

2011

POLLING PLACE
LOCATION
ON BACK COVER
POLLS OPEN
NOVEMBER 8, 2011
7:00 a.m. to 8:00 p.m.

LAST DAY TO
REGISTER TO VOTE
OCTOBER 24, 2011

VOTE-BY-MAIL
OCTOBER 10 – NOVEMBER 1
APPLICATION ON BACK COVER

IF YOU HAVE NOT
MAILED YOUR VOTED BALLOT
BEFORE ELECTION DAY
IT MAY BE DROPPED OFF AT
ANY POLLING PLACE
IN THE COUNTY OR AT
THE REGISTRAR OF VOTERS
OFFICE BY 8:00 P.M. ON
ELECTION DAY TO COUNT.

POSTMARK NOT ACCEPTED



RIVERSIDE COUNTY REGISTRAR OF VOTERS
2724 Gateway Drive, Riverside, CA 92507
951-486-7200 * 800-773-VOTE (8683)
TTY: 951-697-8966
www.voteinfo.net

COUNTY OF RIVERSIDE SAMPLE BALLOT AND INFORMATION PAMPHLET



CONSOLIDATED GENERAL ELECTION TUESDAY, NOVEMBER 8, 2011

AVISO IMPORTANTE

Una traducción en Español de esta Boleta de Muestra y Folleto de Información
al Votante puede obtenerse en la oficina del Registro de Votantes Llame al
(951) 486-7200 o 1 (800) 773-VOTE (8683)
o visite nuestra sitio www.voteinfo.net

VOTE-BY-MAIL

Vote first, Count first!



Did You Know...

- Vote-by-mail ballots are the first to be counted Election Night
- Any voter can vote-by-mail
- You can opt to vote-by-mail once or choose to receive all future ballots by mail
- Vote-by-mail ballots are mailed to voters up to 29 days before Election Day
- A vote-by-mail voter can check online to see if the Registrar has received their ballot
- Vote-by-mail ballots can be returned:
 - * by mail
 - * at a vote-by-mail drop off box at participating locations
 - * at any polling place in the County on Election Day
- The back of this pamphlet includes a vote-by-mail application

YOU HAVE THE OPTION TO

OPT-IN TO VIEW YOUR SAMPLE BALLOT ONLINE!

Voters, you have the option to view your current Sample Ballot Information Pamphlet online instead of receiving the pamphlet in the mail.

It's easy and it's great for the environment.

You can view online all future sample ballots and have 24/7 access all at your convenience.

For more information visit www.voteinfo.net
or call 951-486-7200 or 1-800-773-VOTE(8683)



Kari Verjil
Registrar of Voters



Rebecca Spencer
Assistant Registrar of Voters

REGISTRAR OF VOTERS
COUNTY OF RIVERSIDE

Dear Voter:

November 8, 2011 is Election Day. Your ballot may contain contests for Cities, Schools and/or Special Districts in Riverside County. This *Sample Ballot and Information Pamphlet* provides ballot marking instructions, polling place hours, candidate and measure information, and other election details that are important for you to review before you vote. You may mark your selections on your sample ballot and take it with you to the polls for easy reference.

Did you know that Vote-by-Mail ballots received in the Registrar of Voters office before Election Day are the first ballots counted on Election Night? You can learn more about **Vote First, Count First** by reviewing this pamphlet or by visiting www.voteinfo.net. A Vote-by-Mail application can be found on the back of this pamphlet. Simply follow the instructions, and we will mail you a ballot.

Be sure to follow the Registrar of Voters on **facebook** and **twitter**, so you can receive timely election updates and be informed about the election process.

The Registrar of Voters team is here to serve you. Please contact us anytime, so we can help make your voting experience a positive one. Thank you for participating in this election, and remember, your vote counts!

Sincerely,

A handwritten signature in black ink that reads "Kari Verjil". The signature is fluid and cursive.

Kari Verjil
Registrar of Voters

**CAN'T MAKE IT ON ELECTION DAY?
WE'RE MAKING IT EASY TO VOTE EARLY**



AT THE FOLLOWING LOCATIONS

THE REGISTRAR OF VOTERS OFFICE
2724 Gateway Drive, Riverside, CA 92507

October 10 through November 7
(excluding Holidays)

Monday through Friday
8:00 a.m. to 5:00 p.m.

Saturday, November 5
9:00 a.m. to 4:00 p.m.

Election Day, November 8
7:00 a.m. to 8:00 p.m.

Westfield Palm Desert
Shopping Center
72-840 HIGHWAY 111
Palm Desert, CA 92260

Saturday, November 5
9:00 a.m. to 4:00 p.m.



