of the persons voted for; (3) What office each person was voted for; (4) The number of votes given to each person at each precinct; (5) The total number of votes given to each person.

Section 6. That the City Clerk shall immediately make and deliver to each of the persons so elected, a Certificate of Election signed by the City Clerk and authenticated; that the City Clerk shall also administer to each person 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 City Clerk. Each and all of the persons so elected shall then be inducted into the

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized and directed to enter a certified copy of this Resolution and its attachment, reflecting all the matters specified in California Elections Code Section 10264, in the official records of the Town of Atherton.

* * * * *

I hereby certify that the foregoing Resolution was duly and regularly passed and adopted by the City Council of the Town of Atherton at a regular meeting thereof held on the 4th day of December, 2013 by the following vote:

AYES: Council Members:
NOES: Council Members:
ABSENT: Council Members:
ABSTAIN: Council Members:

Elizabeth Lewis
Mayor
Town of Atherton

ATTEST:

Theresa N. DellaSanta, City Clerk

APPROVED AS TO FORM:

William B. Connors, City Attorney

RESOLUTION 13-xx

**A RESOLUTION OF THE CITY COUNCIL OF THE TOWN OF ATHERTON
DECLARING THE RESULTS OF MEASURE “X” VOTED ON AT THE
CONSOLIDATED MUNICIPAL, SCHOOL AND SPECIAL DISTRICT ELECTION
HELD ON NOVEMBER 5, 2013**

WHEREAS, a Special Election was held in the Town of Atherton on Tuesday, November 5, 2013; and

WHEREAS, the conduct of said election was duly delegated to the Chief Elections Officer of the County of San Mateo; and

WHEREAS, notice of the election was given in the time, form and manner as provided by law; voting precincts were properly established; election officers were appointed and in all respects the election was held and conducted and the votes were cast, received, and canvassed and the returns made and declared in the time, form and manner as required by the provisions of the Elections Code of the State of California for the holding of elections in general law cities; and

WHEREAS, the Chief Elections Officer has now certified the results of said election, and said results are truly reflected in the Certificate of Chief Elections Officer dated November 5, 2013, a full, true and correct copy of which is attached hereto as Attachment “A” and by this reference incorporated herein.

NOW, THEREFORE, the City Council of the Town of Atherton, California, does hereby resolve, declare, determine and order as follows:

Section 1. The measure voted upon at the election was as follows:

1. Measure X

“To continue providing funding to maintain neighborhood police patrols and the Town’s ability to respond to emergencies, repairing and maintaining streets, and repairing and constructing storm drains, shall an ordinance be adopted to continue a Special Parcel Tax for four years and allowing for the expenditure of funds derived from such tax?”

Section 2.

The number of YES votes for Measure X was 1,466. The number of NO votes for Measure X was 532.

The number of votes cast at each precinct and the number of votes cast in the Town for and against Measure X are listed in Attachment “A”.

Section 3.

The City Council does declare and determine that as a result of the election, Measure X received the necessary majority “yes” votes of the ballots cast in the election which was required for passage, and thus the measure carried and shall be deemed adopted and ratified, and shall be effective ten (10) days from adoption of this Resolution.

Measure X: Passed

Section 5. The City Clerk shall enter on the records of the City Council of the Town a statement of the result of the election showing: (1) the total number of ballots cast in the Town; (2) the measures voted upon; (3) the number of votes given at each precinct for and against each measure; and (4) the total number of votes for and against each measure.

* * * * *

I hereby certify that the foregoing Resolution was duly and regularly passed and adopted by the City Council of the Town of Atherton at a regular meeting thereof held on the 4th day of December, 2013, by the following vote:

AYES: COUNCILMEMBERS:
NOES: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:
ABSTAIN: COUNCILMEMBERS:

Elizabeth Lewis, Mayor
Town of Atherton

ATTEST:

Theresa N. DellaSanta, City Clerk

APPROVED AS TO FORM:

William B. Connors
City Attorney



Mark Church

Chief Elections Officer & Assessor-County Clerk-Recorder

40 Tower Road
San Mateo, CA 94402
phone 650.312.5222 fax 650.312.5348
email registrar@smcare.org
web www.shapethefuture.org

December 2, 2013

Theresa DellaSanta
City Clerk
Town of Atherton
91 Ashfield Road
Atherton, CA 94027

Subject: Certificate of the Chief Elections Officer for the Consolidated
Municipal, School and Special District Election held on
Tuesday, November 5, 2013

Dear City Clerk DellaSanta:

I am writing to let you know that we have completed the Official Canvass of the vote and I have certified the election results.

