RESOLUTION NO. 19-5441

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE CITY, CALIFORNIA, PROVIDING FOR THE APPOINTMENT TO THE OFFICES OF THIS CITY THAT WERE TO BE ELECTED ON TUESDAY, MARCH 3, 2020

WHEREAS, the City of Temple City has scheduled a General Municipal Election on March 3, 2020, to elect three (3) City Councilmembers; and

WHEREAS, at the close of nomination period on December 6, 2020, the only candidate papers received and verified by the City Clerk for the office of the City Councilmember; and

WHEREAS, on December 9, 2019, the City Clerk submitted a written certification to the City Council providing there are not more candidates nominated for the office of the City Councilmember than seats to be filled at the General Municipal Election; and

WHEREAS, pursuant to § 10229 of the Elections Code of the State of California, as of the close of the nomination period on December 6, 2019, there are not more candidates than offices to be elected and that § 10229 of the Elections Code allows one of the following courses of action to be taken by the City Council:

1. Appoint to the office the person who has been nominated.
2. Appoint to the office any eligible voter if no one has been nominated.
3. Hold the election if either no one or only one person has been nominated.

WHEREAS, a notice was posted on December 9, 2019 and published on December 12 (Vietnamese/ Chinese and Spanish) and December 12 (English), 2019 in a newspaper of general circulation pursuant to law.

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

SECTION 1. That pursuant to § 10229 of the Elections Code of the State of California, the following action is being taken:

The following persons, being the only three candidates for the offices for which they were nominated, are being appointed to those offices and are considered to be the same as being elected, pursuant to § 10229(a)(3) of the Elections Code:

NAME	OFFICE	TERM
Nanette Fish	City Council	March 3, 2020 – March 5, 2024
William Man	City Council	March 3, 2020 – March 5, 2024
Cynthia Sternquist	City Council	March 3, 2020 – March 5, 2024

SECTION 2. The election scheduled to be held on Tuesday, March 3, 2020, is now canceled.

SECTION 3. The persons appointed, if any, shall qualify and take office and serve exactly as if elected at a municipal election for the office.

SECTION 4. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED AND ADOPTED ON DECEMBER 17, 2019.

Nanette Fish, Mayor

ATTEST:

Peggy Kuo, City Clerk

APPROVED AS TO FORM:

Greg Murphy, City Attorney

I hereby certify that the foregoing resolution, Resolution No. 19-5441, was adopted by the City Council of the City of Temple City at a regular meeting held on the 17th day of December, 2019 by the following vote:

AYES:	Councilmember – Man, Sternquist, Yu, Chavez, Fish
NOES:	Councilmember – None
ABSTAIN:	Councilmember – None
ABSENT:	Councilmember – None

Peggy Kuo, City Clerk