

MARIN LOCAL AGENCY FORMATION COMMISSION

RESOLUTION NO. 12-04

**RESOLUTION OF CONDUCTING AUTHORITY MAKING FINDINGS ON
VALUE OF WRITTEN PROTEST FILED AND NOT WITHDRAWN
AND ORDERING A CHANGE OF ORGANIZATION SUBJECT TO
CONFIRMATION BY THE VOTERS**

**"Annexation of the Territory of the City of Sausalito to
Southern Marin Fire Protection District (File 1304)"**

WHEREAS, on November 10, 2011 the Marin Local Agency Formation Commission adopted Resolution 11-08 approving the above noted annexation and delegating conducting authority proceedings to the Executive Officer; and

WHEREAS, on February 9, 2012 the Commission reconsidered and reaffirmed its approval of the above noted annexation; and

WHEREAS, on February 13, 2012 the Executive Officer, as delegated by the Commission, acting as conducting authority, held a noticed protest hearing and received written protests; and

WHEREAS, a total of 1,970 written protests were received from registered voters; and

WHEREAS, the Executive Officer caused the protest forms to be examined to determine the value of written protest submitted and not withdrawn pursuant to the Cortese Knox Hertzberg Local Government Reorganization Act of 2000 (hereinafter the Act) including but not limited to Government Code Sections 57051, 57075, 56707, 56708 and 56710; and

WHEREAS, on February 24, 2012, the Marin County Elections Division reported there are 5,103 registered voters in the annexation area and made the following determinations regarding the number of registered voters that filed valid written protest against the annexation:

Signatures required	1,276
Raw Count	1,970
Sample size	1,970
No. valid signatures in sample	1,370
No. duplicates in sample	139
No. invalid signatures in sample	461

NOW THEREFORE, the Marin Local Agency Formation DOES HEREBY RESOLVE, DETERMINE AND ORDER as follows:

1. This action is being taken pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.
2. This Resolution supersedes Resolution Number 11-08 adopted on November 10, 2011.
3. In accordance with Government Code Section 57075(a)(2), written protests submitted and not withdrawn were received from more than 25%, but less than 50% of the registered voters residing within the annexation area.
4. The change of organization is designated: Annexation of the Territory of the City of Sausalito to the Southern Marin Fire Protection District (File #1306).
5. The type of change of organization is: annexation.
6. The reason for this change of organization is: to more efficiently provide fire protection services in the affected territory.
7. This change of organization is subject to the following terms and conditions as stated in Marin LAFCO Resolution 11-08:
 - a. That the Southern Marin Fire Protection District adopt and implement a memorandum of understanding between the District and Southern Marin Professional Fire Fighters, Sausalito Group, IAFF Local 1775; and
 - b. The effective date of annexation shall be the earliest possible date following completion of all other annexation proceedings.
8. This annexation involves an exchange or reallocation of property tax. The regular Marin County assessment roll will be utilized in the event that there is any need therefore.
9. No existing bonded indebtedness shall be affected by this reorganization.
10. The affected territory in which the election is to be held is described as the incorporated territory of the City of Sausalito.
11. The required vote for confirmation of the annexation is a simple majority of the registered voters in the annexation area.

12. The reorganization is ordered, subject to confirmation by registered voters residing within the affected territory.
13. The City Council of the City of Sausalito is hereby requested to call a special election on the above noted question and to direct the City Clerk to conduct the election consistent with the provisions of this resolution, the Cortese-Knox-Hertzberg Act, and other applicable law. At the election, there shall be included on the ballot to be marked by the voters entitled to vote, in addition to any other matters required by law, ballot language in the following form:

Shall the order adopted on November 10, 2011 and reaffirmed on February 8, 2012 by the Marin Local Agency Formation Commission, ordering the annexation of the territory of the City of Sausalito to the Southern Marin Fire Protection District be confirmed subject to the terms and conditions specified in the order?

14. The Executive Officer is hereby authorized and directed to execute and deliver any documents and to perform all acts necessary to place the measures set forth in paragraph thirteen of this resolution on the ballot, including making any revisions, corrections, alterations to the language of the ballot measure to comply with requirements of law and election officials.
15. The Executive Officer is directed to transmit certified copies of this resolution to the City Clerk of the City of Sausalito and to the Marin County Registrar of Voters.