VOTE-BY-MAIL

You can request your OFFICIAL VOTE-BY-MAIL BALLOT by using the application on the back of this sample ballot booklet. Return your vote-by-mail ballot by mail or for your convenience, you can return your ballot at the following drop-off locations throughout Riverside County October 11 to November 7:

- City Clerk's Offices (as listed)
- County-run Libraries (as listed)
- The Registrar of Voters Office up until close of polls on Election Day.
- The Registrar of Voters 24-hour Drop Box is available east of the main entry doors.
- At any polling place in Riverside County on Election Day.

CITIES

Blythe
Coachella
Desert Hot Springs
Indian Wells
Norco
Palm Springs
Riverside

COUNTY LIBRARIES

Coachella
Desert Hot Springs
Highgrove
Norco
Palm Desert
Paloma Valley
Perris
Romoland
Sun City
Woodcrest



Check out our website
for all of the drop-off
locations throughout
Riverside County at
WWW.VOTEINFO.NET
or
call our office at
951-486-7200 or
1-800-773-VOTE(8683)



TO PROPERLY MARK YOUR OFFICIAL PAPER BALLOT

Please refer to the following instructions on how to properly complete your official paper ballot.

- ✓ Connect the head and tail of the arrow that points to your choice, like the example provided. Check both front and back of ballot for voting contests
- ✓ Use a black ball point pen. Do not use felt tip, red or gel ink
- ✓ One line connecting the arrow is preferred
- ✓ Vote for no more than the number of votes allowed in each contest (e.g. vote for one, vote for no more than two, etc.)
- ✓ Please keep the vote-by-mail ballot folded the same way you received it

TO MARK YOUR VOTE DRAW A LINE



VOTE!!!

**VERY IMPORTANT!!!
IF YOU ARE A VOTE-BY-MAIL VOTER, YOU MUST FILL OUT AND
SIGN YOUR RETURN ENVELOPE!**

For a demonstration on marking your ballot please visit our website at www.voteinfo.net

MAKE YOUR VOTE COUNT... MARK YOUR BALLOT CORRECTLY

EXAMPLE

CORRECT



INCORRECT



SAMPLE BALLOT / BOLETA EJEMPLAR

CONSOLIDATED GENERAL ELECTION

ELECCIÓN GENERAL CONSOLIDADA

November 8, 2011 / 8 de noviembre de 2011

Mark your choices on your sample ballot, then refer to it when you vote

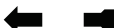
Marque sus opciones en su boleta ejemplar, luego, refiérase a el cuando esté votando

MEASURE SUBMITTED TO THE VOTERS MEDIDA SOMETIDA A LOS VOTANTES
CITY / CIUDAD
CITY OF INDIAN WELLS CIUDAD DE INDIAN WELLS

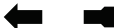
H **APPROVING AN INCREASE TO THE TRANSIENT OCCUPANCY TAX OF THE CITY OF INDIAN WELLS.** Shall Ordinance Bill No. 2011-05 be adopted to approve an increase in the City's Transient Occupancy Tax from the current rate of nine and one-quarter percent (9.25%) to a rate of eleven and one-quarter percent (11.25%)?

APROBACIÓN DE UN AUMENTO EN EL IMPUESTO A LA OCUPACIÓN TRANSITORIA DE LA CIUDAD DE INDIAN WELLS. ¿Se deberá adoptar la ordenanza N° 2011-05, que aprueba un aumento del impuesto de ocupación transitoria de la Ciudad de la tasa actual del nueve y un cuarto por ciento (9.25%) a una tasa del once y un cuarto por ciento (11.25%)?

Yes / Sí



No / No



CA33-1-016

RV 016-004

VOTER'S PAMPHLET INFORMATION SECTION

The following pages contain voter information applicable to your ballot which may include the following items:

- **CANDIDATE STATEMENTS**
- **BALLOT MEASURES**
- **ANALYSES**
- **ARGUMENTS IN SUPPORT & IN OPPOSITION**

This pamphlet section may not contain a complete list of candidates. A complete list of candidates appears on the Sample Ballot section of this pamphlet. Each candidate's statement in this pamphlet is volunteered by the candidate and is printed at the expense of the candidate unless otherwise determined by the governing body. Deposit amounts required for publication of candidate statements are listed at www.voteinfo.net.

Statements made on the following pages represent the views of the authors and are not endorsed by the County of Riverside. Internet web site addresses included in any statements are provided by the authors. The County of Riverside assumes no liability for the accuracy or content of web sites listed therein.

Arguments in support of or in opposition to the ballot measures are opinions of the authors.

