



BALLOT MEASURE SUBMITTAL FORM

Official Use Only: Date Stamp

RECEIVED
Alameda County

JUL 17 2026

Reg. of Voters

All fields with an * are required.

BALLOT MEASURE QUESTION

Jurisdiction Name*: City of Union City

Election Date*: November 3, 2026

Note: The information as it appears within the text box will be printed on the ballot and voter guide.

Insert ballot question text here*:

“Union City Essential Services Extension Measure. To maintain critical city services, including 9-1-1 emergency response/paramedics/fire protection; street/pothole repair; neighborhood police patrols; crime/gun violence prevention programs; youth/senior programs; and other city services, shall the measure extending the City of Union City’s existing voter-approved utility users tax for 9 years at the current 5% rate (no increase), providing \$7,000,000 annually, with senior/ low-income exemptions, annual audits, and all funds locally controlled, be adopted?”

TYPE OF MEASURE*

☒ Regular Measure ☐ Parcel Tax

☐ Bond Measure ☐ Charter Amendment

PERCENTAGE NEEDED TO PASS*

☒ 50% + 1 ☐ 66.6667% ☐ 2/3

☐ Other: Click or tap here to enter text.

FULL-TEXT OPTION*

Full Text to be printed in the Voter Information Pamphlet:

☒ YES (*note: must provide an MS Word file*)

☐ NO – Do not print, but it’s accessible at: Click or tap here to enter text.

AUTHORIZED REPRESENTATIVE/CONTACT PERSON*

(office use)

Print Name: [REDACTED]

Signature: [REDACTED]

Phone #: [REDACTED]

Email: [REDACTED]

CONTACT INFORMATION

(public use)

Phone #: 510-675-5448

Email: cityclerk@unioncityca.gov

Website: www.unioncityca.gov

RESOLUTION NO. 2026-112

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF UNION CITY CALLING AN ELECTION TO BE HELD ON NOVEMBER 3, 2026, FOR VOTER CONSIDERATION OF A BALLOT MEASURE SEEKING VOTER AUTHORIZATION TO AMEND MUNICIPAL CODE CHAPTER 3.28 TO EXTEND THE TERM OF THE CITY'S EXISTING UTILITY USERS TAX WITHOUT A RATE INCREASE; ESTABLISHING POLICIES AND PROCEDURES IN CONNECTION WITH SUCH AN ELECTION; REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF ALAMEDA TO CONSOLIDATE THE GENERAL MUNICIPAL ELECTION WITH THE GENERAL ELECTION TO BE HELD ON NOVEMBER 3, 2026; REQUESTING CERTAIN SERVICES OF THE REGISTRAR OF VOTERS OF ALAMEDA COUNTY WITH RESPECT TO THE CONSOLIDATED GENERAL MUNICIPAL ELECTION; AND PROVIDING FOR SUBMITTAL OF BALLOT ARGUMENTS AND REBUTTALS AND AUTHORIZING THE FILING OF AN IMPARTIAL ANALYSIS

Reg. of Voters

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WHEREAS, the City of Union City (the "City") is authorized to levy a Utility Users Tax ("UUT"); and

WHEREAS, Chapter 3.28 of the Union City Municipal Code establishes a UUT of five percent (5%) within the City; and

WHEREAS, the UUT is paid by recipients of telecommunications, video (including all means and methods of transmission), electric, and gas utility services, collected by the utilities as part of regular billing, and remitted to the City; and

WHEREAS, the UUT will automatically expire on December 31, 2028; and

WHEREAS, the UUT generates approximately seven million dollars (\$7,000,000) annually for the City's General Fund; and

WHEREAS, the City wishes to maintain vital services for thousands of Union City citizens every year; and

WHEREAS, extending voter-approved locally controlled funding with no increase in tax rate will maintain public safety, pothole repair and street maintenance, crime prevention, parks and recreation programs, and other city services with funding that cannot be taken by the State; and

WHEREAS, the public has indicated that maintaining 9-1-1 emergency response times and fire protection is a top priority; and

WHEREAS, continuing this local funding will help keep community police officers on the streets to maintain successful crime-fighting efforts that keep Union City residents safe; and

WHEREAS, Council wishes to prevent serious cuts to City services, which it would have to consider if another revenue source is not identified; and

WHEREAS, voter-approved, locally controlled funding has helped maintain the City's emergency reserves and fiscal stability; and

WHEREAS, by law, all funds from an extension of existing, voter-approved local funding must continue to stay in Union City to maintain local services – no funds can be taken by Sacramento or the federal government; and

WHEREAS, all funds will continue to be subject to mandatory financial audits and yearly reports to the community to ensure funds are spent as promised; and

WHEREAS, Union City voters initially approved the UUT in November 2020; and

WHEREAS, the UUT is and was always intended to apply to all means of transmission for video services, including transmission via the internet and streaming services. The immediately preceding sentence is declarative of existing law; and

WHEREAS, Article XIII C, Section 2(b) of the California Constitution requires that any general tax for unrestricted general revenue purposes, such as a utility users tax, be submitted to the electorate and approved by a majority of the voters voting on the measure; and

WHEREAS, the tax extension imposed by this proposed measure will only become effective if approved by a simple majority of the City's voters voting on the question at the November 3, 2026 election; and

WHEREAS, based on all the information presented at the July 14, 2026, meeting of the City Council, both written and oral, including the staff report and other relevant materials, the City Council finds that approval of this Resolution is exempt from the California Environmental Quality Act pursuant to CEQA Guidelines Section 15061(b)(3) because this Resolution places a measure on the ballot that, if approved, would extend the term of the UUT without a rate increase, and it can be seen with certainty that there is no possibility that this action may have a significant effect on the environment.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Union City that:

Section 1. The foregoing recitals are true and correct and hereby incorporated by reference.

Section 2. The City Council is authorized to present a measure to the voters for their consideration pursuant to Elections Code Section 9222 and Government Code Section 53724.

Section 3. Pursuant to the requirements of the laws of the State of California, the City Council hereby calls an election at which it shall submit to the qualified voters of the City of Union City a measure that, if approved by a majority vote, would extend the term of the UUT, without a rate increase, for an additional nine (9) years. This measure shall be designated by letter by the Alameda County Registrar of Voters. Pursuant to California

Elections Code Section 10400 et seq., the election for this measure shall be consolidated with the established statewide election to be conducted on November 3, 2026.

Section 4. The City Council does hereby submit for adoption by the qualified voters of the City of Union City at the General Municipal Election of November 3, 2026, the following question:

“Union City Essential Services Extension Measure. To maintain critical city services, including 9-1-1 emergency response/paramedics/fire protection; street/pothole repair; neighborhood police patrols; crime/gun violence prevention programs; youth/senior programs; and other city services, shall the measure extending the City of Union City’s existing voter-approved utility users tax for 9 years at the current 5% rate (no increase), providing \$7,000,000 annually, with senior/low-income exemptions, annual audits, and all funds locally controlled, be adopted?”	YES
	NO

Section 5. The full text of the proposed measure to be submitted to the voters is attached hereto as **Exhibit A** (the “Measure”). If a simple majority of the qualified voters voting on the Measure vote in favor thereof, the Measure shall be deemed adopted and shall be in full force and effect ten (10) days after the date the vote is declared by the City Council of the City of Union City. The City Council hereby approves the Measure, attached as **Exhibit A**, the form thereof, and its submission to the voters of Union City at the November 3, 2026 election.

Section 6. Pursuant to California Elections Code Sections 10002 and 10403, the Board of Supervisors of Alameda County is hereby requested to order the consolidation of the General Municipal Election called by this Resolution with the statewide General Election to be held on November 3, 2026, and to permit the Alameda County Registrar of Voters to provide all services necessary to properly and lawfully hold and conduct the consolidated election, including, without limitation, the preparation and printing of ballots and voter information guides, election supplies, voting equipment, registration materials, canvassing, and all other materials and services required to conduct the election. The City acknowledges that the County will incur additional costs by reason of the consolidated election and agrees to reimburse the County in accordance with the County’s established rates.

Section 7. The City Clerk is authorized, instructed, and directed to work with the Office of the Registrar of Voters as needed in order to properly and lawfully conduct the election. The ballots to be used in the election shall be in form and content as required by law. The Office of the Registrar of Voters is authorized to canvass the returns of the general municipal election. In all particulars not recited in this Resolution, the election shall be held and conducted as provided by law for holding municipal elections. The City Clerk is directed to file a certified copy of this resolution with the Board of Supervisors of Alameda County and the Registrar of Voters of Alameda County.

Section 8. Unless otherwise specified in this Resolution, the General Municipal Election shall be held and conducted as provided in Resolution No. 2026-061, and as provided by law for holding municipal elections.