PASSED AND ADOPTED by the Marin Local Agency Formation Commission on this 8th day of March 2012 by the following vote:

AYES: Commissioners Arnold, Asho, Blanchfield, Heller, Rodoni
Sears & Weiner

NOES: None

ABSENT: Commissioner Condon



JEFFRY BLANCHFIELD, Chairperson

ATTEST:



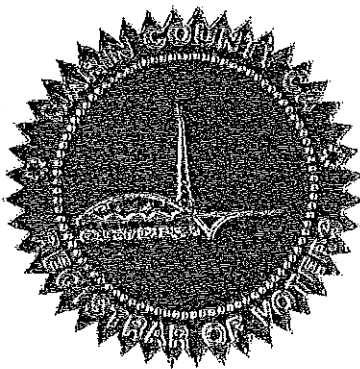
PETER V. BANNING, Executive Officer

CERTIFICATE OF CANVASS OF VOTE

I, ELAINE GINNOLD, Registrar of Voters, County of Marin, State of California, do hereby certify that on June 21, 2012, I canvassed the vote cast at the Presidential Primary Election held on June 5, 2012, and the results of said canvass are as follows:

(See Attached)

IN WITNESS WHEREOF, I have set my hand and affixed my official seal on the 21st day of June, 2012.



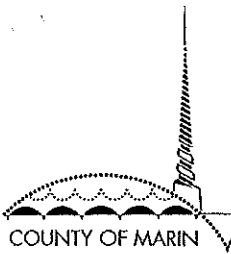
Elaine Ginnold

ELAINE GINNOLD
Registrar of Voters

MARIN COUNTY - REGISTRAR OF VOTERS
 PRESIDENTIAL PRIMARY - JUNE 5, 2012
 OFFICIAL FINAL STATEMENT OF VOTES CAST
 Measure D - City of Sausalito

Date:06/22/12
 Time:09:19:09
 Page:1 of 1

	TURN OUT			Measure D - City of Sausalito (Majority Vote Needed)						
	Reg. Voters	Cards Cast	% Turnout	Reg. Voters	Times Counted	Total Votes	YES		NO	
Jurisdiction Wide										
0310099										
Polling	1364	183	13.42%	1364	183	181	114	62.98%	67	37.02%
VBM Precinct	1364	0	0.00%	1364	0	0	0	-	0	-
VBM	1364	558	40.91%	1364	558	547	329	60.15%	218	39.85%
Total	1364	741	54.33%	1364	741	728	443	60.85%	285	39.15%
0310109										
Polling	1483	209	14.09%	1483	209	206	118	57.28%	88	42.72%
VBM Precinct	1483	0	0.00%	1483	0	0	0	-	0	-
VBM	1483	614	41.40%	1483	614	607	363	59.80%	244	40.20%
Total	1483	823	55.50%	1483	823	813	481	59.16%	332	40.84%
0310119										
Polling	1511	210	13.90%	1511	210	203	128	63.05%	75	36.95%
VBM Precinct	1511	0	0.00%	1511	0	0	0	-	0	-
VBM	1511	514	34.02%	1511	514	492	326	66.26%	166	33.74%
Total	1511	724	47.92%	1511	724	695	454	65.32%	241	34.68%
0310410										
Polling	642	122	19.00%	642	122	117	79	67.52%	38	32.48%
VBM Precinct	642	0	0.00%	642	0	0	0	-	0	-
VBM	642	267	41.59%	642	267	255	161	63.14%	94	36.86%
Total	642	389	60.59%	642	389	372	240	64.52%	132	35.48%
Total										
Polling	5000	724	14.48%	5000	724	707	439	62.09%	268	37.91%
VBM	5000	1953	39.06%	5000	1953	1901	1179	62.02%	722	37.98%
VBM Precinct	5000	0	0.00%	5000	0	0	0	-	0	-
Total	5000	2677	53.54%	5000	2677	2608	1618	62.04%	990	37.96%



ELECTIONS DEPARTMENT

Providing a responsive, transparent, and professional approach to conducting elections.

Elaine Ginnold
REGISTRAR OF VOTERS

MARIN COUNTY REGISTRAR OF VOTERS

Melvin Briones
ASSISTANT REGISTRAR OF
VOTERS

CERTIFICATE OF PETITION VERIFICATION Elections Code Sec. 9308

PO Box E
San Rafael, CA 94913

I, Elaine Ginnold, Registrar of voters, County of Marin, do hereby certify that on February 23, 2012 the verification of all signatures on the LAFCO Sausalito Fire Department Consolidation Protest Petition was completed and I find the petition to be sufficient as follows:

Marin County Civic Center
3501 Civic Center Drive
Suite 121
San Rafael, CA 94903
415 473 6456 T
415 473 6447 F
415 473 6899 TTY
www.marinvotes.org
elections@marincounty.org

Signatures required	1,276
Raw Count	1,970
Sample size	1,970
No. valid signatures in sample	1,370
No. duplicates in sample	139
No. invalid signatures in sample	461

IN WITNESS WHEREOF, I have set my hand and affixed the official seal on the 24th day of February, 2012.

SEAL

Elaine Ginnold
Registrar of Voters

RECEIVED
FEB 27 2012

BY: