

RESOLUTION NO. 3873

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WESTMINSTER PROVIDING FOR THE CONDUCT OF A SPECIAL RUNOFF ELECTION FOR ELECTIVE OFFICES IN THE EVENT OF A TIE VOTE AT ANY MUNICIPAL ELECTION

WHEREAS, § 15651(b) of the Elections Code of the State of California authorizes the City Council, by majority vote, to adopt provisions to require the conduct of a Special Runoff Election to resolve a tie vote involving those candidates who received an equal number of votes and the highest number of votes for an elective office;

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


Section 1. That pursuant to § 15651(b) of the Elections Code of the State of California, if any two or more persons receive an equal and the highest number of votes for an office to be voted for within the city, there shall be held within the city a Special Runoff Election to resolve the tie vote. A Special Runoff Election shall be called and held on a Tuesday not less than 40 nor more than 125 days after the administrative or judicial certification of the election which resulted in a tie vote.

Section 2. That the provisions of Section 1 shall apply at the next ensuing municipal election and at each municipal election thereafter.

Section 3. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED AND ADOPTED 19th day of October, 2004 by the following vote:

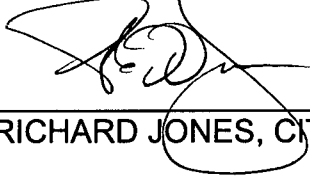
AYES: COUNCIL MEMBERS: RICE, QUACH, FRY, MARSH, PARIS
NOES: COUNCIL MEMBERS: NONE
ABSENT: COUNCIL MEMBERS: NONE


MARGIE L. RICE, MAYOR

ATTEST:


MARIAN CONTRERAS, CITY CLERK

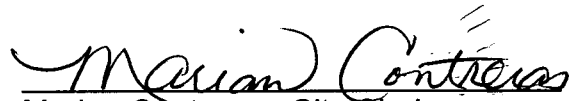
APPROVED AS TO FORM:



RICHARD JONES, CITY ATTORNEY

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss.
CITY OF WESTMINSTER)

I, MARIAN CONTRERAS, hereby certify that I am the duly appointed City Clerk of the City of Westminster, California; and that the foregoing resolution was duly adopted at an adjourned regular meeting of the City Council of the City of Westminster held on the 19th day of October 2004.



Marian Contreras, City Clerk