Section 9. (a) In accordance with Elections Code Sections 9282 and 9283, arguments submitted for or against the Measure shall not exceed 300 words in length, may be signed by not more than five (5) persons, and shall be printed and distributed with the voter information guide as provided by law.

(b) In accordance with Elections Code Section 9282, the applicable heading, "Argument In Favor Of Measure ____" or "Argument Against Measure ____," shall precede each argument. The blank space shall be filled only with the letter or number designating the Measure. The heading shall not be counted toward the 300-word limit.

(c) In accordance with Elections Code Section 9283, printed arguments submitted to voters in accordance with Section 9282 of the Elections Code shall be filed with the City Clerk, accompanied by 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. Arguments shall be filed with the City Clerk no later than 5:00 p.m. on July 28, 2026.

(d) The City Council hereby authorizes **Mayor Gary Singh** and **Councilmember Lance Nishihira** to prepare and file a ballot argument in favor of the Measure set forth in this Resolution. The argument may be signed by members of the City Council, representatives of bona fide associations of citizens, and individual voters eligible to vote on the Measure, provided that no more than five (5) signatures shall appear with the argument. Members of the City Council who sign the argument may use their official titles. In accordance with Elections Code Sections 9282 and 9287, an argument submitted by the City Council or by a member or members of the City Council authorized by the City Council shall receive the priority provided by law.

Section 10. (a) Pursuant to Elections Code Section 9285, when the City Clerk has selected the arguments for and against the Measure, which will be printed and distributed to the voters, the City Clerk shall send copies of the argument in favor of the Measure to the authors of the argument against, and copies of the argument against to the authors of the argument in favor. Rebuttal arguments shall be printed in the same manner as the direct arguments. Each rebuttal argument shall immediately follow the direct argument that it seeks to rebut.

(b) A rebuttal argument shall not exceed 250 words and may be signed by not more than five (5) persons. The author or a majority of the authors of the direct argument may prepare and submit the rebuttal argument or may authorize in writing another person or persons to prepare, submit, or sign the rebuttal argument.

(c) Rebuttal arguments for or against the Measure shall be filed with the City Clerk no later than 5:00 p.m. on August 7, 2026.

(d) The City Council hereby authorizes **Mayor Gary Singh** and **Councilmember Lance Nishihira**, subject to any written authorization required by

Elections Code Section 9285, to prepare and file a rebuttal argument in favor of the Measure set forth in this Resolution. The rebuttal argument may be signed by members of the City Council, representatives of bona fide associations of citizens, and individual voters eligible to vote on the Measure, provided that no more than five (5) signatures shall appear with the rebuttal argument. Members of the City Council who sign the rebuttal argument may use their official titles.

Section 11. In accordance with Elections Code Section 9280, the City Attorney is directed to prepare and file with the City Clerk, no later than 5:00 p.m. on July 28, 2026, an impartial analysis of the Measure, not to exceed 500 words, showing the effect of the Measure on existing law and the operation of the Measure.

Section 12. (a) The City Clerk is directed to file a certified copy of this Resolution, including **Exhibit A**, with the Board of Supervisors of Alameda County and the Alameda County Registrar of Voters. The City Clerk is authorized and directed to take all steps necessary to place the Measure on the ballot and to cause a synopsis of the Measure to be published once in a newspaper of general circulation in accordance with California Elections Code Section 12111 and California Government Code Section 6061. A copy of the Measure shall be made available to any voter upon request. The City Clerk is further authorized and directed to provide any additional notice of the Measure in the time, form, and manner required by law.

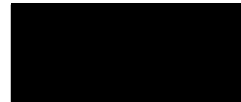
(b) In all particulars not recited in this Resolution, and except as provided for in Elections Code Sections 10403 and 10418, the election shall be held and conducted as provided by law for holding municipal elections.

Section 13. The approval of this resolution is exempt from the California Environmental Quality Act (Public Resources Code §§ 21000 et seq., "CEQA," and 14 Cal. Code Reg. §§ 15000 et seq., "CEQA Guidelines"), based on the general rule set forth in CEQA Guidelines Section 15061(b)(3) that CEQA applies only to projects which have the potential for causing a significant effect on the environment. This resolution places a measure on the ballot that, if approved, would extend the term of the UUT without a rate increase; thus, it can be said with certainty that the Measure will not have a significant effect on the environment.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Union City at a regular meeting held on July 14, 2026, by the following vote:

