

RESOLUTION NO. 130-12

RESOLUTION OF THE COUNCIL OF THE CITY OF RICHMOND, CALIFORNIA, DECLARING THE CANVASS OF RETURNS AND RESULT OF THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 6, 2012

WHEREAS, the Council of the City of Richmond duly called and ordered held in said City on Tuesday, the 6th day of November 2012, a General Municipal Election to elect municipal officers; and

WHEREAS, the Council of the City of Richmond duly called and ordered held in said City a Special Election, consolidated with the General Municipal Election, for three measures as follows:

"Shall an ordinance be adopted to impose a business license fee of one (1) cent per ounce of sugar-sweetened beverage served, provided, or traded by businesses in the City?"

and

ADVISORY VOTE ONLY: "Shall 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?"

and

ADVISORY VOTE ONLY: "Should Richmond's congressional representatives be instructed to propose, and Richmond's state legislators instructed to ratify, an amendment to the United States Constitution to provide that corporations are not entitled to the Constitutional rights of real people, and that there should be limits on all spending in political campaigns, including ballot measures and independent expenditures?"

WHEREAS, said General Municipal Election was held on Tuesday, November 6, 2012, in accordance with law and the Charter of said City and with Chapter 2.16 of the Municipal Code of the City of Richmond, and the votes thereat received and canvassed, and the returns thereof ascertained, determined and declared in all respects as required by law.

NOW THEREFORE BE IT RESOLVED by the Council of the City of Richmond, as follows:

1. That the statement of the County Clerk of the County of Contra Costa of the votes casts, set forth in Exhibit "A" attached hereto and by this reference made a part hereof, is hereby approved and adopted and is hereby entered on the Minutes of this Council as a statement of the result of said election.
2. That the total number of votes given to each person for the three positions of Councilmember was as follows:

COUNCILMEMBERS

Mark Steven Wassberg	1,545
Mike Ali-Kinney	2,134
Eleanor Thompson	5,274
Anthony Lamar Green	1,062

Eduardo Martinez	10,956
Jael P. Myrick	4,104
Bea Roberson	5,698
Marilyn Langlois	8,610
Nat Bates	13,592
Tom Butt	11,575
Gary Bell	11,474

3. That at said General Municipal Election the following named persons received the largest number of votes for the office of Councilmember and were, therefore, duly elected to the office for which they were a candidate, and each having received the largest number of votes cast for any person for such office is hereby declared to be duly and regularly elected to such office for the term commencing January 8, 2013, and the City Clerk is hereby directed to issue a Certificate of Election to each of said persons, certifying his election to the office appearing after his name, and to administer to each of said persons the oath of office prescribed by the Constitution and laws of the State of California and the Charter of said City, to wit:

Nat Bates	Councilmember (four-year term)
Tom Butt	Councilmember (four-year term)
Gary Bell	Councilmember (four-year term)

3. That at said General Municipal Election the following measures received a majority of the votes cast opposing and supporting said measures and was, duly approved, to wit:

Measure N – Richmond Business
Richmond Business License Fee
("Soda Tax")

	<u>Total Yes</u>	<u>Total No</u>
“Shall an ordinance be adopted to impose a business license fee of one (1) cent per ounce of sugar-sweetened beverage served, provided, or traded by businesses in the City?”	10,549	21,395

Measure O – Advisory Vote Only

	<u>Total Yes</u>	<u>Total No</u>
“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 child obesity?”	18,672	10,042

Measure P – Advisory Only

	<u>Total Yes</u>	<u>Total No</u>
“Should Richmond’s congressional representatives be instructed to propose, and Richmond’s state legislators instructed to ratify, an amendment to the United States Constitution to provide that corporations are not entitled to the Constitutional rights of real people, and that there should be limits on all spending in political campaigns, including ballot measures and “independent expenditures?”	20,519	7,600

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 December 18, 2012, by the following vote:

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

NOES: None.

ABSTENTIONS: None.

ABSENT: Councilmembers Beckles.

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. 130-12, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on December 18, 2012.