

City of La Quinta

CITY COUNCIL MEETING: June 7, 2022

STAFF REPORT

AGENDA TITLE: ADOPT RESOLUTION ACCEPTING THE CERTIFICATION OF THE RIVERSIDE COUNTY REGISTRAR OF VOTERS AS TO SUFFICIENCY OF THE INITIATIVE PETITION ENTITLED "PHASE-OUT AND PERMANENT BAN OF NON-HOSTED SHORT-TERM VACATION RENTALS IN NON-EXEMPT AREAS OF THE CITY OF LA QUINTA," BY DECEMBER 31, 2024

RECOMMENDATION

Adopt a resolution accepting the certification of the Riverside County Registrar of Voters as to the sufficiency of the initiative petition entitled "Phase-Out and Permanent Ban of Non-Hosted Short-Term Vacation Rentals in Non-Exempt Areas in the City of La Quinta," by December 31, 2024.

EXECUTIVE SUMMARY

- A Notice of Intention to circulate an initiative petition proposing to "Phase-Out and Permanent Ban of Non-Hosted Short-Term Vacation Rentals in Non-Exempt Areas in the City of La Quinta" (Initiative), by December 31, 2024, was filed with the City Clerk/Elections Official on January 12, 2022.
- On April 21, 2022, the proponents filed petitions regarding the Initiative, which were submitted to the Riverside County Registrar of Voters (ROV) for full signature verification on April 26, 2022.
- The results of the signature verification conducted by the ROV established that a sufficient number of signatures were verified to qualify the Initiative to be placed on the ballot. The ROV has prepared the Certificate of Sufficiency of the Initiative, included as Exhibit A to the proposed resolution.

FISCAL IMPACT

Funds for consolidated election services for this Initiative with the ROV for the November 8, 2022, election, of \$40,000 will be budgeted in City Clerk Professional Services Account No. 101-1005-60103 for fiscal year 2022/23. Variables affecting the final amount include the number of jurisdictions that participate, the final number of registered voters receiving pamphlets, the number of measures added to the pamphlet, providing vote-by-mail ballots to all registered voters, and increases to postage, paper, gas, vendor, and staff costs.

BACKGROUND/ANALYSIS

On January 12, 2022, a Notice of Intention to circulate the Initiative was filed with the City pursuant to Elections Code section 9202.

On January 27, 2022, the City Attorney prepared an official ballot title and summary for the Initiative for use by the proponents for publication and circulation of a petition, which was provided to the proponents by the City Clerk/Elections Official on the same day, in accordance with Elections Code section 9203.

On February 2, 2022, the proponents filed with the City Clerk/Elections Official the publication affidavit as required by Elections Code section 9206 and began circulating the petition.

On February 2, 2022, the City Clerk/Elections Official contacted the ROV and determined the number of registered voters in the City of La Quinta was 24,487 (Attachment 1); and as of the ROV's last report to the Secretary of State (SoS) pursuant to Elections Code section 2187, dated January 13, 2022 (Attachment 2), and in effect on February 2, 2022, the number of registered voters in the City of La Quinta was 24,392.

The Initiative petition must be signed by not less than 10% of the registered voters in the City in order to qualify for the ballot (Elections Code section 9215).

On April 21, 2022, the proponents filed the petition with the City Clerk/Elections Official (Elections Code section 9210), which was submitted to the ROV on April 26, 2022, for full signature verification (Elections Code section 9211).

The results of the signature verification conducted by the ROV established that all of the 3,667 signatures submitted on the petition were examined, of which 3,244 were found to be sufficient, which is in excess of the minimum number of signatures required to qualify the Initiative to be placed on the ballot at a regular election pursuant to Elections Code sections 9215 and 1405; and on June 3, 2022, the ROV issued the Certificate of Sufficiency of the Initiative, included as Exhibit A to the proposed resolution.

In accordance with Elections Code sections 9211 and 9114, if the petition is found sufficient, the City Clerk/Elections Official shall certify the results of the examination to the City Council at the next regular meeting.

Prepared by: Monika Radeva, City Clerk/Elections Official
Approved by: Jon McMillen, City Manager

Attachments: 1. ROV Email Dated February 2, 2022
 2. ROV Active Registration Report to SoS Dated January 13, 2022

RESOLUTION NO. 2022 - XXX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA QUINTA, CALIFORNIA, ACCEPTING THE CERTIFICATION OF THE RIVERSIDE COUNTY REGISTRAR OF VOTERS AS TO THE SUFFICIENCY OF THE INITIATIVE PETITION ENTITLED "PHASE-OUT AND PERMANENT BAN OF NON-HOSTED SHORT-TERM VACATION RENTALS IN NON-EXEMPT AREAS OF THE CITY OF LA QUINTA," BY DECEMBER 31, 2024

WHEREAS, on January 12, 2022, proponents of an initiative measure entitled "Phase-Out and Permanent Ban of Non-Hosted Short-Term Vacation Rentals in Non-Hosted Areas of the City of La Quinta" (Initiative) submitted a Notice of Intention and written text of the measure and request that a title and summary be prepared by the City Attorney for the Initiative in order to circulate a petition; and

WHEREAS, on January 27, 2022, the City Attorney prepared an official ballot title and summary for the Initiative for use by the proponents for publication and circulation of a petition, which was provided to the proponents by the City Clerk/Elections Official on January 27, 2022, in accordance with California Elections Code section 9203; and

