

**RESOLUTION NO. 2016- 072**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALISTOGA,  
COUNTY OF NAPA, STATE OF CALIFORNIA, PROVIDING FOR THE  
APPOINTMENT TO THE OFFICES OF THIS CITY THAT WERE TO BE  
ELECTED ON TUESDAY, NOVEMBER 8, 2016**

**WHEREAS**, pursuant to § 10229 of the Elections Code of the State of California, as of the close of the nomination period on November 12, 2016, there were 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 certification of facts regarding candidates filing activity was posted on Thursday, August 18, 2016; and

**WHEREAS**, a notice was published on July 1, July 8, July 15 and July 22, 2016, in a newspaper of general circulation pursuant to law.

**NOW, THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF CALISTOGA, CALIFORNIA, DOES HEREBY 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:

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

<b><u>NAME</u></b>	<b><u>OFFICE</u></b>	<b><u>TERM</u></b>
Irais Lopez-Ortega	Council Member	Four (4) Years
Michael Dunsford	Council Member	Four (4) Years

**SECTION 2.** The election scheduled to be held on Tuesday, November 8, 2016, 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.

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**PASSED, APPROVED, AND ADOPTED** by the City Council of the City of Calistoga at a regular meeting held this **24<sup>th</sup> day of August, 2016**, by the following vote:

**AYES:** Councilmember Barnes, Mayor Canning and  
Councilmember Kraus  
**NOES:** None  
**ABSTAIN:** None  
**ABSENT:** Councilmember Lopez-Ortega and Vice Mayor Dunsford

  
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**CHRIS CANNING, Mayor**

**ATTEST:**

  
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**Kathy Flanson, City Clerk**