

RECEIVED

JUL 30 2012

Yakima County
Election Division

**CITY OF UNION GAP, WASHINGTON
RESOLUTION NO.1008**

A RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF UNION GAP, WASHINGTON PROVIDING FOR THE SUBMISSION OF A PROPOSITION TO THE VOTERS ON THE QUESTION OF WHETHER THE CITY OF UNION GAP'S FORM OF GOVERNMENT SHOULD BE ABANDONED AND REORGANIZED AS A COUNCIL-MANAGER FORM OF GOVERNMENT AT AN ELECTION TO BE HELD ON TUESDAY, NOVEMBER 6, 2012; AND, REQUESTING THAT THE AUDITOR OF YAKIMA COUNTY CALL AND CONDUCT AN ELECTION TO SUBMIT THE PROPOSITION TO THE VOTERS ON THAT DATE.

WHEREAS, the City of Union Gap is a duly incorporated, non-charter, municipal corporation organized under the laws of the State of Washington;

WHEREAS, the City of Union Gap is currently organized as a Mayor-Council form of government under the provisions of RCW 35A.12;

WHEREAS, RCW 35A.06 authorizes a code city to abandon its plan of government and reorganize under another plan of government, and authorizes the City to pass a resolution requesting that a proposition be submitted to the qualified voters within the City regarding whether the City should abandon its form of government and reorganize under another plan of government;

WHEREAS, a petition was circulated among City of Union Gap registered voters proposing reorganization of Union Gap's form of government from a Mayor-Council form of government subject to the provisions of RCW 35A.12 to a Council-Manager form of government subject to the provisions of RCW 35A.13;

WHEREAS, in accordance with RCW 35A.06.040, in order to be considered sufficient, the petition had to be signed by registered voters in a number equal to and not less than ten (10%) percent of the votes cast at the last general municipal election;

WHEREAS, the Yakima County Auditor and Ex-officio Supervisor of Elections certified on July 5, 2012 that the petition has the requisite number of valid signatures to place the matter on the ballot;

WHEREAS, as required under RCW 35A.06, upon receiving a Certificate of Sufficiency, the City of Union Gap must pass a resolution requesting that the proposition be

submitted to the qualified voters within the City regarding whether the City should abandon its form of government and reorganize under another plan of government;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF UNION GAP, WASHINGTON, HEREBY RESOLVES as follows:

Section 1: Certification of Sufficiency. The City of Union Gap is in receipt of a Petition Certificate of Sufficiency issued by the Yakima County Auditor, Ex-officio Supervisor of Elections, certifying that a "... petition regarding government reorganization in the City of Union Gap to a Council-Manager form of government contained 115 valid signatures of registered voters within the City of Union Gap. In accordance with RCW 35A.06.040, the petition must be signed by registered voters in number equal to not less than ten percent (10%) of the votes cast at the last general municipal election. The total number of votes cast at the last general municipal election was 949. The number of valid signatures exceeds the requirement."

Section 2: Request that Yakima County Auditor Call and Conduct an Election to Submit the Proposition to Voters - Ballot Title.

The Yakima County Auditor, as *ex officio* Supervisor of Elections for the City of Union Gap, is hereby requested to call and conduct an election to be held within the City of Union Gap at the next general election on November 6, 2012 pursuant to RCW 29A.04.330 and to submit at that time to the qualified voters of the City of Union Gap the proposition set forth below, as prepared by the City of Union Gap's City Attorney pursuant to RCW 35A.06.050 and RCW 35A.29.120.

PROPOSITION NO. 1

CITY OF UNION GAP
PROPOSITION TO CHANGE THE CITY'S FORM OF GOVERNMENT

SHOULD THE CITY OF UNION GAP ABANDON ITS CURRENT MAYOR-COUNCIL FORM OF GOVERNMENT AND REORGANIZE UNDER A COUNCIL-MANAGER FORM OF GOVERNMENT?

YES

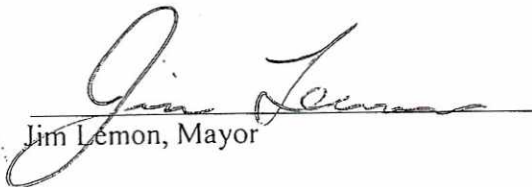
NO

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Section 3. Effective Date. This Resolution shall take effect immediately upon

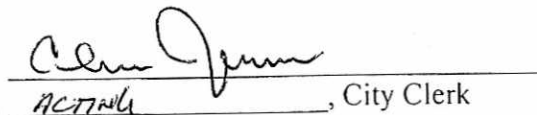
adoption.

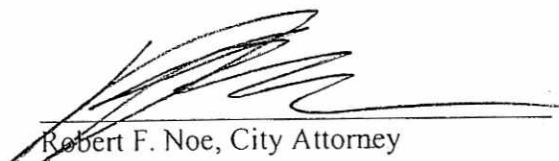
PASSED this 23rd day of July, 2012.


Jim Lemon, Mayor

ATTEST:

APPROVED AS TO FORM:


ACTING, City Clerk


Robert F. Noe, City Attorney

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