

# RESOLUTION NO. 2012-209

Adopted by the Sacramento City Council

June 19, 2012

## CALLING AND GIVING NOTICE OF THE SUBMITTAL TO THE VOTERS OF A QUESTION OF AN ELECTED CHARTER COMMISSION AND ELECTED COMMISSIONERS TO BE INCLUDED IN THE GENERAL MUNICIPAL ELECTION OF NOVEMBER 6, 2012

### BACKGROUND

- A. On December 6, 2011, the City Council adopted a resolution calling for, and giving notice of, a General Municipal Election to be held on November 6, 2012. The same day, the City Council adopted a resolution requesting consolidation of the General Municipal Election with the November 6, 2012, Statewide General Municipal Election.
- B. Government Code 34452 gives the City Council authority, by a majority vote, to place before the voters the question of whether to create a charter commission and to elect charter commissioners.
- C. On February 7, 2012, the City Council approved an intent motion to place the question of an elected charter commission before the voters at the November 6, 2012, General Municipal Election.
- D. Council desires to submit the measure and election of fifteen (15) commissioners to the voters at the November 6, 2012, General Municipal Election.

### BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

Section 1: The City Council hereby orders that the following question be submitted to the voters in the City of Sacramento, California on Tuesday, November 6, 2012:

#### Measure – Elected Charter Commission

"Shall a charter commission be elected to propose a new charter or to revise the charter?"	YES
	NO

Section 2: Directly following the question of an elected charter commission, there shall be a list of candidates for the office of charter commissioner. If the question of an elected charter commission receives a majority of votes, the fifteen (15)

candidates for the office of charter commissioner receiving the highest number of votes shall be elected and forthwith organize as a charter commission. However, if the first question receives less than a majority of the votes, no charter commission shall be deemed to have been elected.

- Section 3: The City Council authorizes the reasonable use of City staff and facilities to support the functions and operations of the unpaid Elected Charter Commission; and limits the amount of additional financial support provided by the City of Sacramento to the Elected Charter Commission to no more than \$25,000.
- Section 4: The ballots to be used at the election shall be in the form and content as required by law.
- Section 5: The polls for the election shall open at 7:00 a.m. on the day of the election and shall remain open continuously from that time until 8:00 p.m. of the same day when the polls shall be closed, except as provided in section 14401 of the Elections Code.
- Section 6: In all particulars not recited in this resolution, the election shall be held and conducted as provided by the law for holding municipal elections.
- Section 7: Notice of the time and place of holding the election is hereby given and the City Clerk is hereby authorized, instructed and directed to give further or additional notice of the election, in the time, form, and manner required by law.
- Section 8: The City Clerk shall certify the passage and adoption of this resolution and enter it into the book of original resolutions.

Adopted by the City of Sacramento City Council on June 19, 2012 by the following vote:

Ayes: Councilmembers Cohn, D Fong, R Fong, McCarty, Pannell, Schenirer, Sheedy.

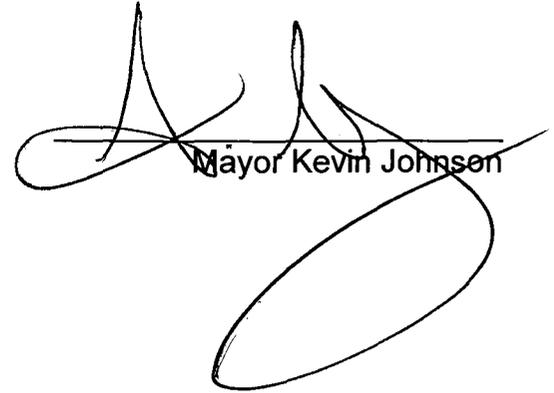
Noes: Councilmember Ashby and Mayor Johnson

Abstain: None.

Absent: None.

Attest:

  
Shirley Concolino, City Clerk

  
Mayor Kevin Johnson