

RESOLUTION NO. 2018-_____

**A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF MERCED, CALIFORNIA,
RECITING THE FACT OF THE SPECIAL
MUNICIPAL ELECTION HELD ON JUNE 5,
2018, DECLARING THE RESULT, AND
DECLARING SUCH OTHER MATTERS AS
PROVIDED BY LAW FOR MEASURE Y
(COMMERCIAL CANNABIS BUSINESS
TAX)**

WHEREAS, a Special Municipal Election was held and conducted in the City of Merced, California, on Tuesday, June 5, 2018 as required by law; and

WHEREAS, notice of the election was given in the time, form and manner as provided by law; that voting precincts were 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 the 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 consistent with Section 1003 of the Charter; and

WHEREAS, Pursuant to Resolution No. 2018-11 adopted on February 20, 2018, 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.”

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

SECTION 1. That the measure (Measure Y) voted upon at the election is as follows:

“MERCED COMMERCIAL CANNABIS BUSINESS TAX. Generating approximately \$1,000,000 annually locally to fund Merced Police, Fire, Parks, Recreation services such as 911 emergency response; neighborhood-based policing; fire/gang prevention services; skilled

police officers and firefighters; and safe clean parks;
shall the City of Merced adopt an ordinance authorizing
an annual commercial cannabis business tax of up to \$25
per square foot of cultivation space, or 10% of gross
receipts until ended by voters, with independent citizens
oversight?"

SECTION 2. That the whole number of ballots cast in each precinct and the number of votes case in the City for and against the measure are as listed in Exhibit "A" attached.

SECTION 3. The City Council does declare and determine that:

As a result of the election, a two-thirds (2/3) majority of the voters voting on Measure Y did vote in favor of it, and that Measure Y was carried, and Title 3 of the Merced Municipal Code is amended by adding Chapter 3.2, "Commercial Cannabis Business Tax."

SECTION 4. The City Clerk shall enter on the records of the City Council of the City, a statement of the result of the election showing:

- A. The whole number of the ballots cast in the City;
- B. The measure voted upon;
- C. The number of votes given at each precinct for and against Measure Y;
and,
- D. The total number of votes given for and against Measure Y.

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PASSED AND ADOPTED by the City Council of the City of Merced at a regular meeting held on the ____ day of _____ 2018, by the following called vote:

AYES: Council Members:

NOES: Council Members:

ABSTAIN: Council Members:

ABSENT: Council Members:

APPROVED:

Mayor

ATTEST:
STEVE CARRIGAN, CITY CLERK

BY: _____
Assistant/Deputy City Clerk

(SEAL)

APPROVED AS TO FORM:

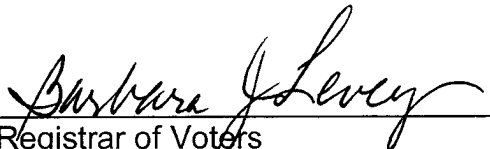
City Attorney 6-15-2018
Date

**CERTIFICATION OF
COUNTY CLERK/REGISTRAR OF VOTERS
OF THE RESULTS OF THE CANVASS
OF THE JUNE 5, 2018,
STATEWIDE DIRECT PRIMARY ELECTION**

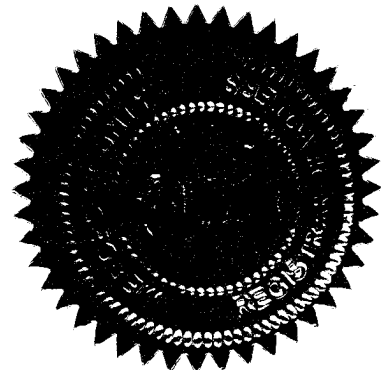
STATE OF CALIFORNIA }
COUNTY OF MERCED } ss.

I, **Barbara J. Levey**, County Clerk/Registrar of Voters of said county, do hereby certify that, in pursuance to the provisions of Elections Code Section 15300, et seq., I did canvass the results of the votes cast in the **Statewide Direct Primary Election** held in said County on **June 5, 2018**, for measures and contests that were submitted to the vote of the voters, and that the Statement of Votes Cast, to which this certificate is attached, is full, true and correct.

I hereby set my hand and official seal this 25th day of June 2018 at the **County of Merced**.



