



**CITY OF ELK GROVE  
CITY COUNCIL STAFF REPORT**

**AGENDA TITLE:** Certification of November 8, 2022 General  
Municipal Election results of Measure E

**MEETING DATE:** December 7, 2022

**PREPARED BY**  
**DEPARTMENT HEAD:** Jason Lindgren, City Clerk

**RECOMMENDED ACTIONS:**

Adopt a resolution certifying the election results of Measure E from the November 8, 2022 General Municipal Election.

**BACKGROUND INFORMATION:**

It is anticipated that on December 7, 2022, the Sacramento County Registrar of Voters will issue the Certificate of Facts disclosing the results of the November 8, 2022 General Municipal Election official canvass of votes for Measure E (an example is provided under Exhibit A to the resolution under Attachment 1, and the finalized certificate will be circulated and included with the final action under the resolution).

**DISCUSSION / ANALYSIS:**

On July 27, 2022, the City Council directed that Ordinance No. 23-2022 be placed before the voters for consideration in the November 8, 2022, General Election. If approved by the voters, the ballot measure would enact a one-cent per dollar sales tax to support general community purposes.

The 2022 General Election results show Measure E with 30,434 (54.30%) of ballots as “yes” votes in favor of the Ordinance, and 25,611 (45.70%) of ballots as “no” votes in opposition of the Ordinance. Measure E required a majority of votes (over 50%) to be approved.

Measure E was approved by the voters. A resolution certifying the election results is submitted for City Council adoption.

**FISCAL IMPACT:**

As a general tax, the new revenue would be deposited in the General Fund and considered general tax revenue. The proceeds would be audited as part of the City's annual audit along with the rest of the City's funds. The City will also be establishing a Citizen Oversight Committee. A one-cent Transactions and Use Tax is estimated to produce approximately \$21.3 million annually.

**ATTACHMENTS:**

1. Resolution
  - a. Exhibit A: Example of the Sacramento County Certificate of Facts regarding Measure E expected on December 7, 2022

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE  
RECITING THE FACTS OF THE GENERAL MUNICIPAL ELECTION HELD ON  
NOVEMBER 8, 2022, AND DECLARING THE RESULTS FOR MEASURE E  
AND SUCH OTHER MATTERS AS PROVIDED BY LAW**

**WHEREAS**, California Constitution Article XIII C, Section 2 provides that no local government may impose, extend or increase any general tax unless and until that tax is submitted to the electorate and approved by a majority vote and that such vote must be consolidated with a City’s general municipal election for members of the City Council; and

**WHEREAS**, the City Council is authorized by California Elections Code Section 9222 to place measures before the voters at the November 8, 2022, Nationwide General Election that would increase the tax by one cent per dollar; and

**WHEREAS**, the City Council adopted Resolution No. 2022-201 for the proposed Measure E to be consolidated with the November 8, 2022, Nationwide General Election, to be held on the same date, and within the City, the polling places and election officers of the two elections to be the same, and that the Sacramento County Voter Registration and Elections Department was directed to canvass the returns of the general election that would be held in all respects as if there were only one election; and

**WHEREAS**, a General Municipal Election was held and conducted in the City of Elk Grove, California, on Tuesday, November 8, 2022, as required by law; and

**WHEREAS**, notice of the election was given in the time, form and manner as provided by law; that candidates were nominated to fill the vacancy or vacancies 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 ballots were cast, received and canvassed and the returns made and declared in 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**, pursuant to Council Resolution No. 2022-124 adopted May 25, 2022, the Sacramento County Registrar of Voters canvassed the returns of the election and has submitted the Certificate of Facts regarding Measure E, attached and made a part hereof as Exhibit A.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ELK GROVE, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:**

**Section 1.** That the following Measure E was submitted to the voters at the election of the City of Elk Grove as follows:

<b>Measure E</b>	
<b>Elk Grove Safety/Quality of Life Measure.</b> To support essential services such as crime reduction; rapid 9-1-1, fire, police, medical emergency/disaster response; keeping public areas safe/clean; addressing homelessness; pothole repair/street/park maintenance; youth crime/gang prevention programs; and other general community purposes; shall the measure establishing a 1¢ sales tax providing approximately \$21,300,000 annually until ended by voters; requiring audits, citizen oversight, public spending disclosures, and all funds locally controlled, be adopted?	
<b>Yes</b>	<b>No</b>

**Section 2.** That the number of votes given for and against Measure E listed in Section 1, are displayed in Exhibit A, attached.

**Section 3.** That the City Council of the City of Elk Grove does declare and determine that, as a result of the election, a majority of the voters voting on Measure E relating to the Elk Grove Safety/Quality of Life Measure **did** vote in favor thereof.

**Section 4.** That the City Clerk shall enter on the records of the City Council of the City of Elk Grove a statement of the result of the election showing: 1) the whole number of ballots cast in the City of Elk Grove, 2) the number of “yes” votes in favor of Measure E, and 3) the number of “no” votes in opposition of Measure E.

**Section 5.** That the City Clerk shall certify to the passage and adoption of this resolution.

**PASSED AND ADOPTED** by the City Council of the City of Elk Grove this 7<sup>th</sup> day of December 2022

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BOBBIE SINGH-ALLEN, MAYOR of the  
CITY OF ELK GROVE

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
JASON LINDGREN, CITY CLERK

\_\_\_\_\_  
JONATHAN P. HOBBS,  
CITY ATTORNEY

# EXHIBIT A

## CERTIFICATE OF FACTS (EXAMPLE)

Certification that **Measure “E”** (shown below) was submitted to the known qualified electors of the **City of Elk Grove** at the General Election held on November 8, 2022:

### **Measure E**

**Elk Grove Safety/Quality of Life Measure.** To support essential services such as crime reduction; rapid 9-1-1, fire, police, medical emergency/disaster response; keeping public areas safe/clean; addressing homelessness; pothole repair/street/park maintenance; youth crime/gang prevention programs; and other general community purposes; shall the measure establishing a 1¢ sales tax providing approximately \$21,300,000 annually until ended by voters; requiring audits, citizen oversight, public spending disclosures, and all funds locally controlled, be adopted?

The results of the Official Canvass conducted by the Sacramento County Voter Registration and Elections Office are as follows:

<b>YES VOTES</b>	<b>NO VOTES</b>
30,434	25,611

And that the conduct of the election and canvass of the ballots was in every respect in accordance with the election laws of the State of California.