

**BEFORE THE COUNCIL OF THE  
City of Lafayette**

**Resolution Requesting and Consenting to )  
Consolidation of Elections; and Setting )  
Specifications of the Election Order )**

**RESOLUTION NO: 2012-23**

*WHEREAS*, the City Council has ordered a Municipal Election to be held on **Tuesday, November 6, 2012**, to fill certain municipal offices; and

*WHEREAS*, other elections may be held in whole or in part of the territory of the City and it is to the advantage of the City to consolidate pursuant to Elections Code Section 10400; and

*WHEREAS*, Elections Code Section 10242 provides that the governing body shall determine the hours of opening and closing the polls; and

*WHEREAS*, Elections Code Section 10002 requires the City to reimburse the county in full for the services performed upon presentation of a bill to the City by the County Elections Official; and

*WHEREAS*, Elections Code Section 13307 requires that before the nominating period opens the governing body must determine whether a charge shall be levied against each candidate submitting a candidate's statement to be sent to the voters; and may estimate the cost; and determine whether the estimate must be paid in advance; and

*WHEREAS*, Elections Code Section 12101 requires the publication of a notice of the election once in a newspaper of general circulation in the City;

*WHEREAS*, tie votes shall be determined by lot unless the city council adopts the provisions of Elections Code 15651 (b) prior to the conduct of the election resulting in the tie vote.

NOW, THEREFORE, IT IS ORDERED that an election be held in accordance with the following specifications:

**SPECIFICATIONS OF THE ELECTION ORDER**

1. The Election shall be held on **Tuesday, the 6th day of November, 2012**. The purpose of the election is to choose successors for the **following offices**:

<u>Councilmember Mike Anderson</u>	<u>Four (4) year term</u>
<u>Councilmember Carl Anduri</u>	<u>Four (4) year term</u>
<u>Councilmember Carol Federighi</u>	<u>Four (4) year term</u>

2. This City Council hereby requests and consents to the consolidation of this election with other elections which may be held in whole or in part of the territory of the City, as provided in Elections Code 10400.
3. The City hereby designates the hours the polls are to be kept open shall be from 7:00 A.M. to 8:00 P.M.
4. The City will reimburse the County for the actual cost incurred in conducting the election upon receipt of a bill stating the amount due as determined by the elections official.
5. The City Council has determined that the Candidate will pay for the Candidate's Statement. The Candidate's Statement will be limited to 300 words. As a condition of having the Candidate's Statement published, the candidate shall pay the estimated cost at the time of filing. The City Council hereby establishes the estimated cost for a candidate statement as the following:  
  
\$ 525.00
6. The City of Lafayette is to publish the Notice of Election in the following newspaper; Contra Costa Times which is a newspaper of general circulation that is published daily in the City.
7. The City Council has determined that the action to be taken in the event of a tie vote is as follows:  
**In the event two or more candidates receive an equal number of votes, the resolution of a tie vote will be by lot.**
8. The City directs that a certified copy of this Resolution be forwarded to the Registrar of Voters and to the Board of Supervisors of Contra Costa County.

THE FOREGOING RESOLUTION WAS ADOPTED by the City Council at a regular meeting of said Council on this 11 day of June, 2012, by the following vote:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

ATTEST:

APPROVED:

\_\_\_\_\_  
Joanne Robbins, City Clerk

\_\_\_\_\_  
Carol Federighi, Mayor