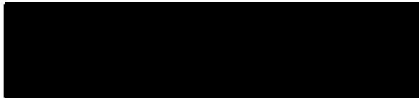
AYES: Councilmembers Nishihira, Sakakihara, Wang, Vice Mayor Patiño, and Mayor Singh
NOES: None
ABSENT: None
ABSTAIN: None

APPROVED:



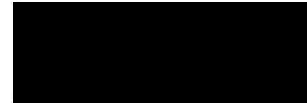
GARY SINGH
Mayor

ATTESTED:



THAI NAM N. PHAM
City Clerk
7/16/2026

APPROVED AS TO FORM:



KRISTOPHER J. KOKOTAYLO
City Attorney

Attachments

1. Exhibit A - Proposed Measure

ORDINANCE NO. 2026-XXX

AN ORDINANCE OF THE CITY OF UNION CITY AMENDING CHAPTER 3.28 OF THE UNION CITY MUNICIPAL CODE RELATING TO THE UTILITY USERS TAX

WHEREAS, the City of Union City (the "City") is authorized to levy a Utility Users Tax ("UUT"); and

WHEREAS, Chapter 3.28 of the Union City Municipal Code establishes a UUT of five percent (5%) within the City; and

WHEREAS, the UUT is paid by recipients of telecommunications, video (including all means and methods of transmission), electric, and gas utility services, collected by the utilities as part of regular billing, and remitted to the City; and

WHEREAS, the UUT will automatically expire on December 31, 2028; and

WHEREAS, the UUT generates approximately seven million dollars (\$7,000,000) annually for the City's General Fund; and

WHEREAS, the City wishes to maintain vital services for thousands of Union City citizens every year; and

WHEREAS, extending voter-approved locally controlled funding with no increase in tax rate will maintain public safety, pothole repair and street maintenance, crime prevention, parks and recreation programs, and other city services with funding that cannot be taken by the State; and

WHEREAS, the public has indicated that maintaining 9-1-1 emergency response times and fire protection is a top priority; and

WHEREAS, continuing this local funding will help keep community police officers on the streets to maintain successful crime-fighting efforts that keep Union City residents safe; and

WHEREAS, Council wishes to prevent serious cuts to City services, which it would have to consider if another revenue source is not identified; and

WHEREAS, voter-approved, locally controlled funding has helped maintain the City's emergency reserves and fiscal stability; and

WHEREAS, by law, all funds from an extension of existing, voter-approved local funding must continue to stay in Union City to maintain local services – no funds can be taken by Sacramento or the federal government; and

WHEREAS, UUT revenues will continue to be included in the City's annual financial statements and subject to an annual independent financial audit, with the audit made available to the public; and

WHEREAS, Union City voters approved the UUT in November 2020; and

WHEREAS, the UUT is and was always intended to apply to all means of transmission for video services, including transmission via the internet and streaming services. The immediately preceding sentence is declarative of existing law; and

WHEREAS, the People of the City of Union City desire to extend the term of the UUT, without a rate increase, for an additional nine (9) year period.

NOW, THEREFORE, the People of the City of Union City do ordain as follows:

Section 1. Recitals.

The above recitals are true and correct and made a part of this Ordinance.

Section 2. Municipal Code Amendments.

Section 3.28.050, "Video users tax", Subsection (A) "Video Users Tax Rate", of the Union City Municipal Code is hereby amended to read as follows (deletions in ~~strikethrough~~; additions in *italics*):

3.28.050 - Video users tax.

A. Video Users Tax Rate. There is hereby imposed a tax upon every person in the City using video services from a ~~video provider~~ *video service supplier*. The tax imposed by this section shall be at the rate of five percent of the charges made for such services and shall be collected from the service user by the video service supplier or its billing agent. There is a rebuttable presumption that video services that are billed to a billing or service address in the City are used, in whole or in part, within the City's boundaries, and such services are subject to taxation under this chapter. If the billing address of the service user is different from the service address, the service address of the service user shall be used for purposes of imposing the tax.

Section 3.28.250, "Termination of utility users tax" of the Union City Municipal Code is hereby amended to read as follows (deletions in ~~strikethrough~~; additions in *italics*):

3.28.250 - Termination of utility users tax.

The levy of taxes as provided in this chapter shall expire on *December 31, 2037*, unless reenacted by a separate ordinance approved by a vote of the People of the City of Union City conducted pursuant to law. The termination of the levy of taxes as provided herein shall not terminate the obligation to pay taxes levied on services used prior to such date. Taxes levied prior to *December 31, 2037*, shall remain a debt payable to the City. All provisions of this chapter, except those relating to the levy of taxes, shall continue in full force and effect after such date.