Registrar of Voters
County of Merced
State of California



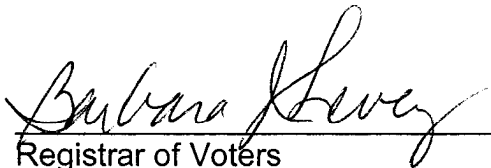
HELP AMERICA VOTE ACT OF 2002 CERTIFICATION OF ELECTIONS OFFICIAL

STATE OF CALIFORNIA }
COUNTY OF MERCED } ss.

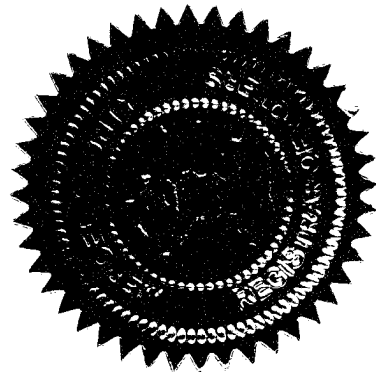
Pursuant to the statewide voter registration list requirements set forth in the Help America Vote Act of 2002 (HAVA) (pub. L. No. 107-252 (2002) 116 Stat. 1666, 42 U.S.C. §15483),

I, **Barbara J. Levey**, Registrar of Voters for the **County of Merced**, State of California, hereby certify that I complied with all provisions of Chapter 2 of Division 7 of Title 2 of the California Code of Regulations for the Federal election held on the **5th day of June 5, 2018** in the **County of Merced**, State of California, and all elections consolidated therewith.

I hereby set my hand and official seal this 25th day of June 2018 at the **County of Merced**.



Registrar of Voters
County of Merced
State of California



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71 PRECINCTS	R	V	T	MEASURE Y - CITY OF MERCED - 2/3 VOTE REQUIRED			
	E	O	P				
	G		U				
	I	B	R				
	S	C	R				
	R	A	O				
	T	A	E				
	S	L	U			O	U
	E	S	N			V	V
	R	L	T			O	N
	E	T	T			V	O
	R	O	A	Y		E	D
	E	T	G	e	N	R	T
	D	S	E	s	o	E	E
						S	R
COUNTY TOTAL	30542	10181	33.33	7371	2146	0	683
VOTING PRECINCTS	30542	10181	33.33	7371	2146	0	683
CONGRESSIONAL 16	30542	10181	33.33	7371	2146	0	683
STATE SENATE 12	30542	10181	33.33	7371	2146	0	683
STATE ASSEMBLY 21	30542	10181	33.33	7371	2146	0	683
BD OF EQUALIZATION 1	30542	10181	33.33	7371	2146	0	683
SUPERVISORIAL 1	5895	1451	24.61	1018	340	0	95
SUPERVISORIAL 2	20947	7672	36.63	5588	1587	0	511
SUPERVISORIAL 3	3697	1058	28.62	765	219	0	77
SUPERVISORIAL 4	3	0		0	0	0	0
SUPERVISORIAL TOTAL	30542	10181	33.33	7371	2146	0	683
CITY OF MERCED	30542	10181	33.33	7371	2146	0	683
CITY TOTAL	30542	10181	33.33	7371	2146	0	683

