



**DATE:** August 11, 2020

**CATEGORY:** New Business

**DEPT.:** City Clerk's Office

**TITLE:** **Withdrawal of the "The Mountain View Homeowner, Renter, and Taxpayer Protection Initiative" Charter Amendment Measure from the November 3, 2020 General Municipal Election**

### **RECOMMENDATION**

Adopt a Resolution Withdrawing the Submission to the Qualified Electors of the City of a Certain Measure Relating to a Proposed Initiative Charter Amendment at the General Municipal Election to be Held on Tuesday, November 3, 2020, as Called by Resolution No. 18474, to be read in title only, further reading waived (Attachment 1 to the Council report).

### **BACKGROUND**

The Mountain View Homeowner, Renter, and Taxpayer Protection Initiative ("Initiative" or "measure") was put forth by John Inks and Bryan Danforth ("Proponents"). The Initiative proposed to amend the City's Charter to modify the Community Stabilization and Fair Rent Act adopted by the voters in November 2016. Following acceptance of the certification of sufficiency of the Initiative petition on November 27, 2018 (Resolution No. 18273), the City Council adopted a resolution on June 23, 2020 calling the General Municipal Election on November 3, 2020 to submit the measure to the voters (Resolution No. 18474).

The Registrar of Voters has notified the City that the initiative measure was assigned measure letter "D."

### **ANALYSIS**

Pursuant to Elections Code Section 9266.5, the Proponents may withdraw the Initiative Charter amendment at any time, up to 88 days before the election (August 7, 2020).

On August 7, 2020, a notice of intent to withdraw the measure was filed with the City Clerk (Exhibit A to Attachment 1).

The adoption of a resolution is required by the Elections Code to effectuate the Proponents’ withdrawal of the measure. Pursuant to Elections Code Section 9605, the City Council must adopt a resolution withdrawing the measure from the General Municipal Election no later than the 83rd day prior to the election (August 12, 2020) to be filed with the County. Following receipt of the resolution, Measure D will be pulled from the November 3, 2020 ballot by the County Registrar of Voters.

### **FISCAL IMPACT**

The Registrar of Voters’ estimate for this measure to be included on the November 3, 2020 ballot is approximately \$72,900, which is budgeted as a Limited-Period item in the City Clerk’s Office Fiscal Year 2020-21 budget with the required legal noticing for the measure. As some components of the measure have already been processed by the County Registrar of Voters, the actual cost will not be confirmed until receipt of the final invoice in early 2021.

### **PUBLIC NOTICING**

Agenda posting and notification to the *Mountain View Voice*, and a copy of the Council report sent to the representative of the measure Proponents and filers of the argument against the measure.

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Attachment: 1. Resolution