

1 [Requesting that San Mateo County Conduct Proposed Municipal Utility District Election in
2 Brisbane and Specifying Ballot Format.]

3 **Resolution requesting that San Mateo County conduct an election in Brisbane**
4 **regarding the formation of a proposed Municipal Utility District (MUD) and election of**
5 **its Board of Directors; authorizing the San Francisco Department of Elections to enter**
6 **into all necessary agreements with San Mateo County and take all necessary action for**
7 **the conduct of such election; ratifying prior acts; and specifying the form of the ballot.**
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10 WHEREAS, a petition to the voters of a proposal for the formation of a municipal utility
11 district for the City and County of San Francisco and the City of Brisbane was (1) submitted
12 pursuant to California Public Utility Code sections 11611 et seq., and (2) referred by the San
13 Francisco Local Agency Formation Commission to the Board of Supervisors; and,

14 WHEREAS, On February 12, 2001, the Board of Supervisors of the City and County of
15 San Francisco adopted Motion No. 01-14 calling and providing for a Special Election to be
16 held in the City and County of San Francisco and the City of Brisbane on Tuesday, November
17 6, 2001, for the purpose of submitting to the voters a proposal to form a Municipal Utility
18 District (MUD) for the City and County of San Francisco and City of Brisbane, to be known as
19 the "San Francisco-Brisbane Municipal Utility District," consolidating the Special Election with
20 the General Municipal Election to be held in the City and County of San Francisco on
21 November 6, 2001, and urging the City Council of the City of Brisbane to consolidate such
22 election with the general election to be held in Brisbane on Tuesday, November 6, 2001, on
23 file with the Clerk of the Board of Supervisors in File No. 002111, which is hereby declared to
24 be a part of this resolution as if set forth fully herein; and,
25

1 WHEREAS, On February 12, 2001, the Board of Supervisors of the City and County of
2 San Francisco adopted a second motion, Motion No. 01-13, establishing wards for the
3 proposed MUD, on file with the Clerk of the Board of Supervisors in File No. 002110, which is
4 hereby declared to be a part of this resolution as if set forth fully herein; and,

5 WHEREAS, It is necessary and desirable that the City and County of San Francisco
6 retain the services of the San Mateo County Assessor-County Clerk-Recorder for the purpose
7 of conducting an election in the City of Brisbane regarding the formation of the proposed "San
8 Francisco-Brisbane Municipal Utility District" and election of a Board of Directors of the
9 proposed MUD at the general election to be held in the City of Brisbane on Tuesday,
10 November 6, 2001; and,

11 WHEREAS, The San Mateo County Assessor-County Clerk-Recorder will be
12 conducting a general election in San Mateo, including the City of Brisbane, on November 6,
13 2001; now, therefore, be it

14 RESOLVED, That the Board of Supervisors of the City and County of San Francisco
15 requests that the Board of Supervisors of the County of San Mateo permit the San Mateo
16 County Assessor-County Clerk-Recorder to (1) conduct an election in the City of Brisbane
17 regarding the formation of the proposed "San Francisco-Brisbane Municipal Utility District"
18 and election of a Board of Directors of the proposed MUD at the general election to be held in
19 the City of Brisbane on Tuesday, November 6, 2001, and (2) provide the services specified in
20 the Agreement for the Provision of Election Services between the City and County of San
21 Francisco Department of Elections and San Mateo County Assessor-County Clerk-Recorder
22 (the "Election Services Agreement"), on file with the Clerk of the Board of Supervisors in File
23 No. 011409, which is hereby declared to be a part of this resolution as if set forth
24 fully herein; and, be it
25

1 FURTHER RESOLVED, That the San Francisco Department of Elections shall enter
2 into all necessary agreements with the County of San Mateo for the services of the San Mateo
3 County Assessor-County Clerk-Recorder to conduct an election in the City of Brisbane
4 regarding the formation of the proposed "San Francisco-Brisbane Municipal Utility District"
5 and election of its Board of Directors at the general election to be held in the City of Brisbane
6 on Tuesday, November 6, 2001, including but not limited to the services specified in the
7 Election Services Agreement; and, be it

8 FURTHER RESOLVED, That the Board of Supervisors approves, confirms and ratifies
9 all prior actions taken by the officials, agents and employees of the City, including Clerk of the
10 Board, City Administrator and Director of Elections, with respect to the conduct of the election
11 to form the proposed MUD and elect its directors; and, be it

12 FURTHER RESOLVED, That the San Francisco Department of Elections take all other
13 necessary or appropriate action to provide for the conduct of an election in the City and
14 County of San Francisco and the City of Brisbane regarding the formation of the proposed
15 "San Francisco-Brisbane Municipal Utility District" and the election of its Board of Directors at
16 the general election to be held on Tuesday, November 6, 2001 and for the canvassing of the
17 results of said elections, consistent with the intent and purpose of this Resolution and Motions
18 Nos. 01-13 and 01-14; and, be it

19 FURTHER RESOLVED, That pursuant to California Elections Code sections 10402
20 and 10403, the Board of Supervisors of the City and County of San Francisco renews its
21 request that the County of San Mateo and City of Brisbane consolidate such election with the
22 general election to be held in Brisbane on Tuesday, November 6, 2001; and, be it

23 FURTHER RESOLVED, That under California Elections Code sections 10402 and
24 10403 and California Public Utilities Code section 11645, the ballot for the election shall
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1 contain such instructions as are required by law to be printed thereon and in addition thereto
2 shall state the following:

3 Shall the San Francisco-Brisbane YES
4 Municipal Utility District be created NO
5 and established?

6 and, be it

7 FURTHER RESOLVED, That under California Elections Code sections 10402 and
8 10403 and California Public Utilities Code section 11646, the ballot for the election shall
9 contain the names of the persons nominated in each ward to serve as a member of the board
10 of such ward, showing separately each ward and its nominees.

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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Resolution

File Number: 011409

Date Passed:

Resolution requesting that San Mateo County conduct an election in Brisbane regarding the formation of a proposed Municipal Utility District (MUD) and election of its Board of Directors; authorizing the San Francisco Department of Elections to enter into all necessary agreements with San Mateo County and take all necessary action for the conduct of such election; ratifying prior acts; and specifying the form of the ballot.

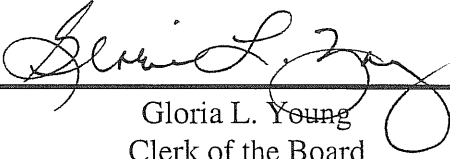
August 6, 2001 Board of Supervisors — ADOPTED

Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin,
Sandoval, Yee

Absent: 2 - Daly, Gonzalez

File No. 011409

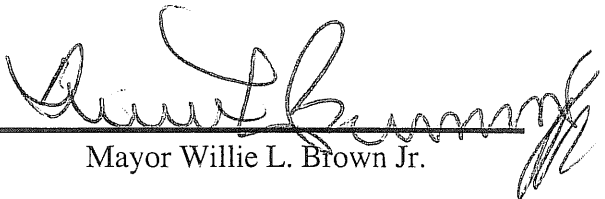
I hereby certify that the foregoing Resolution was ADOPTED on August 6, 2001 by the Board of Supervisors of the City and County of San Francisco.



Gloria L. Young
Clerk of the Board

AUG 17 2001

Date Approved



Mayor Willie L. Brown Jr.