

RESOLUTION NO. 14-76

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, RECITING THE FACTS OF THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 4, 2014; DECLARING THE RESULTS AND SUCH OTHER MATTERS AS PROVIDED BY LAW

WHEREAS, a General Municipal Election was held and conducted in the City of Costa Mesa, California, on Tuesday, November 4, 2014, 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 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 holding elections in general law cities; and

WHEREAS, pursuant to Resolution No. 14-26 and Resolution No. 14-27, adopted May 20, 2014, the election was consolidated with the Statewide General Election; the Registrar of Voters of the County of Orange canvassed the returns of the election, certified the results to this City Council, and the results are received, attached, and made a part hereof as Exhibit "A";

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

SECTION 1. That the whole number of precinct ballots cast was 9,411, and the whole number of vote-by-mail ballots cast was 11,416; making a total of 20,827 ballots cast in the City.

SECTION 2. That the names of persons voted for at the election for Member of the City Council are as follows: JAY HUMPHREY, RITA LOUISE SIMPSON, LEE RAMOS, JIM RIGHEIMER, CHRISTOPHER SCOTT BUNYAN, TONY CAPITELLI, AL MELONE, AND KATRINA FOLEY; and

That the question for Measure O considered by the electorate was as follows:

Shall the City of Costa Mesa establish home rule by adopting the proposed charter as approved by the City Council?	YES
	NO

That the question for Advisory Measure P considered by the electorate was as follows:

Do you agree with the Costa Mesa City Council, which unanimously opposes the establishment of toll lanes on the I-405 Freeway in Orange County?	YES
	NO

SECTION 3. That the number of votes given in the City to each above-named candidate for Member of the City Council, and for and against Measures O and P are as listed in Exhibit "A" attached hereto.

SECTION 4. The City Council does hereby declare and determine that KATRINA FOLEY AND JIM RIGHEIMER were elected as Members of the City Council for the full term of four years; and

That as a result of the election, a majority of the voters voting on Measure O, relating to adopting a proposed charter, did not vote in favor of it and that the measure was not carried and shall not be deemed adopted and ratified.

That as a result of the election, a majority of the voters voting on Advisory Measure P, relating to toll lanes on the I-405 Freeway in Orange County, did vote in favor of it and that the advisory measure was carried.

SECTION 5. The City Clerk shall enter into the records of the City Council of the City, a statement of the results of the election showing:

- (1) The whole number of ballots cast in the City;
- (2) The names of the persons voted for;
- (3) The Measures voted upon;
- (4) The office for which each person was voted for;
- (5) The total number of votes given to each person and for and against the measures.

SECTION 6. 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 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 be inducted into the respective office to which they have been elected.

SECTION 7. The City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED AND ADOPTED this 2<sup>nd</sup> day of December, 2014.

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James M. Righeimer, Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Brenda Green, City Clerk

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Thomas Duarte, City Attorney

STATE OF CALIFORNIA )  
COUNTY OF ORANGE ) ss  
CITY OF COSTA MESA )

I, BRENDA GREEN, City Clerk of the City of Costa Mesa, DO HEREBY CERTIFY that the above and foregoing is the original of Resolution No. 14-76 and was duly passed and adopted by the City Council of the City of Costa Mesa at a regular meeting held on the 2<sup>nd</sup> day of December, 2014, by the following roll call vote, to wit:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

IN WITNESS WHEREOF, I have hereby set my hand and affixed the seal of the City of Costa Mesa this 3<sup>rd</sup> day of December, 2014.

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BRENDA GREEN, CITY CLERK

