

RESOLUTION NO. 66-12

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND, CALIFORNIA, CALLING, GIVING NOTICE OF AND REQUESTING CONSOLIDATION OF AN ADVISORY ELECTION TO BE HELD TUESDAY, NOVEMBER 6, 2012

WHEREAS, the City will hold a general municipal election on November 6, 2012 (the “General Election”); and

WHEREAS, the City Council has submitted to the voters at the General Election an ordinance imposing a general business license fee measured by the serving, providing, or trading of sugar-sweetened beverages (the “Ordinance”); and

WHEREAS, the Ordinance imposes a general tax to be placed in the general fund of the City and which can be used for any lawful purpose of the City (the “Tax”); and

WHEREAS, the City Council desires to submit an advisory question to the electorate regarding the use of proceeds of the Tax; and

WHEREAS, the City Council desires to call an advisory election to be consolidated with the General Election; and

WHEREAS, the City Council desires to submit its advisory question to the voters at that advisory election.

NOW THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF RICHMOND, CALIFORNIA, AS FOLLOWS:

1. Pursuant to Election Code § 9603, there shall be and there is hereby called and ordered held in the City of Richmond, California, an advisory election on Tuesday, the 6th day of November, 2012 (the “Advisory Election”).
2. The City Clerk is hereby directed to submit the following question (the “Measure”) to the qualified voters of the City of Richmond at the Advisory Election:

ADVISORY VOTE ONLY: Should the proceeds of any business license fee measured by the serving, providing, or trading of sugar-sweetened beverages be used: to have more after school sports programs, to make them less expensive and to provide adequate sports fields; to allow schools to provide healthier school meals, nutrition classes and cooking classes; to provide medical care for children with diabetes who can’t afford care; and to support other worthy projects to prevent and treat diabetes and childhood obesity?

3. The City Council hereby declares its intent to consolidate the Advisory Election with the General Election to be held on November 6, 2012.
4. In all particulars not recited in this Resolution, the Advisory Election shall be held and conducted as provided by law applicable to an advisory vote.
5. Notice of the time and place of holding the Advisory Election is hereby given and the City Clerk is authorized, instructed, and directed to sign and publish notice as required by law.
6. The City Clerk shall certify to the passage and adoption of this Resolution and enter into the original Resolutions.
7. The City Council directs the City Clerk to file a certified copy of this Resolution with the Registrar of Voters of Contra Costa County.

BY ORDER OF THE CITY COUNCIL OF THE CITY OF RICHMOND

I certify that the foregoing resolution was passed and adopted by the Council of the City of Richmond at a regular meeting thereof held on May 15, 2012, by the following vote:

AYES: Councilmembers Beckles, Butt, Ritterman, Vice Mayor Rogers, and Mayor McLaughlin.

NOES: Councilmembers Bates and Booze.

ABSTENTIONS: None.

ABSENT: None.

DIANE HOLMES
CLERK OF THE CITY OF RICHMOND

(SEAL)

Approved:

GAYLE MCLAUGHLIN
Mayor

Approved as to form:

BRUCE GOODMILLER
City Attorney

State of California }
County of Contra Costa } : ss.
City of Richmond }

I certify that the foregoing is a true copy of Resolution No. 66-12, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on May 15, 2012.