RESOLUTION NO. 6510(22)

**A Resolution of the City Council of the City of Lompoc,
County of Santa Barbara, State of California,
Ordering the Submission to the Qualified Electors of the City
a Measure Imposing a Special 1% Transient Occupancy Tax
for Police and Fire Services at the General Municipal Election
to be Held on Tuesday, November 8, 2022, to be Consolidated
with the Statewide General Election of that Date; Calling and
Giving Notice of Such Election; Requesting that the County
Of Santa Barbara Consolidate the Election with the Statewide
General Election to Be Held on November 8, 2022; Directing
the County Elections Department to Conduct the Election on
the City's Behalf**

WHEREAS, on June 7, 2022, the City Council (City Council) of the City of Lompoc (City) called for the holding of a General Municipal Election to be held on November 8, 2022, for the purpose of the election of certain Council Members and requested consolidation of the same with the Statewide General Election to be held on the same date; and

WHEREAS, the City Council desires to submit to the voters at the General Municipal Election on November 8, 2022, a ballot measure to consider adopting a proposed ordinance which amends Chapter 3.12 of Title 3 of the Lompoc Municipal Code (LMC) to impose a 1% special transient occupancy tax in addition to the current general transient occupancy tax rate of 10%, for a total maximum rate of 11% (TOT Measure); and

WHEREAS, the revenues generated by the additional 1% special tax would be restricted for public safety uses only, with 65% of the revenues restricted to use for police purposes and 35% restricted to use for fire protection purposes; and

WHEREAS, the City desires to allow a 2% collection discount which would allow operators to retain a percentage of the transient occupancy tax they collect, to compensate the operators for the cost of collecting the transient occupancy tax for the City if they remit the tax timely to the City; and

WHEREAS, approving the TOT Measure requires approval of two-thirds of voters at either a general or special municipal election; and

WHEREAS, the City Council wishes to have the voters consider the TOT Measure at a General Municipal Election to be held on November 8, 2022; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LOMPOC, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1.   That pursuant to the requirements of the California Elections Code, Sections 306, 9222 and 1301, there is called and ordered to be held in the City of Lompoc, on Tuesday, November 8, 2022, a consolidated municipal election for the purpose of submitting to the voters of the City of Lompoc that ordinance attached hereto as Exhibit "A". As required by Elections Code Section 13247, the abbreviated form of the measure to appear on the ballot is specified

below in Section 2 of this Resolution. The City's elections official is hereby authorized and directed to make any changes to the text of the Ordinance or this resolution as required to conform to any requirements of law. In all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

That the City Council hereby orders the following question be submitted to the voters at the aforementioned general municipal election:

Shall the measure, imposing a 1% special transient occupancy tax paid by hotel guests, with 65% of revenues to be used for Lompoc police purposes and 35% of revenues to be used for Lompoc fire protection purposes, and permitting hotel operators to retain 2% of all collected transient occupancy taxes to cover collection costs, which will raise approximately $180,000 annually in transient occupancy tax revenues, until ended by voters, be adopted?	YES
	NO

SECTION 2.   That the text of the proposed ordinance as provided above that is to be submitted to the voters is attached as Exhibit "A" to this Resolution and by this reference incorporated herein (Ordinance), and the City Council approves its submission to the voters at the November 8, 2022, General Municipal Election.

SECTION 3.   That the vote requirement for the measure to pass is two-thirds (2/3) of the votes cast.

SECTION 4.   That the City's elections official is authorized, instructed and directed to procure and furnish any and all official ballots, notices, printed matter and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct the election.

SECTION 5.   That the ballots to be used at the election shall be in form and content as required by law, and that the election shall be held and conducted in the manner prescribed by law.

SECTION 6.   Pursuant to California Election Code Section 10242, the polls for the General Municipal Election shall open at seven o'clock a.m. on the day of the election, and shall remain open continuously from that time until eight o'clock p.m. of the same day when the polls shall be closed, except as otherwise provided in California Election Code Section 14401.

SECTION 7.   The consolidated election shall be held and conducted in accordance with the provisions of law regulating municipal and statewide elections, including, but not limited to, Elections Code Section 10418.

SECTION 8.   That notice of the time and place of holding the election is hereby given, and the City's elections official is authorized, instructed and directed to give further or additional notice of the election, in the time, form and manner required by law.

SECTION 9. That pursuant to Sections 10402 and 10403 of the Elections Code, the Santa Barbara County Board of Supervisors is hereby requested to consent and agree to the consolidation of the submission of the aforementioned measure at the General Municipal Election with the Statewide General Election conducted by Santa Barbara County to be held on Tuesday, November 8, 2022.

SECTION 10. That the Santa Barbara County Registrar of Voters is authorized to canvass the returns of the General Municipal Election. The election shall be held in all respects as if there were only one election, and only one form of ballot shall be used.

SECTION 11. That the Santa Barbara County Board of Supervisors is requested to issue instructions to the Santa Barbara County Registrar of Voters to take any and all necessary steps for the holding of this consolidated election.

SECTION 12. That the City recognizes that additional costs will be incurred by Santa Barbara County by reason of this consolidation and agrees to reimburse Santa Barbara County for any costs. The City Manager of the City is authorized and directed to pay for the expenses incurred after receiving a statement from the County of Santa Barbara.

SECTION 13. That the elections official is hereby directed to file a certified copy of this Resolution with the Santa Barbara County Board of Supervisors and the Santa Barbara County Registrar of Voters.

SECTION 14. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions. This Resolution shall be effective immediately upon passage and adoption.

The foregoing Resolution was proposed by Council Member _____, seconded by Council Member _____, and was duly passed and adopted by the Council of the City of Lompoc at its regular meeting on June 7, 2022, by the following vote:

      AYES: Council Member(s):
      NOES: Council Member(s):
      ABSENT: Council Member(s):

_____
Jenelle Osborne, Mayor
City of Lompoc

ATTEST:

_____
Stacey Haddon, City Clerk
City of Lompoc

Exhibit A
Ordinance