The text, grammar, and spelling are as submitted by the authors.

POLLING PLACE REMINDER NO ELECTIONEERING!



All electioneering, voter solicitation, etc. is prohibited within 100 feet in any direction of the room where voters are casting ballots.

Avoid wearing or displaying campaign buttons, hats, t-shirts, and other political items.

CALIFORNIA ELECTIONS CODE §§18370, 18371

MEASURE "H"

ORDINANCE BILL NO. 2011-05

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF INDIAN WELLS, CALIFORNIA, AMENDING SECTIONS 3.12.030 AND 3.12.190 OF TITLE 3 OF THE INDIAN WELLS MUNICIPAL CODE RELATING TO TRANSIENT OCCUPANCY TAXES

WHEREAS, the People of the City of Indian Wells ("People") have the authority under Article XIII C, Section 2 of the California Constitution to approve general tax measures within the City of Indian Wells ("City").

NOW THEREFORE, THE PEOPLE OF THE CITY OF INDIAN WELLS DO ORDAIN AS FOLLOWS:

Section 1. Section 3.12.030 of Chapter 3.12 of Title 3 of the Indian Wells Municipal Code is hereby amended to read in its entirety as follows:

"3.12.030 Imposition. For the privilege of occupancy in any hotel, each transient is subject to and shall pay a tax in the amount of eleven and one-quarter percent (11.25%) of the rent or other payment made to the operator or otherwise payable by the transient in consideration of his occupancy. This tax constitutes a debt owed by the transient to the City which is extinguished only by payment to the operator or to the City. The transient shall pay the tax to the operator at the time the rent or other consideration is paid. If the rent is paid in installments, a proportionate share of the tax shall be paid with each installment. The unpaid tax shall be due when the transient ceases to occupy space in the hotel. If for any reason the tax due is not paid to the operator of the hotel, the Tax Administrator may require that such tax shall be paid directly to the Tax Administrator. Tax on occupancies furnished transients which is chargeable but not charged, in exchange for services of any kind, is due and payable to the City by the operator, the amount of tax being determined on the basis of eleven and one-quarter percent (11.25%) of the current rental values of the accommodations furnished. The tax payable upon the sale or transfer of interest in a time-share program shall be payable to the Tax Administrator. The operator shall notify the Tax Administrator of the name and address of all participants in any time-share program and shall, within thirty (30) days (30) of any change in the participants of any time-share program, notify the Tax Administrator of the name and address of any new participant."

Section 2. Section 3.12.190 of Chapter 3.12 of Title 3 of the Indian Wells Municipal Code is hereby amended to read in its entirety as follows:

"3.12.190 Transient occupancy tax. For the privilege of occupancy, other than personal use, by any person of a condominium hotel unit, as those terms are defined in Chapter 21.33, regardless of the length of such occupancy, the occupant is subject to and shall pay the transient occupancy tax ("tax") imposed by Section 3.12.030 for each and every day of occupancy commencing on the first day of occupancy and continuing until such occupancy ceases. This Section shall not apply to any person whose use constitutes personal use as defined in Section 21.33.020. The tax constitutes a debt owed by the occupant to the City, which debt is extinguished only by payment to the operator or to the City. The occupant shall pay the tax to the operator at the time the rent or other consideration for the condominium hotel unit is paid or on the last day of each month of occupancy, whichever occurs first. If the rent is paid in installments, a proportionate share of the tax shall be paid with each installment. Separate and apart from and in addition to the foregoing, any unpaid tax shall be paid by the occupant to the operator when the occupant ceases to occupy the condominium hotel unit. If for any reason the tax due is not paid to the operator of the condominium hotel, the Tax Administrator may require that such tax be paid directly to the Tax Administrator. The tax on occupancies furnished to transients that is chargeable but not charged, or is provided in exchange for services or other consideration of any kind, is due and payable to the operator and to the City by the operator, and the amount of tax shall be determined on the basis of eleven and one-quarter percent (11.25%) of the cash rental value of the condominium hotel unit based on the value of condominium hotel units during the period of occupancy, in the same condominium hotel or similar accommodations in the City, whichever the Tax Administrator determines to be most applicable. The tax is also payable upon the sale or transfer of an ownership interest in a condominium hotel unit and shall be paid to the Tax Administrator by the condominium hotel unit owner in such event. The operator shall notify the Tax Administrator of the name and address of all record owners of condominium hotel units within the operator's condominium hotel and shall, within thirty (30) days of any change in such owner(s) of any condominium hotel unit or their address, notify the Tax Administrator of the name and address of any and all new owner(s). The Tax Administrator is authorized to adopt and interpret such rules and regulations as may be necessary or convenient to implement this Section; provided however, that such rules and regulations and the interpretation of such rules and regulations shall not be contrary to applicable law, including, without limitation, this Code, or any state or federal statute or constitutional provision, including, without limitation, Proposition 218 (Cal. Const., Arts. XIII C and XIID)."

