

RESOLUTION NO. 20-29,169

A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO ORDER THE CONSOLIDATION OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 3, 2020 WITH THE STATEWIDE GENERAL ELECTION TO BE HELD IN THE COUNTY OF LOS ANGELES THE SAME DAY; TO AUTHORIZE THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO CANVASS THE RETURNS OF SAID GENERAL MUNICIPAL ELECTION; AND TO REQUEST THAT THE REGISTRAR-RECORDER/COUNTY CLERK OF SAID COUNTY BE PERMITTED TO RENDER FULL SERVICES TO THE CITY OF BURBANK RELATING TO THE CONDUCT OF SAID GENERAL MUNICIPAL ELECTION PURSUANT TO CALIFORNIA ELECTIONS CODE SECTION 10403, FOR THE PURPOSE OF SUBMITTING THE "2020 BURBANK JUST CAUSE EVICTION AND RENT REGULATION MEASURE" TO THE VOTERS FOR APPROVAL.

THE COUNCIL OF THE CITY OF BURBANK FINDS:

A. The Council of the City of Burbank (hereinafter Burbank City Council) on June 23, 2020, called a General Municipal Election for November 3, 2020, to elect the candidates to two (2) Offices for Member of the Burbank City Council for a full four (4) year term and the Office of City Treasurer for an unexpired term ending December 2022.

B. An initiative ordinance entitled 2020 BURBANK JUST CAUSE EVICTION AND RENT REGULATION MEASURE (Measure) was certified to the City Council at their July 28, 2020 meeting at which time the City Council ordered a preliminary Elections Code §9212 report.

C. Pursuant to Elections Code Section 9215 and Section 800 of the Burbank City Charter, the City Council desires to submit the Measure to the qualified electors of the City, the proposed Measure is attached hereto as Exhibit A and incorporated herein by reference, by adding it to the City of Burbank's General Municipal Election called for November 3, 2020.

D. It is desirable that the proposed November 3, 2020 General Municipal Election be consolidated with the Statewide General Election in the County of Los Angeles to be held on the same date, pursuant to the authority found in California Elections Code section 10403; and that within the City the precincts, vote centers, and election officers of the elections be the same, and the County Elections Department of the County of Los Angeles canvass the returns of the General Municipal Election and that the election be held in all respects as if there were only one election.

THE COUNCIL OF THE CITY OF BURBANK RESOLVES:

1. The Board of Supervisors of the County of Los Angeles is hereby respectfully requested to order the consolidation of said General Municipal Election to be held on November 3, 2020, with the Statewide General Election to be held in the County of Los Angeles on November 3, 2020.

2. Pursuant to California Elections Code Section 10403, the County of Los Angeles Board of Supervisors (Board of Supervisors) is hereby respectfully requested to consent and agree to the consolidation of said General Municipal Election with the Statewide General Election on Tuesday, November 3, 2020, for the purpose of electing two (2) Offices for Member of the Burbank City Council for a full four (4) year term ending on December 16, 2024 and the Office of City Treasurer for a unexpired term ending December 19, 2022, submitting the Measure to voters for approval and for election services to be provided by the County Elections Department in conducting the General Municipal Election. The vote requirement is the candidate who receives the highest number of votes for that office is elected and the vote requirement for the Measure's passage is a majority of votes cast.

3. The proposed Measure shall be submitted to the electors in the form of the measure printed on the ballot as follows:

Measure _____	Yes	No
Shall the measure adding an ordinance with just cause eviction provisions and relocation fees, rent regulations applicable to units built before February 1, 1995 with exemptions, limits of 0 to 7% increase in annual rent based on CPI, an updated five member Landlord Tenant Commission to implement provisions and administration including establish a budget, assess fees, hire staff including attorneys, and initiate lawsuits while acting independently of Burbank City Council, Burbank City Manager and Burbank City Attorney be adopted?	_____	_____

4. The Burbank City Council recognizes that the Consolidated Municipal Election will be conducted in the manner prescribed by Elections Code Section 10418. The County Elections Department is hereby authorized and respectfully requested to canvass the returns of said General Municipal Election. The Consolidated General Municipal Election shall be held in all respects as if there were only one election, and only one form of ballot shall be used.

5. The Board of Supervisors is requested to issue any necessary instruction to the County Elections Department to take any and all steps necessary for the holding of the consolidated election and the City Clerk, as the City of Burbank Elections Official, is authorized and directed to work with the County Elections Department as necessary and appropriate.

6. The Board of Supervisors of the County of Los Angeles is hereby authorized and respectfully requested to authorize and permit the Registrar-Recorder/County Clerk of the County of Los Angeles to:

- a) Print and supply ballots for said City of Burbank General Municipal Election;
- b) Mail the City's sample ballots, candidate statements of qualifications, the City Attorney's impartial analysis and written arguments for and against the proposed Measure to the electors of the City of Burbank as part of the same material that will be mailed to the voters of the Statewide General Election to be held in the County of Los Angeles;
- c) Perform such other services as may be required for the consolidation and conduct of said City of Burbank General Municipal Election with said Statewide General Election to be held in the County of Los Angeles.

7. The election precincts, vote centers, hours of voting, and officers of election for said County of Los Angeles conducted statewide election, as established, designated and named by the County of Los Angeles Board of Supervisors, California, for said conducted statewide election, and as set forth in any notice pertaining to said County conducted statewide election, which has been or will be published by the County of Los Angeles, are hereby established, designated and named, respectively, as the election precincts, vote centers, hours of voting, and officers of election for this Consolidated Municipal Election. Only one ballot, namely the ballot used at said County conducted statewide election, shall be used for this General Municipal Election, and such election shall be held in all respects as if there were only one election.

8. The vote centers for the election shall be open as required during the identified voting period pursuant to California Elections Code sections 4007 and 14401.

9. The City of Burbank recognizes that additional costs will be incurred by the County by reason of this consolidation and agrees to reimburse the County for any costs.

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10. The City Clerk shall certify to the passage of this resolution and shall deliver a certified copy of this resolution to the Board of Supervisors of the County of Los Angeles and transmit an electronic copy to the Board of Supervisors and the Registrar-Recorder/County Clerk of the County of Los Angeles.

PASSED and ADOPTED this 7th day of August 2020.

s/Sharon Springer
Sharon Springer
Mayor of the City of Burbank

Attest:

Approved as to Form:
Office of the City Attorney

s/Zizette Mullins
Zizette Mullins, MMC, City Clerk

s/Amy Albano
Amy Albano, City Attorney

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF BURBANK)

I, Zizette Mullins, MMC, City Clerk of the City of Burbank, do hereby certify that the foregoing Resolution was duly and regularly passed and adopted by the Council of the City of Burbank at its regular meeting held on the 7th day of August, 2020, by the following vote:

AYES: Frutos, Gabel-Luddy, Murphy, Talamantes and Springer.

NOES: None.

ABSENT: None.

s/Zizette Mullins
Zizette Mullins, MMC, City Clerk