

STAFF REPORT

CITY CLERK'S OFFICE



Date: June 1, 2016

To: Mayor and Members of the City Council
John Gillison, City Manager

From: Linda A. Troyan, MMC, City Clerk Services Director

Subject: **Consideration to Approve Resolutions Pertaining to the November 8, 2016 General Municipal Election**

RECOMMENDATION

It is recommended that the City Council adopt the following Resolutions pertaining to the November 8, 2016 election:

- Resolution No. 16-059 Calling and giving Notice of a General Municipal Election on November 8, 2016 for two Members of the City Council, City Clerk and City Treasurer; and to consolidate said election with the County of San Bernardino.
- Resolution No. 16-060 Adopting Regulations for Candidates for Elective Office pertaining to the preparation of materials submitted to the electorate and the costs of the Candidate Statement for the November 8, 2016 election.
- Resolution No. 16-061 Authorizing the filing of Written Arguments regarding a City Measure and Directing the City Attorney to prepare an Impartial Analysis.
- Resolution No. 16-062 Providing for the filing of Rebuttal Arguments.

BACKGROUND/ANALYSIS

The City of Rancho Cucamonga is scheduled to conduct a General Municipal Election on November 8, 2016 for the purpose of electing two Members of the City Council, City Clerk, and City Treasurer, at large, for four-year terms. The nomination period begins on Monday, July 18, 2016 and will close on Friday, August 12, 2016. If an incumbent does not file, the period is extended to Wednesday, August 17, 2016 for candidates other than the incumbent to file for that office.

The City contracts with the County of San Bernardino Registrar of Voters Office for election services and it is required that the City request consolidation of the Municipal Election with the Presidential General Election. The Resolution calling and giving notice of the November 8, 2016 election and requesting the County to consolidate the General Municipal Election with the Presidential General election is attached for consideration. Also attached is a Resolution establishing regulations for candidates for elective office pertaining to candidate statements submitted to the voters. Only candidates wishing to submit a candidate statement will be required to pay a deposit to cover the cost of printing the statement in the sample ballots.

On May 4, 2016, the City Council adopted Resolution No. 16-051 ordering that a question relating to electing members of the City Council by the voters in four Council Districts with an at large Mayor, beginning in 2018 and 2020, be submitted to the voters at the Regular Municipal Election on November 8, 2016. Attached are Resolutions finalizing that action which consist of authorizing the filing of Arguments, both for and against the ballot measure, and directing the City Attorney to prepare the Impartial Analysis. The Resolution authorizing the filing of Arguments provides the opportunity for the City Council to file an Argument, should they decide to do so.

Sufficient funds have been included in the proposed FY 2016-2017 budget.

Adoption of the attached resolutions is required to begin the election process and consolidate with the Presidential General election to be held on the same date.

After the Council approves the Resolutions, I will proceed with the San Bernardino County Registrar's Office to place these matters on the November 8, 2016 ballot.

Respectfully,



Linda A. Troyan, MMC
City Clerk Services Director

Attachments:

Resolution No. 16-059
Resolution No. 16-060
Resolution No. 16-061
Resolution No. 16-062

RESOLUTION NO. 16-059

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO CUCAMONGA, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION ON TUESDAY, NOVEMBER 8, 2016, FOR THE ELECTION OF CERTAIN OFFICERS AND REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN BERNARDINO TO CONSOLIDATE THE GENERAL MUNICIPAL ELECTION WITH THE PRESIDENTIAL GENERAL ELECTION TO BE HELD PURSUANT TO ELECTIONS CODE SECTION 10403 RELATING TO GENERAL LAW CITIES

WHEREAS, under the provisions of the laws relating to general law cities on the State of California, a Regular Municipal Election shall be held on November 8, 2016, for the election of municipal officers; and

WHEREAS, it is desirable that the General Municipal Election be consolidated with the Presidential General election to be held on the same date and that within the city, the precincts, polling places and election officers of the two elections be the same, and that the county election department of the County of San Bernardino canvass the returns of the General Municipal Election and that the election be held on all respects as if there were only one election; and

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

SECTION 1. Pursuant to the requirements of the laws of the State of California relating to General Law cities, there is called and ordered to be held in the City of Rancho Cucamonga, California, on Tuesday, November 8, 2016, a General Municipal Election for the purpose of electing two (2) Members of the City Council, one (1) City Clerk and one (1) City Treasurer, for the full term of four years.