WHEREAS, on February 2, 2022, the City Clerk/Elections Official contacted the Riverside County Registrar of Voters and determined the number of registered voters in the City of La Quinta was 24,487; and as of its last report to the Secretary of State pursuant to Elections Code section 2187, dated January 13, 2022, and in effect on February 2, 2022, the number of registered voters in the City of La Quinta was 24,392; and

WHEREAS, the Initiative must be signed by not less than ten percent (10%) of the City's voters to be sufficient to qualify for a regular election in accordance with Elections Code sections 9215 and 1405; and

WHEREAS, the petitions regarding the Initiative were filed with the City Clerk/Elections Official on April 21, 2022 for *prima facie* review of signatures, and were then submitted to the Riverside County Registrar of Voters on April 26, 2022, for full signature verification, in accordance with Elections Code sections 9210 and 9211; and

Resolution No. 2022 – 0XX

Initiative Ordinance and Ballot Measure – Accepting Riverside County Registrar of Voters Certification of Sufficiency of Petition “Phase-Out and Permanent Ban of Non-Hosted Short-Term Vacation Rentals in Non-Exempt Areas in the City of La Quinta”

Adopted: June 7, 2022

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WHEREAS, the results of the signature verification conducted by the Riverside County Registrar of Voters established that all 3,667 signatures submitted on the petition were examined, of which 3,244 were found to be sufficient; and

WHEREAS, the number of signatures qualified, 3,244, is in excess of the minimum number of signatures required to qualify the Initiative to be placed on the ballot at a regular election pursuant to California Elections Code sections 9215 and 1405; and

WHEREAS, on June 3, 2022, Riverside County Registrar of Voters prepared the Certificate of Sufficiency of the Initiative attached as Exhibit A; and

WHEREAS, California Elections Code sections 9114 and 9211 require that the voter Initiative be submitted to the City Council at the next regular City Council meeting following the certification.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of La Quinta, California, as follows:

SECTION 1. Council accepts the Certificate of Sufficiency regarding the Initiative, attached as Exhibit A, and incorporated herewith by this reference.

SECTION 2. This Resolution shall go into effect immediately upon its adoption; and the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the permanent retention.

PASSED, APPROVED, and ADOPTED at a regular meeting of the La Quinta City Council held on this 7th day of June, 2022, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

LINDA EVANS, Mayor
City of La Quinta, California

ATTEST:

MONIKA RADEVA, City Clerk
City of La Quinta, California



APPROVED AS TO FORM:

WILLIAM H. IHRKE, City Attorney
City of La Quinta, California



REBECCA SPENCER
Registrar of Voters

ART TINOCO
Assistant Registrar of Voters

REGISTRAR OF VOTERS
COUNTY OF RIVERSIDE

State of California)
) ss.
County of Riverside)

June 3, 2022

I, **REBECCA SPENCER**, Registrar of Voters of the County of Riverside, State of California, do hereby certify that on April 26, 2022, the "Phase-Out and Permanent Ban of Non-Hosted Short-Term Vacation Rentals in Non-Exempt Areas of the City of La Quinta" petition was delivered to my office for the purpose of verifying that the signatures thereon were registered within the defined area.

I further certify that the signatures on said petition were counted and examined by means of a Full verification process and that the results of said examination are as follows:

That the total number of signatures submitted for said petition was..... 3,667
The total number of signatures checked was 3,667
The total number of sufficient signatures on petition is..... 3,244
The total number of insufficient signatures on petition is..... 423

If you have any questions, please contact our office at (951) 486-7200.



REBECCA SPENCER
Registrar of Voters

Matthew Ceballos
Chief Deputy Registrar of Voters

From: Gordon, Candice <CGordon@RIVCO.ORG>
Sent: Wednesday, February 2, 2022 4:08 PM
To: Monika Radeva
Subject: RE: La Quinta - Registered Voters as of 2/2/2022?

Follow Up Flag: Follow up
Flag Status: Completed

EXTERNAL: This message originated outside of the City of La Quinta. Please use proper judgement and caution when opening attachments, clicking links or responding to requests for information.

Hello,

As of today, the total is 24,487 registered voters in the City of La Quinta. Please let me know if you need anything else.

Thank you,

Candice Gordon, Executive Assistant
Riverside County Registrar of Voters
p: (951) 486-7330 | f: (951) 486-7335
County Micro: 77330
cgordon@rivco.org

From: Monika Radeva <mradeva@laquintaca.gov>
Sent: Wednesday, February 2, 2022 1:50 PM
To: Gordon, Candice <CGordon@RIVCO.ORG>; leticia.hernandez@ltic.com
Cc: Monika Radeva <mradeva@laquintaca.gov>
Subject: La Quinta - Registered Voters as of 2/2/2022?
Importance: High

CAUTION: This email originated externally from the **Riverside County** email system. **DO NOT** click links or open attachments unless you recognize the sender and know the content is safe.

Good afternoon Candice and Leticia, can you please give me the total number of registered voters for the City of La Quinta as of **today, February 2, 2022?**
Thank you.



Monika Radeva, CMC | City Clerk
City of La Quinta
78495 Calle Tampico, La Quinta, CA 92253
Tel: (760) 777-7035
MRadeva@laquintaca.gov

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