

**RESOLUTION NO. 2016-\_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MERCED, CALIFORNIA, REQUESTING THAT THE BOARD OF SUPERVISORS OF THE COUNTY OF MERCED, CALIFORNIA PROVIDE FOR THE CONSOLIDATION OF A GENERAL MUNICIPAL ELECTION WITH THE CONSOLIDATED/UNIFIED DISTRICT ELECTION TO BE HELD ON NOVEMBER 8, 2016, DIRECT THE FILING A NOTICE OF ELECTION WITH THE REGISTRAR OF VOTERS, SUBMIT AN INCUMBENT LIST AND TERMS OF OFFICE, PROVIDE THAT CANDIDATE'S STATEMENTS ARE TO BE PAID BY CANDIDATE, AND DETERMINE THAT A COIN TOSS IS THE TIE-BREAKING METHOD**

WHEREAS, the City Council of the City of Merced has called a general municipal election to be held in the City of Merced on Tuesday, November 8, 2016, at which election will be submitted to the qualified electors of the City of Merced the election electing three City Council Members, one seat each in Districts 1, 3 and 5 for four-year terms, and a Mayor for a two-year term; and

WHEREAS, a Consolidated/Unified District Election will be held on Tuesday, November 8, 2016, and it is the desire of this City Council that said general municipal election be consolidated with said Consolidated District Election; and

WHEREAS, a Candidate's Statement is to be paid by the Candidate; and

WHEREAS, a pre-determined tie-breaking method should be designated to prevent any possible dispute as to the final outcome of the election.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MERCED DOES HEREBY RESOLVE AS FOLLOWS:**

SECTION 1. The Board of Supervisors of the County of Merced is hereby requested to order the consolidation of said general municipal election with said Consolidated/Unified District Election to be held on Tuesday, November 8, 2016, insofar as the City of Merced is concerned, and to further provide that within the territory affected by said Order of Consolidation, to wit: The City of Merced, the election precincts, polling places, and voting booths shall in every case be the same and there shall be one set of election officers in each of said precincts and to further provide that said measures hereinabove set forth shall be set forth in the ballots to be used at said election insofar as the same is held within the City of Merced.

SECTION 2. The Board of Supervisors of Merced County is hereby further authorized to canvass, or to cause to be canvassed, as provided by law, the returns of said general municipal election with respect to the votes cast in the City of Merced on such candidates running for the Office of Mayor and Offices of Member of City Council from Districts 1, 3 and 5, and to certify such canvass of votes cast to the Mayor and Members of the City Council for Districts 1, 3 and 5.

SECTION 3. The City Clerk of the City of Merced ("City Clerk") shall submit a list of incumbents and terms of offices to the Registrar of the County of Merced.

SECTION 4. The Candidate is required to pay for their Candidate's Statement.

SECTION 5. The City Council hereby determines that a coin toss shall be the tie-breaking method for this election.

SECTION 6. The City Clerk is hereby authorized and directed to certify to the due adoption of this Resolution and to transmit a copy thereof so certified to the Merced County Board of Supervisors and to file a copy hereof so certified with the Registrar of the County of Merced.

SECTION 7. The City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions and take other appropriate actions necessary to ensure the placement of said general municipal election before the voters of the City of Merced at said regularly scheduled Consolidated/Unified District Election.

PASSED AND ADOPTED by the City Council of the City of Merced  
at a regular meeting held on the \_\_\_\_ day of \_\_\_\_\_ 2016, 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

Ken Ryell 6/13/16  
City Attorney Date