SECTION 2. The ballots to be used at the election shall be in the form and content as required by the law.

SECTION 3. The City Clerk is authorized, instructed and directed to procure and furnish any and all official ballots, notices, printed matter and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct the election.

SECTION 4. The polls for the election shall be open at seven o'clock a.m. the day of the election and shall remain open continuously from that time until eight o'clock p.m. of the same day when the polls shall be closed, except as provided in Section 14401 of the elections code.

SECTION 5. In all particulars not recited in this Resolution, the election shall be held and conducted as provided by law for holding municipal elections.

SECTION 6. That pursuant to the requirements of Section 10403 of the Elections Code, the Board of Supervisors of the County of San Bernardino is hereby requested to consent and agree to the consolidation of a General Municipal Election with the Presidential General election on Tuesday, November 8, 2016, for the purpose of the election of two (2) Members of the City Council, one (1) City Clerk and one (1) City Treasurer each for full terms of four years.

SECTION 7. The County Registrar of Voters is authorized to canvass the returns of the Regular Municipal Election. The election shall be held in all steps necessary for the holding of the consolidated election.

SECTION 8. The Board of Supervisors is requested to issue instructions to the County Registrar of Voters to take any and all steps necessary for the holding of the consolidated election.

SECTION 9. The City of Rancho Cucamonga recognizes that additional costs will be incurred by the County by reason of this consolidation and agrees to reimburse the County for any costs.

SECTION 10. Notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law. Notwithstanding the generality of the foregoing, the City Clerk is hereby instructed to act in conformance with California Elections Code Section 10403 and to file this Resolution with the Board of Supervisors of San Bernardino County and to transmit a copy of the same to the San Bernardino County elections official.

SECTION 11. The City Clerk shall certify the adoption of this Resolution and enter it into the Book of original Resolutions.

PASSED, APPROVED, AND ADOPTED this 1st day of June 2016.

L. Dennis Michael, Mayor

ATTEST:

Janice C. Reynolds, City Clerk

I, JANICE C. REYNOLDS, CITY CLERK of the City of Rancho Cucamonga, California, do hereby certify that the foregoing Resolution was duly passed, approved and adopted by the City Council of the City of Rancho Cucamonga, California, at a Regular Meeting of said City Council held on the 1st day of June 2016.

Executed this 2nd day of June 2016, at Rancho Cucamonga, California.

Janice C. Reynolds, City Clerk

RESOLUTION NO. 16-059

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO CUCAMONGA, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION ON TUESDAY, NOVEMBER 8, 2016, FOR THE ELECTION OF CERTAIN OFFICERS AND REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN BERNARDINO TO CONSOLIDATE THE GENERAL MUNICIPAL ELECTION WITH THE PRESIDENTIAL GENERAL ELECTION TO BE HELD PURSUANT TO ELECTIONS CODE SECTION 10403 RELATING TO GENERAL LAW CITIES

WHEREAS, under the provisions of the laws relating to general law cities on the State of California, a Regular Municipal Election shall be held on November 8, 2016, for the election of municipal officers; and

WHEREAS, it is desirable that the General Municipal Election be consolidated with the Presidential General election to be held on the same date and that within the city, the precincts, polling places and election officers of the two elections be the same, and that the county election department of the County of San Bernardino canvass the returns of the General Municipal Election and that the election be held on all respects as if there were only one election; and

NOW, THEREFORE, the City Council of the City of Rancho Cucamonga, California, does resolve, declare, determine and order as follows:

SECTION 1. Pursuant to the requirements of the laws of the State of California relating to General Law cities, there is called and ordered to be held in the City of Rancho Cucamonga, California, on Tuesday, November 8, 2016, a General Municipal Election for the purpose of electing two (2) Members of the City Council, one (1) City Clerk and one (1) City Treasurer, for the full term of four years.

