RESOLUTION NO. 72-18

A RESOLUTION OF THE COUNCIL OF THE CITY OF RICHMOND, CALIFORNIA, SUBMITTING TO THE VOTERS A MEASURE TO ADOPT A SPECIAL PARCEL TAX ON VACANT PROPERTIES TO FUND SOLUTIONS FOR HOMELESSNESS, ILLEGAL DUMPING REMEDIATION, AND SPECIFIED PROGRAMS

WHEREAS, the city council (the "Council") of the City of Richmond (the "City"), within the County of Contra Costa, California (the "County"), desires to place a ballot measure before the voters at the November 6, 2018 election to adopt a special parcel tax on vacant properties to fund solutions for homelessness, illegal dumping remediation, and specified programs ("Special Parcel Tax on Vacant Properties"); and

WHEREAS, the proposed ordinance establishes a special tax imposed on every vacant parcel of real property located within the City at the rate of $3,000 annually per vacant developed parcel; $6,000 annually per vacant undeveloped parcel; $3,000 annually per vacant residential unit for condominiums, duplexes, or townhouse units under separate ownership; and $3,000 annually per parcel with ground floor commercial activity allowed but vacant; and

WHEREAS, in order for the Special Parcel Tax on Vacant Properties to become effective, it must be approved by the electorate; and

WHEREAS, in accordance with the provisions of Section 10002 and 10403 of the Elections Code of the State of California, the Contra Costa County Clerk Recorder-Elections Division has been requested to consolidate the City of Richmond General Election with the Statewide General Election to be held November 6, 2018; and

WHEREAS, the Council desires to submit the Special Parcel Tax on Vacant Properties to the qualified electors of the City at that Election; and

WHEREAS, the special tax imposed by the proposed ordinance is authorized by Article XIIIA of the California Constitution and section 50075 of the California Government Code.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Richmond, as follows:

Section 1.   The foregoing recitals are true, and this Council so finds and determines.

Section 2.   A general municipal election has been called for the City to be held in the City on Tuesday, November 6, 2018. The City Council hereby submits the following measure to the voters at the Election:

> "Shall an Ordinance of the City of Richmond's Municipal Code to establish a Special Parcel Tax on Vacant Properties at the rate of $3,000 annually per vacant developed parcel and $6,000 annually per vacant undeveloped parcel, raising about $5.4 million annually for 20 years to fund homelessness services and housing, blight and dumping elimination, and specified programs, be adopted?"

Section 3.   The City Clerk is ordered and directed to cause said proposed measure to be printed and to mail a copy of said measure to all registered voters in the City of Richmond with sample ballots in substantially the form set forth in Exhibit A, attached hereto.

Section 4.   The City Clerk is ordered to have the full text of the measure available for review in the Office of the City Clerk and at the City of Richmond's webpage.

Section 5.   The City Clerk of the City of Richmond is hereby authorized to sign a Notice of Election and Measure to be Voted On in a form substantially similar to that attached hereto as Exhibit B. The Clerk of the City is hereby authorized and directed to publish said Notice of Election and Measure to be Voted On at least one time not later than a week before the election in the EAST BAY TIMES, a newspaper of general circulation circulated within the City

of Richmond, in accordance with the provisions of Section 12111 of the Elections Code of the State of California.

Section 6.   The Clerk of the City is hereby authorized and directed to cause to be delivered, no later than August 10, 2018 (which date is not fewer than 88 days prior to the date set for the statewide election), one copy of this Resolution to the Registrar of Voters of the County.

Section 7.   The City Council hereby directs the City Clerk to transmit a copy of the measure to the City Attorney. The City Attorney shall prepare an impartial analysis of the measure, not to exceed 500 words in length, showing the effect of the measure on the existing law and the operation of the measure, and transmit such impartial analysis to the City Clerk within 10 days of the adoption of this resolution.

Section 8.   The Finance Director of the City is hereby authorized and directed to prepare and file with the Registrar of Voters an impartial analysis of the measure contained in Section 2 hereof covering its financial impact upon the City government in accordance with Section 2.16.070 of the Municipal Code of the City, within the time established by the Registrar of Voters.

Section 9.   Pursuant to Section 9282 of the Elections Code of the State of California, the legislative body of the City of Richmond, or any member or members of the legislative body authorized by the body, or any individual voter who is eligible to vote on the measure or bona fide association of citizens, or any combination of voters and associations, may file a written argument, not to exceed 300 words in length, accompanied by the printed name(s) and signature(s) of the person(s) submitting it, or if submitted on behalf of an organization, the name of the organization, and the printed name and signature of at least one of its principal officers, for or against the City measure.

Section 10.   This tax is a special tax requiring the approval by a two-thirds majority vote of qualified electors casting votes.

Section 11.   Pursuant to California Elections Code section 9285, subdivision (b), the City Council hereby adopts the provisions of California Elections Code section 9285, subdivision (a), relating to rebuttal arguments for the measure identified in section 2 above only for the November 6, 2018 election and thereafter this section 12 shall expire.

Section 12.   This resolution shall take effect immediately upon its adoption.

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I certify that the foregoing resolution was passed and adopted by the Council of the City of Richmond at a regular meeting thereof held August 7, 2018, by the following vote:

AYES: Councilmembers Beckles, Choi, Martinez, Myrick, Recinos, Vice Mayor Willis, and Mayor Butt.

NOES: None.

ABSTENTIONS: None.

ABSENT: None.

PAMELA CHRISTIAN
CLERK OF THE CITY OF RICHMOND
(SEAL)

Approved:

TOM BUTT
Mayor

Approved as to form:

BRUCE GOODMILLER
City Attorney

State of California   }
County of Contra Costa   : ss.
City of Richmond   }

I certify that the foregoing is a true copy of **Resolution No. 72-18**, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on August 7, 2018.

Pamela Christian, Clerk of the City of Richmond

EXHIBIT A
INITIATIVE MEASURE TO BE SUBMITTED DIRECTLY TO THE VOTERS

Provided under separate cover