

RESOLUTION NO. 21-7267

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH, CALIFORNIA, CALLING FOR THE HOLDING OF AN ALL MAIL BALLOT SPECIAL MUNICIPAL ELECTION ON TUESDAY, MAY 11, 2021, TO FILL A VACANCY AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES

WHEREAS, a vacancy on the Hermosa Beach City Council was created by the resignation of Hanny Fangary on January 4, 2021; and

WHEREAS, the term of office in which the vacancy exists ends November, 2022.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH, CALIFORNIA, DOES HEREBY 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 Hermosa Beach, California, on Tuesday, May 11, 2021, a Special Municipal Election conducted by all mail ballot for the purpose of electing a Member of the City Council for the term of office in which the vacancy was created by the resignation of Hany Fangary, which ends November, 2022;

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 City Clerk is authorized, instructed and directed to procure and furnish any and all official ballots, notices, printed matter and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct the election by all mail ballot;

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 pursuant to the California Elections Code, said Special Election shall be conducted by all mail ballot, and shall be conducted pursuant to Chapter 2 of Division

4 (commencing with § 4100) of the California Elections Code only insofar as required by law. Notwithstanding Elections Code § 4013, ballots cast in the Special Election shall be returned to the Office of the City Clerk no later than 8:00 p.m. on Election Day in order to be counted. Ballots that are postmarked on Election Day and received no later than three (3) days following the day of election will also be counted.

SECTION 6. 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 7. That the City Council authorizes the City Clerk to administer said election, and all reasonable and actual election expenses shall be paid by the City upon presentation of a properly submitted bill.

SECTION 8. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions, and shall make minutes of the passage and adoption thereof in the records of the proceedings of the City Council at which the same is passed and adopted.

PASSED, APPROVED and ADOPTED this 12th day of January, 2021.

Justin Massey, Mayor

PRESIDENT of the City Council and **MAYOR** of the City of Hermosa Beach, California

ATTEST:

APPROVED AS TO FORM:

Eduardo Sarmiento

Eduardo Sarmiento, City Clerk

Michael Jenkins

Michael Jenkins, City Attorney