

RESOLUTION NO. 5608-20

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF UNION CITY, CALIFORNIA,
CALLING AND GIVING NOTICE OF THE HOLDING OF
A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY,
NOVEMBER 3, 2020, FOR THE ELECTION OF CERTAIN OFFICERS;
REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF ALAMEDA
TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY,
NOVEMBER 3, 2020, WITH THE GENERAL ELECTION
TO BE HELD ON THAT DATE PURSUANT TO SECTION 10002 OF
THE ELECTIONS CODE, AND REQUESTING CERTAIN SERVICES OF THE REGISTRAR
OF VOTERS; AND ESTABLISHING REGULATIONS FOR
CANDIDATE STATEMENTS ON THE SAMPLE BALLOT**

WHEREAS, under the provisions of the laws relating to general law cities in the State of California, a General Municipal Election shall be held on November 3, 2020, for the election of Municipal Officers; and

WHEREAS, in accordance with Elections Code Section 10400, local elections which are called to be held on the same date in territory which is wholly or partially the same may be consolidated by the Registrar of Voters upon receipt of request for same from the jurisdictions involved at least 88 days prior to the date of said elections; and

WHEREAS, it is desirable that the General Municipal Election be consolidated with the Statewide General Election to be held on the same date and that within the City the precincts, polling places and election officers of the two elections be the same, and that the Registrar of Voters of the County of Alameda canvass the returns of the General Municipal Election, and that the election be held in all respects as if there were only one election; and

WHEREAS, pursuant to Elections Code Section 10403.5 the City desires to request the County to render special services to the City with respect to the conduct of the City's Municipal Election to be held on November 3, 2020, and the County is agreeable to provide these services; and

WHEREAS, Section 13307 of the Elections Code of the State of California provides that the City Council adopt regulations pertaining to materials prepared by any candidate for a municipal election, including costs of the candidate statement.

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

SECTION 1. That 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 Union City, California, on Tuesday, November 3, 2020, a General Municipal Election for the purpose of electing One (1) Mayor and One (1) Member of the City Council from District 1 for the full term of four years. The boundaries of District 1 are established by Union City Ordinance No. 862-19.

SECTION 2. That the ballots to be used at the election shall be, in form and content, as required by law.

SECTION 3. That the polls for the election shall be open at seven o'clock a.m. of the day of the election and shall remain open continuously from that time until eight o'clock p.m. of the same day

when the polls shall be closed, except as provided in § 14401 of the Elections Code of the State of California.

SECTION 4. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

SECTION 5. That notice of the time and place of holding the election is given and the City Clerk 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. That pursuant to the requirements of Section 10002 of the Elections Code, the Board of Supervisors of the County of Alameda is hereby requested to consent and agree to the consolidation of the General Municipal Election with the General Election on Tuesday, November 3, 2020, for the purpose of the election of One (1) Mayor and One (1) Member of the City Council.

SECTION 7. That the County election department is authorized to canvass the returns of the General Municipal Election. The election shall be held in all respects as if there is only one election, and only one form of ballot shall be used.

SECTION 8. That the Board of Supervisors is requested to issue instructions to the Registrar of Voters to take any and all steps necessary for the holding of the consolidated election.

SECTION 9. That the City of Union City recognizes that additional costs will be incurred by the County by reason of this consolidation, and agrees to reimburse the County based on the County's established consolidation rate.

SECTION 10. That pursuant to Section 13307 of the Elections Code of the State of California, each candidate for elective office to be voted for at the General Municipal Election on November 3, 2020, may prepare a candidate statement on an appropriate form provided by the elections official. The statement may include the name, age, and occupation of the candidate and a brief description of no more than **200 words** of the candidate's education and qualifications expressed by the candidate himself or herself.

SECTION 11. The candidate shall be required to pay for the cost of printing, translating and mailing the candidate statement, and shall make a deposit of \$2500 at the time his/her nomination papers are filed. The candidate shall be refunded any overage, or billed for any additional costs, within 30 days of the actual accounting of said costs by the Alameda County Registrar of Voters.

SECTION 12. That the City Council hereby directs the City Clerk to certify to the passage and adoption of this Resolution and to enter it into the book of original resolutions.

SECTION 13. That the City Clerk be directed to forward a certified copy of this resolution to the Board of Supervisors of Alameda County and the Registrar of Voters of Alameda County.

SECTION 14. This Resolution shall be effective immediately upon its adoption.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Union City at a regular meeting held on the 9th day of June 2020, by the following vote:

AYES: Councilmembers Gacoscos, Patino, Singh, Vice Mayor Duncan, Mayor Dutra-Vernaci
NOES: None
ABSENT: None
ABSTAIN: None

APPROVED:



Carol Dutra-Vernaci
Carol Dutra-Vernaci
MAYOR

ATTESTED:



Anna M. Brown
Anna M. Brown
CITY CLERK

APPROVED AS TO FORM:



Kristopher J. Kokotaylo
Kristopher J. Kokotaylo
CITY ATTORNEY