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				MEASURE Y - CITY OF MERCED - 2/3 VOTE REQUIRED					
				R V	T P				
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				I E	B C	N C			
				S R	A A	O E			
				T S	L S	U N	O V	U V	
				E	L T	T T	V O	N O	
				R	O	A	E T	D T	
				E	T	G	R E	E E	
				D	S	E	s	o	S
71 PRECINCTS									
0006	01006	MERCED #1	1020	280	27.45	196	58	0	25
0007	01007	MERCED #2	611	153	25.04	120	27	0	4
0008	01008	MERCED #15	806	185	22.95	129	45	0	11
0009	01009	MERCED #16	431	104	24.13	71	33	0	4
0010	01010	MERCED #38	841	190	22.59	117	53	0	21
0011	01011	MERCED #39	444	62	13.96	47	13	0	2
0012	01012	MERCED #54	389	87	22.37	57	24	0	6
0013	01013	MERCED #73	420	100	23.81	63	28	0	9
0014	01014	MERCED #74	255	80	31.37	66	14	0	0
0022	02022	MERCED #3	305	121	39.67	88	23	0	9
0023	02023	MERCED #4	470	228	48.51	170	44	0	15
0024	02024	MERCED #5	381	95	24.93	76	16	0	3
0025	02025	MERCED #6	1037	389	37.51	281	93	0	15
0026	02026	MERCED #7	463	195	42.12	149	38	0	10
0027	02027	MERCED #8	763	342	44.82	243	72	0	26
0028	02028	MERCED #9	329	128	38.91	91	29	0	8
0029	02029	MERCED #10	680	200	29.41	145	42	0	13
0030	02030	MERCED #11	848	310	36.56	231	56	0	23
0031	02031	MERCED #12	674	273	40.50	182	67	0	24
0032	02032	MERCED #13	716	253	35.34	186	45	0	23
0033	02033	MERCED #14	483	170	35.20	106	56	0	9
0034	02034	MERCED #17	796	173	21.73	117	45	0	11
0035	02035	MERCED #18	308	94	30.52	68	22	0	4
0036	02036	MERCED #19	621	264	42.51	194	50	0	20
0037	02037	MERCED #20	742	333	44.88	229	81	0	26
0038	02038	MERCED #21	272	121	44.49	91	26	0	4
0039	02039	MERCED #22	504	203	40.28	147	45	0	11
0040	02040	MERCED #23	396	180	45.45	132	38	0	10
0041	02041	MERCED #26	898	348	38.75	262	60	0	28
0042	02042	MERCED #27	818	351	42.91	260	66	0	25
0043	02043	MERCED #28	833	353	42.38	241	85	0	25
0044	02044	MERCED #29	325	69	21.23	40	22	0	7
0045	02045	MERCED #30	836	217	25.96	153	55	0	13
0046	02046	MERCED #32	402	175	43.53	134	32	0	9
0047	02047	MERCED #33	1177	327	27.78	249	51	0	27
0048	02048	MERCED #35	517	271	52.42	207	54	0	10
0049	02049	MERCED #40	826	70	8.47	54	13	0	3
0050	02050	MERCED #46	277	114	41.16	79	23	0	13
0051	02051	MERCED #65	640	301	47.03	239	45	0	17
0052	02052	MERCED #67	613	253	41.27	187	46	0	22
0053	02053	MERCED #80	264	105	39.77	82	16	0	7
0054	02054	MERCED #81	354	201	56.78	155	30	0	16
0077	03077	MERCED #24	1202	292	24.29	204	74	0	15
0078	03078	MERCED #25	1089	424	38.93	319	77	0	28
0079	03079	MERCED #31	806	237	29.40	165	45	0	28
0080	03080	MERCED #36	600	105	17.50	77	23	0	6
0157	91157	MERCED #37	74	32	43.24	28	2	0	3
0158	91158	MERCED #41	0	0		0	0	0	0
0159	91159	MERCED #42	1	1	100.00	1	0	0	0
0160	91160	MERCED #45	209	70	33.49	52	12	0	5

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			R V		T P	MEASURE Y - CITY OF MERCED - 2/3 VOTE REQUIRED			
			E O		U E				
			G T		R R				
			I E	B C	N C				
			S R	A A	O E				
			T S	L S	U N	O V	U V		
			E	L T	T T	V O	N O		
			R	O	A	E T	D T		
			E	T	G	R E	E E		
			D	S	E	S	R S		
71 PRECINCTS									
0161 91161	MERCED #51	96	31	32.29	19	8	0	4	
0162 91162	MERCED #53	1	0		0	0	0	0	
0163 91163	MERCED #55	79	29	36.71	19	8	0	0	
0164 91164	MERCED #75	5	0		2	0	0	0	
0165 91165	MERCED #78	154	32	20.78	21	10	0	1	
0166 91166	MERCED #79	59	15	25.42	10	5	0	0	
0179 92179	MERCED #44	135	45	33.33	33	7	0	5	
0180 92180	MERCED #47	0	0		0	0	0	0	
0181 92181	MERCED #48	1	0		0	0	0	0	
0182 92182	MERCED #50	48	19	39.58	14	4	0	1	
0183 92183	MERCED #52	137	32	23.36	19	9	0	4	
0184 92184	MERCED #57	43	7	16.28	5	2	0	0	
0185 92185	MERCED #58	9	1	11.11	1	0	0	0	
0186 92186	MERCED #61	112	24	21.43	21	4	0	0	
0187 92187	MERCED #62	179	60	33.52	33	24	0	3	
0188 92188	MERCED #63	204	70	34.31	55	10	0	5	
0189 92189	MERCED #64	192	84	43.75	59	23	0	2	
0190 92190	MERCED #66	196	61	31.12	46	12	0	3	
0191 92191	MERCED #71	104	39	37.50	32	5	0	2	
0192 92192	MERCED #72	19	3	15.79	2	1	0	0	
0235 94235	MERCED #34	3	0		0	0	0	0	
GRAND TOTALS		30542	10181	33.33	7371	2146	0	683	