

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORGAN HILL, CALIFORNIA, RECITING THE FACTS OF THE GENERAL MUNICIPAL ELECTION HELD ON TUESDAY, NOVEMBER 8, 2016 – DECLARING THE RESULTS AND SUCH OTHER MATTERS AS PROVIDED BY LAW.

WHEREAS, a General Municipal Election was held and conducted in the City of Morgan Hill, California, on Tuesday, November 8, 2016, as required by law; and

WHEREAS, notice of the election was given in 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 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, the Santa Clara County Registrar of Voters Office 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 MORGAN HILL, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That the whole number of votes cast in the precincts except vote by mail voter ballots was 4,770.

That the whole number of vote by mail voter ballots cast in the City was 14,378. The total of precinct and vote by mail votes equal 19,148. The whole number of write-in statement of votes for all candidates was 53, making a total of 19,201 ballots cast in the City.

SECTION 2. That the names of persons voted for at the election for Mayor are as follows:

Kirk R. Bertolet
Joseph Carrillo
Steve Tate

That the names of persons voted for at the election for Member of the City Council are as follows:

Mario Banuelos
Armando Benavides
Larry Carr
Marilyn Librers
Rene A. Spring

That the name(s) of the person(s) voted for at the election for City Clerk is/are as follows:
Irma Torrez

That the name(s) of the person(s) voted for at the election for City Treasurer is/are as follows:

David Clink

That the measure voted upon at the election is as follows: Measure S

Shall a measure be adopted to amend the Morgan Hill General Plan and Municipal Code to update the City's voter-approved Residential Development Control System (RDCS) to extend it to 2035, establish a population ceiling of 58,200, with a slower rate of growth than currently exists, and improve policies to maintain neighborhood character, encourage more efficient land use, conserve water, and preserve open space?	YES
	NO

SECTION 3. That the number of votes given at each precinct and the number of votes given in the City to each of the persons above named for the respective offices for which the persons were candidates, and for and against the measure were as listed in Exhibit "A" attached.

SECTION 4. The City Council does declare and determine that: Steve Tate was elected as Mayor for the full term of two years; Larry Carr was elected as Member of the City Council for the full term of four years; Rene A. Spring was elected as Member of the City Council for the full term of four years; Irma Torrez was elected as City Clerk for the full term of four years; and David Clink was elected as City Treasurer for the full term of four years.

That as a result of the election, a majority of the voters voting on Measure S relating to amending the Morgan Hill General Plan and Municipal Code to update the City's voter-approved Residential Development Control System (RDCS) to extend it to 2035 and establishing a population ceiling of 58,200 did vote in favor of it, and that the measure was carried, and shall be deemed adopted and ratified.

SECTION 5. The City Clerk shall enter on the records of the City Council of the City, a statement of the result of the election, showing: (1) The whole number of votes cast in the City; (2) The names of the persons voted for; (3) The measure(s) voted upon; (4) For what office each person was voted for; (5) The number of votes given at each precinct to each person, and for and against each measure(s); (6) The total number of votes given to each person, and for and against each measure.

SECTION 7. That the City Clerk shall immediately make and deliver to each of the persons so elected a Certificate of Election signed by the City Clerk and authenticated; that the

City Clerk or Deputy City Clerk shall also administer to each person elected the Oath of Office prescribed in the Constitution of the State of California and shall have them subscribe to it and file it in the office of the City Clerk. Each and all of the persons so elected shall then be inducted into the respective office to which they have been elected.

SECTION 8. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Morgan Hill at a Special Meeting held on the 14th day of December 2016.

AYES: COUNCIL MEMBERS:
NOES: COUNCIL MEMBERS:
ABSTAIN: COUNCIL MEMBERS:
ABSENT: COUNCIL MEMBERS

APPROVED:

STEVE TATE, Mayor

ATTEST:

IRMA TORREZ, City Clerk

∞ CERTIFICATION ∞

I, Irma Torrez, City Clerk of the City of Morgan Hill, California, do hereby certify that the foregoing is a true and correct copy of Resolution No. _____, adopted by the City Council at a special meeting held on December 14, 2016.

WITNESS MY HAND AND THE SEAL OF THE CITY OF MORGAN HILL.

Date: _____

IRMA TORREZ, City Clerk