SECTION 2. The ballots to be used at the election shall be in the form and content as required by the law.

SECTION 3. The City Clerk is authorized, instructed and directed to procure and furnish any and all official ballots, notices, printed matter and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct the election.

SECTION 4. The polls for the election shall be open at seven o'clock a.m. the day of the election and shall remain open continuously from that time until eight o'clock p.m. of the same day when the polls shall be closed, except as provided in Section 14401 of the elections code.

SECTION 5. In all particulars not recited in this Resolution, the election shall be held and conducted as provided by law for holding municipal elections.

SECTION 6. That pursuant to the requirements of Section 10403 of the Elections Code, the Board of Supervisors of the County of San Bernardino is hereby requested to consent

and agree to the consolidation of a General Municipal Election with the Presidential General election on Tuesday, November 8, 2016, for the purpose of the election of two (2) Members of the City Council, one (1) City Clerk and one (1) City Treasurer each for full terms of four years.

SECTION 7. The County Registrar of Voters is authorized to canvass the returns of the Regular Municipal Election. The election shall be held in all steps necessary for the holding of the consolidated election.

SECTION 8. The Board of Supervisors is requested to issue instructions to the County Registrar of Voters to take any and all steps necessary for the holding of the consolidated election.

SECTION 9. The City of Rancho Cucamonga recognizes that additional costs will be incurred by the County by reason of this consolidation and agrees to reimburse the County for any costs.

SECTION 10. Notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law. Notwithstanding the generality of the foregoing, the City Clerk is hereby instructed to act in conformance with California Elections Code Section 10403 and to file this Resolution with the Board of Supervisors of San Bernardino County and to transmit a copy of the same to the San Bernardino County elections official.

SECTION 11. That in the event of a tie vote (if any two or more persons receive an equal and the highest number of votes for an office) as certified by the Election Official, the City Council, in accordance with Elections Code §15651 (a) shall set a date and time and place and summon the candidates who have received the tie votes to appear and will determine the tie by lot.

SECTION 12. The City Clerk shall certify the adoption of this Resolution and enter it into the Book of original Resolutions.

RESOLUTION NO. 16-060**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO CUCAMONGA, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO THE PREPARATION OF MATERIALS SUBMITTED TO THE ELECTORATE AND THE COSTS OF THE CANDIDATE STATEMENT FOR THE NOVEMBER 8, 2016 ELECTION.**

WHEREAS, Section 13307 of the Elections Code of the State of California provides that the governing body of any city may adopt a charge against candidates pertaining to materials prepared by any candidate for municipal election, including costs of the candidates' statement.

NOW THEREFORE, the City Council of the City of Rancho Cucamonga does hereby resolve, declare, determine and order as follows:

SECTION 1: General Provisions. That pursuant to Section 13307 of the Elections Code of the State of California, each candidate for elective office to be voted for at the General Municipal Election to be held in the City of Rancho Cucamonga on November 8, 2016, may prepare a candidate statement on an appropriate form provided by the City Clerk. Such statement may include the name, age and occupation of the candidate and a brief description of no more than 200 words of the candidate's education and qualifications expressed by the candidate himself or herself. Such statement shall not include party affiliation of the candidate, nor membership or activity in partisan political organizations. Such statement shall be filed in the Office of the City Clerk at the time the candidate's nomination papers are filed. Such statement may be withdrawn, but not changed, during the period for filing nomination papers and until 5:00 p.m. of the next working day after the close of the nomination period.

SECTION 2: Additional Materials. No candidate will be permitted to include additional materials in the sample ballot package.

