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300 Forest Avenue  
Pacific Grove, California, 93950

**CITY CLERK'S CERTIFICATION**

I, Sandra Kandell, City Clerk of the City of Pacific Grove, Monterey County, State of California, do hereby certify that the attached is a full, true, and correct copy of:

**RESOLUTION NO. 21-035**

**RESOLUTION OF THE CITY OF PACIFIC GROVE DECLARING THE  
EXISTENCE OF AN EMERGENCY THAT REQUIRES THE IMMEDIATE AND  
URGENT ENACTMENT OF A TAX MEASURE TO PRESERVE PUBLIC  
PEACE, HEALTH, AND SAFETY OF THE CITY**

In Certification, I have hereunto set my hand and affixed the official seal of the City of Pacific Grove.

A handwritten signature in blue ink that reads "Sandra Kandell". The signature is written in a cursive style and is positioned above a horizontal line.

Sandra Kandell  
CITY CLERK

Date: December 20, 2021

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**RESOLUTION NO. 21-035**

**A RESOLUTION OF THE CITY OF PACIFIC GROVE  
DECLARING THE EXISTENCE OF AN EMERGENCY THAT REQUIRES THE  
IMMEDIATE AND URGENT ENACTMENT OF A TAX MEASURE TO  
PRESERVE PUBLIC PEACE, HEALTH, AND SAFETY OF THE CITY**

**WHEREAS**, the City of Pacific Grove (“City”) holds the authority to adopt taxes pursuant to Article XI, Section 5 of the California Constitution; and

**WHEREAS**, the imposition of a general tax requires, among other things, a two-thirds vote of the City Council (California Government Code section 53724) and a majority vote on the tax measure (California Constitution, Article XIIC); and

**WHEREAS**, any tax measure submitted to voters must be consolidated with a regularly scheduled general election for members of the City Council except in cases of emergency as determined by a unanimous vote of the Council pursuant to Article XIIC of the California Constitution; and

**WHEREAS**, this Resolution is exempt from the California Environmental Quality Act (“CEQA”), Public Resources Code section 21000 et seq., as it can be seen with certainty that there is no possibility that the activity authorized herein may have a significant effect on the environment; and

**WHEREAS**, the City Council unanimously finds and declares that the financial circumstances of the City requires immediate and urgent enactment of a tax measure to increase revenues to the City and to preserve the public peace, health, safety and welfare of the community, to avoid work stoppages and service disruptions that will result from additional staff cuts or reductions in force, and to avoid permanent impairment of valued community services provided by the library, recreation department, and other cultural resources within the City; and

**WHEREAS**, the Council unanimously finds and declares that the financial emergency may result in crippling consequences of budget depletion and may severely impair public health, safety and welfare.

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

SECTION 1. The foregoing recitals are adopted as findings of the City Council as though set forth fully herein.

SECTION 2. A special municipal election of the City of Pacific Grove is required to be held on April 12, 2022, for the purpose of authorizing a general tax measure, with the call for the election set forth by separate Resolution.



SECTION 3. This Resolution confirms the existence of a fiscal emergency in accord with Article XIIC of the California Constitution. Based on that emergency, consolidation of the proposed tax measure with the next regularly scheduled general election for City Council members shall not afford timely relief, and such delay may threaten the public peace, health, safety and welfare of the community.

SECTION 4. The City Clerk is authorized and directed to certify the adoption of this Resolution and to transmit a copy to the County Board of Supervisors of the County of Monterey, and to file certified copies thereof with the County Clerk and the County Registrar of Voters.

SECTION 5. The City Clerk shall publish a copy of this Resolution in a newspaper of general circulation once within fifteen (15) days after its adoption.

**PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF PACIFIC GROVE THIS 15<sup>th</sup> day of December 2021, by the following vote:**

AYES: Mayor Peake, Mayor Pro Tem Smith, Councilmembers Amelio, Coletti, McAdams, Poduri, and Tomlinson.  
NOES: None.  
ABSENT: None.

APPROVED:

DocuSigned by:  
*Bill Peake*  
2E6F9DE48137414  
BILL PEAKE, Mayor

ATTEST: 12/16/2021  
DATED: \_\_\_\_\_

DocuSigned by:  
*Sandra Kandell*  
4F11A61C850B4E1...  
SANDRA KANDELL, City Clerk

APPROVED AS TO FORM:  
DocuSigned by:  
*David C. Laredo*  
F06545E32B2846E...  
DAVID C. LAREDO, City Attorney

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