Attached hereto is the official Chief Elections Officer's Certification of the November 5, 2013 Election for your jurisdiction that was held in conjunction with the Consolidated Municipal, School & Special District Election.

It has been a pleasure to work with you in conducting this election and I look forward to serving you again in future elections.

Sincerely,

Mark Church

Enclosures

CERTIFICATE OF THE CHIEF ELECTIONS OFFICER

In the Matter of the CANVASS OF VOTE CAST)
at the CONSOLIDATED MUNICIPAL, SCHOOL)
AND SPECIAL DISTRICT ELECTION)
held on November 5, 2013)

I, **MARK CHURCH**, Chief Elections Officer of the County of San Mateo,
State of California hereby certify;

THAT an election was held within the boundaries of the TOWN OF
ATHERTON on Tuesday, November 5, 2013 for the purpose of submitting
Measure X to the qualified electors and; I caused to have processed and
recorded the votes from the canvass of all ballots cast at said election within the
boundaries of the TOWN OF ATHERTON.

I **HEREBY FURTHER CERTIFY** that the record of votes cast at said
election are set forth in Exhibit "A" attached hereto and incorporated herein by
reference as though fully set forth at length.

IN WITNESS WHEREOF, I hereunto affix my hand and seal this 2nd day of
December, 2013, and file this date with the City Clerk of the Town of Atherton.



MARK CHURCH
Chief Elections Officer &
Assessor-County Clerk-Recorder

CERTIFICATE OF THE CHIEF ELECTIONS OFFICER

In the Matter of the CANVASS OF VOTE CAST)
at the CONSOLIDATED MUNICIPAL, SCHOOL)
AND SPECIAL DISTRICT ELECTION)
held on November 5, 2013)

I, **MARK CHURCH**, Chief Elections Officer of the County of San Mateo,
State of California hereby certify;

THAT an election was held within the boundaries of the TOWN OF
ATHERTON on Tuesday, November 5, 2013 for the purpose of electing one (1)
Member to the City Council for a four (4) year term; and I caused to have
processed and recorded the votes from the canvass of all ballots cast at said
election within the boundaries of the TOWN OF ATHERTON.

I HEREBY FURTHER CERTIFY that the record of votes cast at said
election are set forth in Exhibit "A" attached hereto and incorporated herein by
reference as though fully set forth at length.

IN WITNESS WHEREOF, I hereunto affix my hand and seal this 2nd day of
December, 2013, and file this date with the City Clerk for the Town of Atherton.



MARK CHURCH
Chief Elections Officer &
Assessor-County Clerk-Recorder

Exhibit A

9	TOWN OF ATHERTON MEMBERS, CITY COUNCIL													
	Registration	Ballots Cast	Turnout (%)		TOWN OF ATHERTON GREG CONLON	DIANE BEYMER-SANDHU	RICK DEGOLIA							
3005	849	338	39.8		68	73	189							
3006	1,053	483	45.9		112	66	250							
3008	968	297	30.7		59	28	195							
Early Voting Totals	4,943	8	0.2		1	0	7							
Absentee Totals	4,943	1,607	32.5		311	243	931							
Election Day Totals	4,943	434	8.8		81	79	240							
Grand Totals	4,943	2,049	41.5		393	322	1178							