SECTION 3. FOREIGN LANGUAGE POLICY. Pursuant to the Federal Voting Rights Act, candidate statements will be translated into all languages required by the County of San Bernardino. The County will mail separate sample ballots and candidates statements in the required languages to only those voters who are on the county voter file as having requested a sample ballot in a particular language. The County will make the sample ballots and candidates statements in the required languages available at all polling places, on the County's website, and in the Election Official's office.

SECTION 4: Payment. The City Clerk shall estimate the total cost of printing, handling, translating and mailing the candidate's statements filed pursuant to the Elections Code, including costs incurred as a result of complying with the Voting Rights Act of 1965 (as amended), and require each candidate filing a statement to pay in advance his or her pro rata share as a condition of having his or her statement included in the voter's pamphlet. The estimate is just an approximation of the actual cost that varies from one election to another election and may be significantly more or less than the estimate, depending upon the actual number of candidates filing statements. Accordingly, the Clerk is not bound by the estimate and may, on a pro rata basis, bill the candidate for additional actual expense or refund any excess paid depending on the final

cost. In the event of underpayment, the Clerk may require the candidate to pay the balance of the cost incurred. In the event of overpayment, the Clerk shall prorate the excess amount among the candidates and refund the excess amount paid.

SECTION 5: That the City Clerk shall provide each candidate or the candidate's representative a copy of this Resolution at the time nominating petitions are issued.

SECTION 6: That all previous Resolutions establishing Council policy on payment for candidate's statements are repealed.

SECTION 7: That this Resolution shall apply only to the election to be held on November 8, 2016 and shall then be repealed.

PASSED, APPROVED, AND ADOPTED this 1st day of June 2016.

L. Dennis Michael, Mayor

ATTEST:

Janice C. Reynolds, City Clerk

I, JANICE C. REYNOLDS, CITY CLERK of the City of Rancho Cucamonga, California, do hereby certify that the foregoing Resolution was duly passed, approved and adopted by the City Council of the City of Rancho Cucamonga, California, at a Regular Meeting of said City Council held on the 1st day of June 2016.

Executed this 2nd day of June 2016, at Rancho Cucamonga, California.

Janice C. Reynolds, City Clerk

RESOLUTION NO. 16-061

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO CUCAMONGA, CALIFORNIA, AUTHORIZING THE FILING OF WRITTEN ARGUMENT(S) REGARDING A CITY MEASURE AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS.

WHEREAS, a General Municipal Election is to be held in the City of Rancho Cucamonga, California, on November 8, 2016, at which there will be submitted to the voters the following measure:

Shall four members of the City Council of the City of Rancho Cucamonga be elected by geographic districts with the Mayor elected at large as described in Ordinance No. 887?	YES	
	NO	

NOW, THEREFORE, The City Council of the City Of Rancho Cucamonga, California, does resolve, declare, determine, and order as follows:

SECTION 1. That the City Council authorizes ALL members of the City Council to file (a) written argument(s) In Favor of or Against City measure(s) not exceeding 300 words, accompanied by the printed name(s) and signature(s) of the author(s) submitting it, in accordance with Article 4, Chapter 3, Division 9 of the Elections Code of the State of California. The arguments may be changed or withdrawn until and including the date fixed by the City Clerk after which no arguments for or against the City measure may be submitted to the City Clerk.

The arguments shall be filed with the City Clerk, signed, with the printed name(s) and signature(s) of the author(s) submitting it, or if submitted on behalf of an organization, the name of the organization, and the printed name and signature of at least one of its principal officers who is the author of the argument. The arguments shall be accompanied by the Form of Statement To Be Filed By Author(s) of Argument (attached).