Section 3. Proceeds of the tax imposed by this Ordinance shall be deposited into the general fund of the City and shall be available for all legal purposes.

Section 4. If any section, subsection, sentence, clause, phrase or provision of this Ordinance or the application thereof to any person or circumstances is held invalid or unconstitutional by any court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity of any other provision or applications, and to this end the provisions of this Ordinance are declared to be severable. The People hereby declare that they would have passed this Ordinance and each section, subsection, sentence, clause, phrase or provision thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or provisions thereof be declared invalid or unconstitutional.

Section 5. If adopted, this Ordinance will increase the rate of the City's existing Transient Occupancy Tax, which is a general tax of the City, by two percent (2.0%). This Ordinance was proposed by the City Council of the City of Indian Wells through the approval and introduction of this Ordinance and the adoption of Resolution Bill 2011-24 by the affirmative votes of not less than five of its members as required by Article XIIC of the California Constitution pursuant to existing emergency conditions.

Section 6. This Ordinance shall take effect only if approved by a majority of the eligible voters of the City of Indian Wells voting at a Special Municipal Election to be held on November 8, 2011, and shall take effect immediately after the City Council has certified the results of the Special Municipal Election by resolution.

Section 7. The Mayor is hereby authorized to attest to the adoption of this Ordinance by the People voting thereon on November 8, 2011, by signing where indicated below.

I hereby certify that the foregoing Ordinance was **PASSED, APPROVED AND ADOPTED** by the people of the City of Indian Wells on the 8th day of November, 2011.

PATRICK J. MULLANY
MAYOR

ATTEST: **GREG JOHNSON**
CITY MANAGER/CITY CLERK

APPROVED AS TO FORM: **STEPHEN P. DEITSCH**
CITY ATTORNEY

IMPARTIAL ANALYSIS OF MEASURE “H”

The City of Indian Wells (“City”) currently imposes a transient occupancy tax (“TOT”), also known as a hotel room tax, at the rate of nine and one-quarter percent (9.25%) of the rent paid by guests to occupy a room or other rented space in the City on a temporary basis. The City Municipal Code imposes the TOT on the guest of any structure or any portion of any structure which is occupied or intended or designed for use or occupancy by transients, including but not limited to a cottage, condominium, house, hotel, inn, tourist home or house, motel, studio hotel, bachelor hotel, lodging house, rooming house, apartment house, dormitory, public or private club, time share program, or other similar structure or portion thereof (referred to throughout this analysis as a “hotel”).

The TOT is imposed upon paying guests of a hotel within the City for occupying a room or other space for a period of thirty (30) consecutive calendar days or less. The passage of Measure “H” would amend the City Municipal Code to increase the TOT rate by two percent (2.0%) and establish the total rate at eleven and one-quarter percent (11.25%). Measure “H” does not amend the City’s Municipal Code in any other manner.

Measure “H” is a general tax and may be used for any general governmental purpose of the City, such as expenditures for fire, paramedic, and police services; street maintenance; public works projects, graffiti removal; and maintenance of parks and public facilities. In order for the City to adopt the amendments to its Municipal Code as described above, Measure “H” must be approved by a majority of the votes cast by the qualified voters of the City.

A “yes” vote on Measure “H” authorizes the City to adopt the amendment to the City Municipal Code, thereby increasing the TOT rate by two percent (2.0%) to establish the total rate at eleven and one-quarter percent (11.25%).

A “no” vote on Measure “H” prohibits the City from adopting the amendment to the City Municipal Code, thereby prohibiting an increase of the TOT rate by two percent (2.0%) such that the total rate would remain at its current level of nine and one-quarter percent (9.25%).

By: City Attorney

ARGUMENT IN FAVOR OF MEASURE “H”

Hotel transient occupancy tax (TOT) is an important, needed revenue source for the City of Indian Wells, enabling the City to continue providing quality public services to its community. The City’s primary economic engine is tourism and the City collects TOT primarily from the four major hotels within the City. Transient occupancy tax is paid by guests staying at Indian Wells hotels and is not a tax burden on local residents.

The State of California has appropriated City Redevelopment Agency monies to balance the State budget. This has resulted in a yearly loss to the City’s General Fund of approximately \$3.6 million, which must now be offset by budget cuts and new revenue generation.

