

RESOLUTION NO. ____

**A RESOLUTION OF THE SAN BENITO COUNTY BOARD OF
SUPERVISORS CALLING AN ELECTION FOR THE CONSIDERATION OF
MEASURE ____ ON THE NOVEMBER 3, 2020 BALLOT AND
CONSOLIDATING THE ELECTION WITH THE GENERAL ELECTION**

This Resolution is made with reference to the following facts and circumstances:

An initiative petition was circulated in San Benito County to amend the San Benito County General Plan. The petition was filed with the County Clerk/Registrar of Voters on June 29, 2020 and was certified by the County Clerk/Registrar of Voters on July 14, 2020 as having been signed by the requisite number of voters as required by Elections Code sections 9107 and 9115. The Board received the County Clerk's certification at its regular meeting on July 21, 2020.

A. The Board has determined not to adopt, without alteration, the measure proposed by the initiative petition.

B. Pursuant to Elections Code section 9118, if the Board does not adopt the initiative measure without alteration within 10 days after presentation of reports pursuant to Elections Code section 9111, the Board must submit the initiative measure without alteration to the voters at the next regularly-scheduled statewide election occurring not less than 88 days after the Board's order of election.

C. The Board of Supervisors is authorized by Sections 10400-10401 of the Elections Code to consolidate two or more elections that are called to be held on the same day in the same territory.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. Call for Election. The Board hereby orders an election to be held within the boundaries of San Benito County to submit to the voters of the County the following question/proposition:

Measure ____	
Shall an initiative be adopted enacting the “Strada Verde Innovation Park Specific Plan”, and making County General Plan and Code Amendments, for approximately 2,777 acres in northwest San Benito County, allowing various uses (including Research/Development, Automotive Testing/Tracks, Distribution, Offices, Business/Professional Services Commercial, Light Industrial, Hospitality, Retail, and Public/Private Services) and requiring the creation of a 209.5 acre Pajaro River Park and preservation of 561.7 acres exclusively for agriculture?	YES
	NO

2. Election Date. The election shall be conducted. at the next regularly scheduled statewide election on November 3, 2020, and the election shall be held solely within the boundaries of the County.

3. Authority for Election. The authority for ordering the election is contained in Section 9118 of the Elections Code, and the above measure shall become effective only if it is approved by majority vote of the qualified voters of the County voting in the election on the measure.

4. Consolidation of Elections. Pursuant to Section 10400-10401 of the Elections Code, the Board hereby orders the election on this measure to be consolidated with the County general election scheduled for November 3, 2020.

5. Conduct of Election. The Clerk of the Board and the County Clerk/Registrar of Voters are hereby directed to take all steps to hold the election in accordance with law and these specifications, and the County Clerk/Registrar of Voters shall render all services specified by the Elections Code relating to the election, such services to include the publication of all required notices of the elections.

6. Formal Notice of Election. The Clerk to the Board is hereby directed to prepare a Formal Notice of Election in substantially the form attached hereto as Exhibit A (the "Formal Notice of Election").

7. The full text of the initiative shall be made available to any voter upon request and shall be made available on the County's website. However, the full text of the initiative is not ordered to be printed in the voter information guide.

8. The San Benito County Clerk-Auditor-Recorder is designated as the Elections Official for said election and is hereby requested to consolidate the election with any and all other elections to be held on November 3, 2020, within San Benito County. The San Benito County Clerk-Auditor-Recorder is hereby authorized and directed to provide all notices and take all other actions necessary to holding said election, including (but not limited to) providing notices of times within which arguments for and against the measure are to be submitted. The costs of said election are to be paid by the County, regardless of the election outcome.

9. Said election shall be held and conducted pursuant to the procedures specified in Part 3 of Division 10 of the Elections Code commencing at Section 10400.

10. All persons qualified to vote at the General Election in the County shall be qualified to vote upon the measure submitted at the election hereby called.

11. The Board hereby authorizes and directs the Clerk of the Board of Supervisors to file with the San Benito County Clerk-Auditor-Recorder certified copies of this resolution.

12. The San Benito County Clerk-Auditor-Recorder shall transmit a copy of the measure to County Counsel in accordance with California Elections Code 9160.

13. County Counsel is directed to prepare an impartial analysis of the measure pursuant to Elections Code Section 9160(b). The analysis may not exceed 500 words in length and shall be filed with the County Clerk-Auditor-Recorder.

14. The County Auditor is directed to review the measure and determine if the substance of the county ballot measure, if adopted, would affect the revenues or expenditures of the county. The County Auditor shall prepare a fiscal impact statement which estimates the amount of any increase or decrease in revenues or costs to the county if the proposed measure is adopted pursuant to Elections Code Section 9160(c).

15. Arguments in favor of and in opposition to the ballot measure and rebuttal arguments shall be permitted. The County hereby adopts the provisions of California Elections Code Sections 9161 through 9167 regarding the acceptance of arguments relating to ballot measures. Any arguments for and against the measure shall be filed in accordance with this resolution and applicable provisions of law. The deadline to submit Arguments with the County Clerk/Registrar of Voters is Tuesday, August 11, 2020, at 5:00 p.m. The deadline to Rebuttals with the County Clerk/Registrar of Voters is Tuesday, August 18, 2020, at 5:00 p.m.

16. The County Administrative Officer, or designee, is authorized to take all administrative actions necessary to accomplish the orders set forth in this Resolution.

17. Upon completion of the vote count for this measure, the San Benito County Clerk-Auditor-Recorder will prepare a certified statement of the results of the election and submit it to the San Benito County Board of Supervisors. The San Benito County Board of Supervisors will declare the results of the election as to this measure.

18. Effective Date. This resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED by the San Benito County Board of Supervisors at the meeting of said Board held on the 21st day of July, 2020, by the following vote:

AYES: Supervisor(s)
NOES: Supervisor(s)
ABSENT: Supervisor(s)
ABSTAIN: Supervisor(s)

By: _____
Jaime De La Cruz, Chair

ATTEST:
Janet Slibsager, Clerk of the Board

APPROVED AS TO LEGAL FORM:
San Benito County Counsel's Office

By: _____

By: _____
Barbara Thompson

Date: _____

Date: _____

FORMAL NOTICE OF ELECTION

NOTICE IS HEREBY GIVEN to the qualified voters of San Benito County that, in accordance with the provisions of Section 9118 of the Elections Code, an election will be held on November 3, 2020, at which election the following proposition shall be submitted to the qualified electors of the County and voted upon:

Measure ____	
Shall an initiative be adopted enacting the “Strada Verde Innovation Park Specific Plan”, and making County General Plan and Code Amendments, for approximately 2,777 acres in northwest San Benito County, allowing various uses (including Research/Development, Automotive Testing/Tracks, Distribution, Offices, Business/Professional Services Commercial, Light Industrial, Hospitality, Retail, and Public/Private Services) and requiring the creation of a 209.5 acre Pajaro River Park and preservation of 561.7 acres exclusively for agriculture?	YES
	NO

The Clerk of the San Benito County Board of Supervisors, by this Formal Notice of Election, has called the election pursuant to a Resolution of the San Benito County Board of Supervisors adopted July 21, 2020, pursuant to Section 9118 of the Elections Code.

JANET SLIBSAGER, Clerk of the San Benito County Board of Supervisors

By: _____

Dated: _____

Published: _____