SECTION 2. That the City Council directs the City Clerk to transmit a copy of the measure to the City Attorney, unless the organization or salaries of the office of the City Attorney are affected.

a. The City Attorney shall prepare an impartial analysis of the measure not exceeding 500 words showing the effect of the measure on the existing law and the operation of the measure. If the measure affects the organization or salaries of the office of the City Attorney, the City Clerk shall prepare the impartial analysis.

b. The analysis shall include a statement indicating whether the measure was placed on the ballot by a petition signed by the requisite number of voters or by the governing body of the City.

c. In the event the entire text of the measure is not printed on the ballot, nor in the voter information portion of the sample ballot, there shall be printed immediately below the impartial analysis, in no less than 10-point type, the following: "The above statement is an impartial analysis of Ordinance or Measure _____. If you desire a copy of the ordinance or measure, please call the election official's office at (insert phone number) and a copy will be mailed at no cost to you."

d. The impartial analysis shall be filed by the date set by the City Clerk for the filing of primary arguments.

SECTION 3. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED, AND ADOPTED this 1st day of June 2016.

L. Dennis Michael, Mayor

ATTEST:

Janice C. Reynolds, City Clerk

I, JANICE C. REYNOLDS, CITY CLERK of the City of Rancho Cucamonga, California, do hereby certify that the foregoing Resolution was duly passed, approved and adopted by the City Council of the City of Rancho Cucamonga, California, at a Regular Meeting of said City Council held on the 1st day of June 2016.

Executed this 2nd day of June 2016, at Rancho Cucamonga, California.

Janice C. Reynolds, City Clerk

ARGUMENTS

FORM OF STATEMENT TO BE FILED BY AUTHORS OF ARGUMENTS

All arguments concerning measures filed pursuant to Division 9, Chapter 3 (beginning with § 9200) of the Elections Code shall be accompanied by the following form statement to be signed by each proponent, and by each author, if different, of the argument:

The undersigned proponent (s) or author(s) of the (primary/rebuttal) argument (in favor of/against) ballot proposition (name or number) at the (title of election) election for the (jurisdiction) to be held on November 8, 2016 hereby state that the argument is true and correct to the best of (his/her/their) knowledge and belief.

Print Name _____ Title _____ (If applicable):Submitted on behalf of : _____ <p style="text-align: center;">(name of organization)</p>	Signature _____ Date _____
Print Name _____ Title _____ (If applicable):Submitted on behalf of : _____ <p style="text-align: center;">(name of organization)</p>	Signature _____ Date _____
Print Name _____ Title _____ (If applicable):Submitted on behalf of : _____ <p style="text-align: center;">(name of organization)</p>	Signature _____ Date _____
Print Name _____ Title _____ (If applicable):Submitted on behalf of : _____ <p style="text-align: center;">(name of organization)</p>	Signature _____ Date _____
Print Name _____ Title _____ (If applicable):Submitted on behalf of : _____ <p style="text-align: center;">(name of organization)</p>	Signature _____ Date _____

All Authors must print his/her name **and sign this form** (EC 9600)
 AND
 Print his/her name **and sign the Argument itself** (EC 9283)
 AND
 Print his/her name **and sign the Rebuttal Argument itself** (EC 9285)
 Further, pursuant to Election Code § 9282, printed arguments submitted to the voters shall be titled either "Argument In Favor Of Measure ___" or "Argument Against Measure ___".
 Likewise, printed rebuttal arguments submitted pursuant to Election Code § 9285 shall be titled either "Rebuttal To Argument In Favor Of Measure ___" or "Rebuttal to Argument Against Measure ___".

RESOLUTION NO. 16-062

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO CUCAMONGA, CALIFORNIA, PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS FOR CITY MEASURES SUBMITTED AT MUNICIPAL ELECTIONS.

WHEREAS, § 9282 of the Elections Code of the State of California provides for written arguments to be filed in favor of or against city measures not to exceed 300 words in length; and

WHEREAS, § 9285 of the Elections Code of the State of California authorizes the City Council, by majority vote, to adopt provisions to provide for the filing of rebuttal arguments for city measures submitted at municipal elections;

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

SECTION 1. That pursuant to Section 9285 of the Elections Code of the State of California, when the elections official has selected the arguments for and against the measure (not exceeding 300 words each) which will be printed and distributed to the voters, the elections official shall send a copy of an argument in favor of the proposition to the authors of any argument against the measure and a copy of an argument against the measure to the authors of any argument in favor of the measure immediately upon receiving the arguments.

