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RESOLUTION NO. 2012-XXX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALISTOGA, CALIFORNIA, RECITING THE FACT OF THE CONSOLIDATED GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 6, 2012 DECLARING THE RESULTS AND SUCH OTHER MATTERS AS PROVIDED BY LAW

WHEREAS, a General Municipal Election was held and conducted in the City of Calistoga, California, on Tuesday, November 6, 2012, as required by law; and

WHEREAS, notice of the election was given in time, form and manner as provided by law; the majority of the votes cast in the City were vote by mail; that one voting precinct was properly established; that election officers were appointed and that in all respects the election was held and conducted and the votes were cast, received and canvassed, and the returns made and declared in time, form and manner as required by the provisions of the Elections Code of the State of California for the holding of elections in general law cities; and

WHEREAS, pursuant to Resolution No. 2012-037 adopted June 5, 2012 and Resolution No. 2012-051 adopted July 17, 2012, the County Election Department canvassed the returns of the election and has certified the results to this City Council, the results are received, attached and made a part hereof as "Exhibit A" and "Exhibit B".

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

SECTION 1. That the whole number of ballots cast in the City was 1,928.

SECTION 2. Names of persons voted for at the election for Mayor were as follows: Two Year Term: Chris Canning and Paul Knoblich. Names of persons voted for at the election for Councilmember were as follows: Four Year Term: Carl Sherrill, Charlotte Williams, Jack Gingles, James Barnes, Michael Dunsford and Larry Elliott.

SECTION 3. The number of votes cast in the City to each of the persons above named for respective offices for which the persons were candidates are listed in "Exhibit A" attached.

SECTION 4. The City Council does declare and determine that Chris Canning was elected as Mayor for the full term of two years; Carl Sherrill was elected as Member of the City Council for the full term of four years; Michael Dunsford was elected as Member of the City Council for the full term of four years.

46 **SECTION 5.** That the ballot measure voted upon at the election is as follows: Measure
47 B.

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49 **SECTION 6.** The number of votes cast in the City for and against Measure B is listed
50 in "Exhibit B" attached.

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52 **SECTION 7.** The City Council does declare and determine that as a result of the
53 election, a majority of the voters voting on Measure B did vote in favor of it, and that the
54 measure was carried, and shall be deemed adopted and ratified.

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56 **SECTION 8.** The City Clerk shall enter on the records of the City Council of the City, a
57 statement of the result of the election, showing: (1) The whole number of ballots cast in
58 the City; (2) The names of the persons voted for; (3) For what office each person was
59 voted for; (4) The number of votes in the City given to each person; The ballot measure
60 voted upon; The number of votes in the City for and against the ballot measure.

61
62 **SECTION 9.** That the City Clerk shall immediately make and deliver to each of the
63 persons so elected a Certificate of Election signed by the City Clerk and authenticated;
64 that the City Clerk shall also administer to each person elected the Oath of Office
65 prescribed in the Constitution of the State of California and shall have them subscribe to
66 it and file it in the office of the City Clerk. Each and all of the persons so elected shall
67 then be inducted into the respective office to which they have been elected.

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69 **SECTION 10.** That the City Clerk shall certify to the passage and adoption of this
70 resolution and enter it into the book of original resolutions.

71
72 **PASSED, APPROVED, AND ADOPTED** by the City Council of the City of
73 Calistoga at a regular meeting held this 4th day of December, 2012, by the following
74 vote:

75 **AYES:**
76 **NOES:**
77 **ABSTAIN/ABSENT:**

78
79
80 **JACK GINGLES, Mayor**

81 **ATTEST:**
82
83 **RICHARD SPITLER, Acting City Clerk**