

RESOLUTION NO. 10373

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELMONT
REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN MATEO TO
RENDER SPECIFIED SERVICES TO THE CITY RELATING TO THE CONDUCT OF A
REGULAR MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 8, 2011

WHEREAS, a Regular Municipal Election is to be held in the City of Belmont,
California on November 8, 2011; and,

WHEREAS, in the course of conduct of the election it is necessary for the City to
request services of the County; and,

WHEREAS, all necessary expenses in performing these services shall be paid by the
City of Belmont.

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

Section 1. That pursuant to the provisions of Section 10002 of the Elections Code of the
State of California, this City Council requests the Board of Supervisors of the County to permit
the County Election Department to render the services according to State law relating to the
conduct of the regular election called for November 8, 2011;

Section 2. That the City of Belmont shall reimburse the County Elections Office for
services performed with the work is completed and upon presentation to the City of a properly
approved bill.

Section 3. That the City Clerk is directed to forward without delay to the Board of
Supervisors and to the County Election Department each a certified copy of this Resolution.

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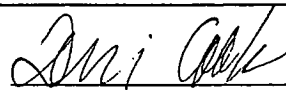
I hereby certify that the foregoing Resolution was duly and regularly passed and adopted by the
City Council of the City of Belmont at a Regular Meeting thereof held on June 14, 2011, by the
following vote:

AYES, COUNCILMEMBERS: Lieberman, Feierbach, Braunstein, Warden, Wozniak

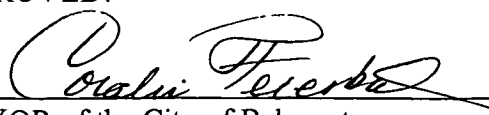
NOES, COUNCILMEMBERS: None

ABSTAIN, COUNCILMEMBERS: None

ABSENT, COUNCILMEMBERS: None


CLERK of the City of Belmont

APPROVED:


MAYOR of the City of Belmont

I, Jozi Plut, Deputy City Clerk of the City of Belmont, California, do hereby certify that approved ***Resolution 10373 Requesting the Board of Supervisors of the County of San Mateo to Render Specified Services to the City Relating to the Conduct of a regular Municipal Election to be Held on Tuesday, November 8, 2011*** is a true full and correct copy. This was adopted at a regular meeting of the Belmont City Council held on June 14, 2011.

DATE: June 16, 2011

A handwritten signature in black ink, appearing to read 'Jozi Plut', is written over a horizontal line.

Jozi Plut
Deputy City Clerk

**SERVICE AGREEMENT FOR THE PROVISION OF ELECTION
SERVICES BETWEEN THE CITY OF BELMONT AND SAN MATEO COUNTY
CHIEF ELECTIONS OFFICER**

This agreement, entered into this 14th day of June, 2011, by and between the City of Belmont and San Mateo County Chief Elections Officer & Assessor – County Clerk – Recorder (hereinafter referred to as Chief Elections Officer);

WHEREAS, it is necessary and desirable that the Chief Elections Officer be retained for the purpose of conducting an election for the City of Belmont (hereinafter referred to as City);

NOW, THEREFORE, IT IS HEREBY AGREED BY THE PARTIES HERETO AS FOLLOWS:

SERVICES TO BE PERFORMED BY THE CITY:

- 1) No later than the 88th day prior to the election the City of Belmont will request the Board of Supervisors, through the Chief Elections Officer, to conduct an election for the City on November 8, 2011, and will request services of the Chief Elections Officer.
- 2) The City will publish the Notice of Election and the Notice to File Declarations of Candidacy for the offices to be voted on, and/or the Notice to File Arguments For or Against any measure.
- 3) The City will submit to the Chief Elections Officer the titles and exact number of offices to be voted on, the names and ballot designations of the candidates for those offices, and/or the exact ballot measure wording to be voted on by the 85th day prior to the election, or by the 81st day prior to the election if Elections Code §§10225, 10229, and 10407 become applicable.
- 4) The City Clerk will prepare and deliver to the Chief Elections Officer the ballot pamphlet information containing, as applicable, candidate statements, ballot measure, tax rate statement, impartial analysis, arguments for or against and rebuttals thereto.
- 5) The City will review and sign off on the voter information pamphlet and official ballot wording for Candidates/Measures.

SERVICES TO BE PERFORMED BY CHIEF ELECTIONS OFFICER:

- 1) The Chief Elections Officer will select the sample and official ballot printer(s) and translators.
- 2) The Chief Elections Officer will prepare and deliver all election information to the printers and translators.
- 3) The Chief Elections Officer will issue, receive and process vote by mail ballots.
- 4) The Chief Elections Officer will set up all polling place locations, hire polling place workers, publish required notice, and conduct the election.
- 5) The Chief Elections Officer will conduct all aspects of the Canvass of Votes Cast. The Chief Elections Officer will submit the results of the election.
- 6) The Chief Elections Officer will provide services for any official recount or election contest if applicable.
- 7) The Chief Elections Officer will conduct all aspects of the Canvass of Votes Cast. Pursuant to Elections Code §10262 and §10411, the Canvass for a Consolidated Election will be conducted as if there were only one election. The results for all jurisdictions will be accumulated, certified, and reported simultaneously. The Chief Elections Officer will submit a Certificate of Chief Elections Officer to the City certifying the results of the election.

- 8) The Chief Elections Officer will conduct other various and miscellaneous election activities as required including but not limited to all those required of the City Election Official, other than those described under "Services to be Performed by the City of Belmont."
- 9) The Chief Elections Officer will provide services for any official recount or election contest if applicable.

TERMS:

This agreement shall be in effect for the performance of all services incident to the preparation and conduct of the election to be held on November 8, 2011.

In the event the Chief Elections Officer is unable to perform services required under this Agreement as a result of employer/employee relation conditions, vendor conditions or other conditions beyond the control of the Chief Elections Officer, the Chief Elections Officer will be relieved of all obligations under this Agreement. The Chief Elections Officer may terminate this agreement after giving 72 hours written notice, at which time the Chief Elections Officer will be relieved of all obligations under this Agreement.

This agreement can be mutually terminated upon a 30 day written notice.

CONSIDERATION:

In consideration of the performance of services and supplies provided by the Chief Elections Officer, including any and all costs incurred during a recount or election contest that are not reimbursed by the voter requesting the recount or filing the contest as specified in the Elections and/or Education Code, the City shall pay to the Chief Elections Officer a sum equal to the actual cost of such services and supplies.

The City shall make payment within 30 days of receipt of invoice from Chief Elections Officer.

CITY:
Signature: *Teri Cook* Date: 6/15/11
Print Name: Terri Cook
Title: City Clerk

COUNTY:
Signature: _____ Date: _____
Print Name: _____
Title: _____