The author or a majority of the authors of an argument relating to a city measure may prepare and submit a rebuttal argument not exceeding 250 words or may authorize in writing any other person or persons to prepare, submit, or sign the rebuttal argument.

A rebuttal argument may not be signed by more than five authors.

The rebuttal arguments shall be filed with the City Clerk, signed, with the printed name(s) and signature(s) of the author(s) submitting it, or if submitted on behalf of an organization, the name of the organization, and the printed name and signature of at least one of its principal officers, **not more than 10 days after** the final date for filing direct arguments. The rebuttal arguments shall be accompanied by the Form of Statement To Be Filed By Author(s) of Argument (attached)

Rebuttal arguments shall be printed in the same manner as the direct arguments. Each rebuttal argument shall immediately follow the direct argument which it seeks to rebut.

SECTION 2. That all previous resolutions providing for the filing of rebuttal arguments for city measures are repealed.

SECTION 3. That the provisions of Section 1 shall apply only to the election to be held on November 8, 2016, and shall then be repealed]

SECTION 4. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

PASSED, APPROVED, AND ADOPTED this 1st day of June 2016.

L. Dennis Michael, Mayor

ATTEST:

Janice C. Reynolds, City Clerk

I, JANICE C. REYNOLDS, CITY CLERK of the City of Rancho Cucamonga, California, do hereby certify that the foregoing Resolution was duly passed, approved and adopted by the City Council of the City of Rancho Cucamonga, California, at a Regular Meeting of said City Council held on the 1st day of June 2016.

Executed this 2nd day of June 2016, at Rancho Cucamonga, California.

Janice C. Reynolds, City Clerk

ARGUMENTS

FORM OF STATEMENT TO BE FILED BY AUTHORS OF ARGUMENTS

All arguments concerning measures filed pursuant to Division 9, Chapter 3 (beginning with § 9200) of the Elections Code shall be accompanied by the following form statement to be signed by each proponent, and by each author, if different, of the argument:

The undersigned proponent (s) or author(s) of the (primary/rebuttal) argument (in favor of/against) ballot proposition (name or number) at the (title of election) election for the (jurisdiction) to be held on November 8, 2016 hereby state that the argument is true and correct to the best of (his/her/their) knowledge and belief.

Print Name _____ Title _____ (If applicable):Submitted on behalf of : _____ <p style="text-align: center;">(name of organization)</p>	Signature _____ Date _____
Print Name _____ Title _____ (If applicable):Submitted on behalf of : _____ <p style="text-align: center;">(name of organization)</p>	Signature _____ Date _____
Print Name _____ Title _____ (If applicable):Submitted on behalf of : _____ <p style="text-align: center;">(name of organization)</p>	Signature _____ Date _____
Print Name _____ Title _____ (If applicable):Submitted on behalf of : _____ <p style="text-align: center;">(name of organization)</p>	Signature _____ Date _____
Print Name _____ Title _____ (If applicable):Submitted on behalf of : _____ <p style="text-align: center;">(name of organization)</p>	Signature _____ Date _____

All Authors must print his/her name **and sign this form** (EC 9600)
 AND
 Print his/her name **and sign the Argument itself** (EC 9283)
 AND
 Print his/her name **and sign the Rebuttal Argument itself** (EC 9285)
 Further, pursuant to Election Code § 9282, printed arguments submitted to the voters shall be titled either "Argument In Favor Of Measure ___" or "Argument Against Measure ___".
 Likewise, printed rebuttal arguments submitted pursuant to Election Code § 9285 shall be titled either "Rebuttal To Argument In Favor Of Measure ___" or "Rebuttal to Argument Against Measure ___".