The City needs your support to increase the transient occupancy tax from the current rate of 9.25% to 11.25%. The new tax rate is projected to generate approximately \$1 million annually in additional revenue needed to help ensure the long-term fiscal health of the City. The proposed 11.25% rate is equivalent to the average TOT rate in the Coachella Valley, and below the average for a luxury destination across the country. Indian Wells hotels are in support of this ballot measure as they, too, have a vested benefit in ensuring the City’s financial stability and its ability to promote tourism. The hotels concluded that the increase will not have a negative impact on hotel gross sales or the ability to book future leisure and group business.

The proposed transient occupancy tax increase is fair, reasonable and necessary to ensure the long-term financial health of the City, and the continuation of key municipal services and amenities. VOTE YES on ballot measure “H” to increase the transient occupancy tax.

By: Patrick J. Mullany, Mayor

William Powers, Mayor Pro Tem

Larry Spicer, Council Member

Douglas H. Hanson, Council Member

Mary T. Roche, Council Member

NO ARGUMENT FILED AGAINST MEASURE “H”

FROM



DID YOU SIGN YOUR APPLICATION?

**REGISTRAR OF VOTERS
2724 GATEWAY DRIVE
RIVERSIDE CA 92507-0923**



NOTICE TO THE VOTER WITH SPECIAL NEEDS:

A "YES" or "NO" printed under the disabled symbol/arrow on the back cover of this pamphlet indicates whether or not your assigned polling place is accessible to physically disabled voters. Please be advised of the following alternate ways you may cast your ballot.

- **By mail.** You may request a vote-by-mail ballot. Simply complete the application on the back cover of this pamphlet. The application must be mailed to reach the Registrar of Voters Office by the deadline given.
- **Early Voting.** You may vote at the Registrar of Voters office located at 2724 Gateway Drive, Riverside, CA 92507, October 10 - November 7 (excluding Holidays), Monday through Friday, 8:00 a.m. to 5:00 p.m.; Saturday, November 5, 9:00 a.m. to 4:00 p.m.; and Election Day, November 8, 7:00 a.m. to 8:00 p.m.
- **Curbside Voting on Election Day.** If you are unable to enter the polling place due to a physical disability, you may request Curbside Voting at your assigned polling place. Upon arrival at the polling place, you will be allowed to vote in a location as near as possible to the entrance that is accessible to the physically disabled. If you require Curbside Voting, please call 1-877-663-9906 before going to your assigned polling place and/or when you arrive at the facility. An Election Officer will be contacted prior to your arrival to meet you at the curb.

REGISTRAR OF VOTERS
2724 GATEWAY DRIVE
RIVERSIDE, CA 92507-0918



NONPROFIT
U.S. POSTAGE
PAID
Registrar of Voters
Riverside

VOTE-BY-MAIL BALLOT APPLICATION

APPLICATION MUST BE RECEIVED NO LATER THAN NOVEMBER 1, 2011

I hereby request a ballot for the Consolidated General Election, November 8, 2011.

PLEASE PRINT:

NAME AS REGISTERED

RESIDENCE ADDRESS AS REGISTERED

CITY STATE ZIP

MAIL BALLOT TO:

ADDRESS (IF DIFFERENT)

CITY STATE ZIP

☐ ☒ Check this box to request PERMANENT VOTE-BY-MAIL status.

I declare, under penalty of perjury that the information provided is true and correct to the best of my knowledge.

↓ POSTMASTER DELIVER TO ↓

SIGNATURE
REQUIRED

SIGNATURE OF VOTER DATE

33-BCov GENERAL 11-08-11

BALLOT
TYPE BT016

✓ **You May Cast Your Vote Early**
At

THE REGISTRAR OF VOTERS OFFICE
2724 Gateway Drive, Riverside, CA 92507

October 10 through November 7 (excluding Holidays)
Monday through Friday, 8:00 a.m. to 5:00 p.m.
Saturday, November 5, 9:00 a.m. to 4:00 p.m.

Election Day November 8
7:00 a.m. to 8:00 p.m.

IMPORTANT NOTICE!!!

Accessible Voting Unit available at all polling locations.

TO MARK YOUR VOTE
DRAW A LINE



VOTE!!!

For a demonstration on marking your ballot visit www.voteinfo.net

VOTE EARLY

IT'S QUICK
IT'S EASY

IT'S CONVENIENT

GET OUT OF LINE ON ELECTION DAY!

VOTE-BY-MAIL

↓ LOCATION OF YOUR POLLING PLACE ↓



ACCESS?