Section 3. Severability.

If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the Ordinance, including the application of such part or

provision to other persons or circumstances, shall not be affected thereby and shall continue in full force and effect. To this end, provisions of this Ordinance are severable. The People of the City of Union City hereby declare that they would have passed each section, subsection, subdivision, paragraph, sentence, clause, or phrase hereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses, or phrases be held unconstitutional, invalid, or unenforceable.

Section 4. Amendment or Repeal.

Chapter 3.28 of Title 3 of the Union City Municipal Code may be repealed or amended by the City Council without a vote of the People. However, as required by Article XIII C of the California Constitution, voter approval is required for any amendment provision that would increase the rate of any tax levied pursuant to this Ordinance. The People of the City of Union City affirm that the following actions shall not constitute an increase of the rate of a tax:

- A. The restoration of the rate of the tax to a rate that is no higher than that set by this Ordinance if the City Council has acted to reduce the rate of the tax;
- B. An action that interprets or clarifies the methodology of the tax or any definition applicable to the tax, so long as interpretation or clarification (even if contrary to some prior interpretation or clarification) is not inconsistent with the language of this Ordinance;
- C. The establishment of a class of persons that is exempt or excepted from the tax or the discontinuation of any such exemption or exception other than the discontinuation of an exemption or exception specifically set forth in this Ordinance; and,
- D. The collection of the tax imposed by this Ordinance, even if the City had for some period of time failed to collect the tax.

Section 5. Codification.

Following voter approval of this Ordinance, the City Clerk, in consultation with the City Attorney, is authorized and directed to codify the applicable provisions of this Ordinance in the Union City Municipal Code.

Section 6. Publication and Effective Date.

If this Ordinance is approved by a majority of the voters voting on the measure at the November 3, 2026, election, the Ordinance shall be considered adopted on the date the City Council declares the election results and shall take effect ten (10) days thereafter, pursuant to Elections Code Section 9217. Within fifteen (15) days after adoption, the City Clerk shall cause this Ordinance to be published once in *The Fremont Argus*, a newspaper of general circulation in Alameda County and circulated in the City of Union City, in accordance with Government Code Section 36933.

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JUL 27 2026

CITY OF UNION CITY
CITY CLERK'S OFFICE

CITY OF UNION CITY MEASURE ____
CITY ATTORNEY'S IMPARTIAL ANALYSIS

The City Council of the City of Union City is submitting to the voters the question of whether to approve an ordinance that would extend an existing five percent (5%) Utility Users Tax ("UUT") on telecommunications (including landline telephone and cell phone services), video (regardless of the technology used or the content of programming), and electricity and gas services within the City. The UUT is based upon the amount charged by each service provider for the services used.

If approved, Measure ____ would continue the existing UUT first approved by voters in 2020 for an additional nine (9) years until December 31, 2037, without a tax rate increase.

Because Measure ____ does not limit the use of UUT revenue, it is a "general tax," and the funds provided are available for any legitimate governmental purpose. As noted in the ballot question, examples of uses of revenue from the UUT include 911 emergency response and paramedic services, fire protection services, street and pothole repair, neighborhood police patrols, crime and gun violence prevention programs, youth and senior programs and other city services. Measure ____ would generate approximately \$7 million in funds annually that are legally required to be used in Union City for local city services that cannot be taken by the State of California or Alameda County.

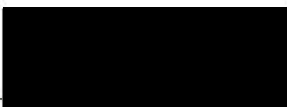
Measure ____ would continue to provide approved applicants with an exemption from payment of the UUT for senior citizens who are seventy (70) years or older and low-income persons of any age, including those who are enrolled in the Pacific Gas & Electric Company CARE Program ("California Alternate Rates for Energy").

Measure ____ would continue the requirement for annual financial audits of UUT collections and expenditures to be performed by a qualified and independent third party. The results of the annual audits will be available to the public.

A "Yes" vote is a vote to approve the extension of the voter-approved UUT for nine years at the current rate. A "No" vote is a vote to not extend the UUT and the UUT would no longer be levied after December 31, 2028. Measure ____ will be approved if it receives a simple majority of "Yes" votes of those voting on the Measure.

The above statement is an impartial analysis of Measure _____. If you desire a copy of the proposed ordinance, please call the City Clerk's office at 510-675-5448 and a copy will be mailed at no cost to you.

DATED: 7/27/2026



Kristopher J. Kokojaylo, City Attorney