Early Voting Totals 9	TOWN OF ATHERTON MEMBERS, CITY COUNCIL															
	Registration	Ballots Cast	Turnout (%)		TOWN OF ATHERTON GREG CONLON	DIANE BEYMER-SANDHU	RICK DEGOLIA									
13TH SENATORIAL DISTRICT	4,943	8	0.2		1	0	7									
BOARD OF EQUALIZATION - DISTRICT	4,943	8	0.2		1	0	7									
COUNTY OF SAN MATEO	4,943	8	0.2		1	0	7									
SAN MATEO COMMUNITY COLLEGE	4,943	8	0.2		1	0	7									
SEQUOIA UNION HIGH SCHOOL	4,943	8	0.2		1	0	7									
TOWN OF ATHERTON	4,943	8	0.2		1	0	7									
Early Voting Totals	4,943	8	0.2		1	0	7									

Absentee Totals 9	TOWN OF ATHERTON MEMBERS, CITY COUNCIL														
	Registration	Ballots Cast	Turnout (%)		TOWN OF ATHERTON GREG CONLON	DIANE BEYMER-SANDHU	RICK DEGOLIA								
13TH SENATORIAL DISTRICT	4,943	1,607	32.5		311	243	931								
BOARD OF EQUALIZATION - DISTRICT	4,943	1,607	32.5		311	243	931								
COUNTY OF SAN MATEO	4,943	1,607	32.5		311	243	931								
SAN MATEO COMMUNITY COLLEGE	4,943	1,607	32.5		311	243	931								
SEQUOIA UNION HIGH SCHOOL	4,943	1,607	32.5		311	243	931								
TOWN OF ATHERTON	4,943	1,607	32.5		311	243	931								
Absentee Totals	4,943	1,607	32.5		311	243	931								

Grand Totals 9	TOWN OF ATHERTON MEMBERS, CITY COUNCIL														
	Registration	Ballots Cast	Turnout (%)		TOWN OF ATHERTON GREG CONLON	DIANE BEYMER-SANDHU	RICK DEGOLIA								
13TH SENATORIAL DISTRICT	4,943	2,049	41.5		393	322	1178								
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COUNTY OF SAN MATEO	4,943	2,049	41.5		393	322	1178								
SAN MATEO COMMUNITY COLLEGE	4,943	2,049	41.5		393	322	1178								
SEQUOIA UNION HIGH SCHOOL	4,943	2,049	41.5		393	322	1178								
TOWN OF ATHERTON	4,943	2,049	41.5		393	322	1178								
Early Voting Totals	4,943	8	0.2		1	0	7								
Absentee Totals	4,943	1,607	32.5		311	243	931								
Election Day Totals	4,943	434	8.8		81	79	240								
Grand Totals	4,943	2,049	41.5		393	322	1178								

Early Voting Totals 35	TOWN OF ATHERTON MEASURE X													
	Registration	Ballots Cast	Turnout (%)		TOWN OF ATHERTON	YES	NO							
13TH SENATORIAL DISTRICT	4,943	8	0.2		5	3								
BOARD OF EQUALIZATION - DISTRICT	4,943	8	0.2		5	3								
COUNTY OF SAN MATEO	4,943	8	0.2		5	3								
SAN MATEO COMMUNITY COLLEGE	4,943	8	0.2		5	3								
SEQUOIA UNION HIGH SCHOOL	4,943	8	0.2		5	3								
TOWN OF ATHERTON	4,943	8	0.2		5	3								
Early Voting Totals	4,943	8	0.2		5	3								

Absentee Totals 35	TOWN OF ATHERTON MEASURE X														
	Registration	Ballots Cast	Turnout (%)		TOWN OF ATHERTON	YES	NO								
13TH SENATORIAL DISTRICT	4,943	1,607	32.5		1173	403									
BOARD OF EQUALIZATION - DISTRICT	4,943	1,607	32.5		1173	403									
COUNTY OF SAN MATEO	4,943	1,607	32.5		1173	403									
SAN MATEO COMMUNITY COLLEGE	4,943	1,607	32.5		1173	403									
SEQUOIA UNION HIGH SCHOOL	4,943	1,607	32.5		1173	403									
TOWN OF ATHERTON	4,943	1,607	32.5		1173	403									
Absentee Totals	4,943	1,607	32.5		1173	403									

