

**CITY OF LARKSPUR  
RESOLUTION 52/19**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LARKSPUR CANCELLING THE  
MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 5, 2019 BECAUSE ONLY ONE  
PERSON WAS NOMINATED FOR EACH OFFICE TO BE ELECTED, AND APPOINTING THE  
NOMINATED INDIVIDUALS TO OFFICE**

---

**WHEREAS**, a municipal election is scheduled for Tuesday, November 5, 2019, to fill two seats on the City Council of the City of Larkspur; and;

**WHEREAS**, on the 83rd day before the November 5, 2019 municipal election, only one person was nominated for each open City Council member office that would be elected on a citywide basis at the election; and

**WHEREAS**, Section 10229 of the California Elections Code authorizes the City Council to take one of the following courses of action: (1) appoint to office the person who has been nominated, or (2) hold the election; and

**WHEREAS** Section 10229 of the California Elections Code provides if, by the 75th day before the municipal election, no person has been appointed to office, the election shall be held; and

**WHEREAS**, by certificate attached to this Resolution as Exhibit A, the City Clerk has certified to these facts; and

**WHEREAS**, the City Clerk caused notice of these facts to be published pursuant to Section 6061 of the California Government Code.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Larkspur as follows:

1. The recitals set forth above are true and correct; and
2. The municipal election scheduled to be held on Tuesday, November 5, 2019, is hereby cancelled; and
3. The City Council hereby appoints the following individuals for the offices to which they were nominated: (1) Scot Candell for the office of City Council member, and (2) Gabriel Paulson for the office of City Council member; and
4. The persons herein appointed for each office shall qualify, take office, and serve exactly as if elected at a municipal election for such office; and
5. The City Clerk shall certify to the passage, approval, and adoption of this resolution and shall cause this resolution and the City Clerk's certification to be entered in the permanent records of the City.

**IT IS HEREBY CERTIFIED** that the City Council of the City of Larkspur duly introduced and regularly adopted the foregoing resolution at a regular meeting held on August 21, 2019 by the following vote:

AYES: COUNCILMEMBER: *Chu, Harroff, Hillmer, Way*

NOES: COUNCILMEMBER:

ABSENT: COUNCILMEMBER: *Morrison*

ABSTAIN: COUNCILMEMBER:

  
\_\_\_\_\_  
VICE-Mayor

ATTEST:  
  
\_\_\_\_\_  
Shannon O'Hare, Acting City Clerk

**EXHIBIT A**

**CITY OF LARKSPUR  
PUBLIC NOTICE CERTIFICATE OF FACTS CONCERNING NOMINATIONS FOR THE  
NOVEMBER 5, 2019, CITY OF LARKSPUR ELECTION**

**NOTICE IS HEREBY GIVEN** on the 83rd day before the November 5, 2019, City of Larkspur Election, during normal business hours as posted [because an incumbent failed to file pursuant to Section 10225 California Elections Code (CEC)], only one person was nominated for each of the two offices of City Council member that is elected on a citywide basis.

**THEREFORE**, in accordance with Section 10229 CEC, the Larkspur City Council may, at a meeting held before the municipal election, adopt one of the following courses of action:

- (1) Appoint to the office the persons who have been nominated.
- (2) Hold the election.

**NOTICE IS HEREBY FURTHER GIVEN** that the City Elections Official shall publish this notice of facts described in Section 10229 CEC and the courses of action available under that subdivision. Publication shall be made pursuant to Section 6061 California Government Code in any newspaper of general circulation, as designated by the city elections official.

After the 5th day following the date of publication, the Larkspur City Council may make the appointments or direct an election to be held in the City. The persons appointed shall qualify and take office and serve exactly as if elected at a municipal election for the office.

If by the 75th day before the municipal election, no persons have been appointed to office pursuant to paragraph (1), the election shall be held.

If the City Council makes appointments pursuant to the Statutes cited in this notice, the elections official shall not accept for filing any statement of write-in candidacy that is submitted after the appointments are made.

Shannon O'Hare  
Acting City Clerk/Assistant to the City Manager  
City of Larkspur  
400 Magnolia Ave  
Larkspur CA, 94939  
(415) 496-2401  
[sohare@cityoflarkspur.org](mailto:sohare@cityoflarkspur.org)  
POSTING DATE: August 15, 2019



Two handwritten signatures in blue ink are present. To the right of the signatures, the date "8/15/19" is handwritten in blue ink.