

RESOLUTION NO. 21-25

FILED
MADERA COUNTY
2021 MAR -8 A 10:39
REBECCA MARTINEZ
COUNTY CLERK

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA,
CALIFORNIA, CALLING FOR THE HOLDING OF A SPECIAL MUNICIPAL
ELECTION ON TUESDAY, NOVEMBER 2, 2021, FOR THE ELECTION OF
VACANCY IN CITY COUNCIL DISTRICT 5

WHEREAS, Councilmember Garcia has been elected as Mayor for the City of Madera resulting in a vacancy for his position as councilmember of District 5; and

WHEREAS, under Elections Code 36512 the City Council must fill a vacancy on the City Council within sixty days from the commencement of the vacancy by election or by appointment; and

WHEREAS, the City Council has determined to fill the vacancy by the calling of a special election.

NOW, THEREFORE, the City Council of the City of Madera hereby resolves as follows:

Section 1. Recitals. The foregoing recitals are true and correct and incorporated herein as if set forth in full.

Section 2. Calling of Special Election. Pursuant to the requirements of the laws of the State of California relating to general law cities, there is called and ordered to be held in the City of Madera, California, on Tuesday, November 2, 2021 a Special Municipal Election for the purpose of filling the vacancy in City Council District 5.

Section 3. Consolidation. Pursuant Section 10400 et seq. of the Elections Code, the Board of Supervisors of Madera County is requested to consolidate the Election with an election that may be held on the established election date of November 2, 2021.

Section 4. Canvass. The Board of Supervisors is authorized to canvass the returns of the Election pursuant to Section 10411 of the Elections Code.

Section 5. Conduct of Election. Pursuant to Section 10002 of the Elections Code, the Board of Supervisors is requested to permit the County Clerk to render all services specified by Section 10418 of the Elections Code relating to the election, for which services the City agrees to reimburse the County, in accordance with current County pro-rations and allocation procedures. In all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections. Notice of the time and place of holding the election is given and the Elections Official is authorized, instructed, and directed to give further or additional notice of the election, in time, form and manner as required by law.

Section 6. Filing with County. The City Clerk shall file a certified copy of this Resolution with the County Clerk.

Section 7. Implementation. The City Clerk and City Manager are authorized to take all actions as necessary to effectuate the purposes of this resolution and the election. The City Clerk and City Attorney are authorized to make any typographical, clerical, and non-substantive corrections to this resolution as may be deemed necessary by the Madera County Clerk.

Section 8. Effective Date. This Resolution shall be effective immediately upon adoption.

PASSED AND ADOPTED by the City Council of the City of Madera this 28th day of January 2021 by the following vote:

AYES: Mayor Garcia, Councilmembers Gallegos, Rodriguez, Montes, Evans, Villegas.

NOES: None.

ABSTENTIONS: None.

ABSENT: District 5 is currently vacant.

APPROVED:

SANTOS GARCIA, Mayor



ATTEST:



ALICIA GONZALES, City Clerk

