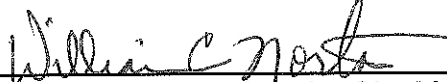


City of Calistoga

Staff Report

TO: Honorable Mayor and City Council
FROM: Susan Sneddon, City Clerk
DATE: December 7, 2010
SUBJECT: General Municipal Election 2010 - Declaration of Results

APPROVAL FOR FORWARDING:



William C. Norton, Interim City Manager

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ISSUE: Consideration of a Resolution declaring the results of the General Municipal Election held in the City of Calistoga, November 2, 2010.

RECOMMENDATION: Adopt Resolution.

BACKGROUND/DISCUSSION: The City of Calistoga conducted its General Election on November 2, 2010. In accordance with State law, the election process officially begins at least 127 days prior to the election when the City Council calls for the election, and ends at least 30 days subsequent to the election when the City Council declares the results of the election. This report includes: 1) a general description of the election process; 2) a description of the official canvass; and 3) a summary of the results of the election.

The Election Process

The City Clerk's Department began preparing for the 2010 General Municipal Election in June 2010 by conducting a review of prior election files, election procedures manuals, the candidate handbook, and the State election laws.

On June 1, 2010 the City Council adopted Resolution 2010-042 requesting that the Napa County Elections Department consolidate the November 2, 2010 General Municipal Election with other County Municipal Elections for the purpose of the election of three members to the City Council (pursuant to Elections Code section 10403). The County conducted the election, prepared the certification and the canvass of returns of the election pursuant to Elections Code 10418.

28 The candidate nomination period opened on July 12, 2010. By the close of the
29 nomination period and seven (7) individuals had submitted nomination papers, all of
30 whom were later qualified as candidates, to qualify, all candidates must be
31 registered to vote in the City, and must be nominated by 20 individuals whose voter
32 registration and signatures are verified, and who have not nominated more
33 candidates to any office than there are seats.

34

35 During the period from June 2, 2010 through November 2, 2010 the City Clerk's
36 Department engaged in the following activities: 1) published and posted notices as
37 required by state law; 2) held a candidates workshop; 3) assisted candidates with
38 campaign finance disclosure requirements; and 4) publicized the election.

39

40 The Official Canvass

41 The official canvass was conducted by the Napa County Elections Department
42 during the period November 2, 2010 through November 18, 2008

43

44 The Election Results

45 The final vote tallies of the 2010 Calistoga Consolidated General Municipal Election
46 will be presented for the City Council's review in the form of the Elections Official's
47 Certificate of Canvass (Exhibit A). The Resolution itself reports the following final
48 results of the election:

49

- 50 1. Jack T. Gingles was elected to the office of Mayor for a full term of two years.
- 51
- 52 2. Chris Canning and Gary Kraus were elected to the office of Member of the
- 53 City Council for a full term of four years.

54

55 **FISCAL IMPACT:** Adoption of the Resolution has no fiscal impact.

56

57 **ATTACHMENTS:**

- 58 1. Draft Resolution
- 59 2. Exhibit A
- 60 3. Resolution 2010-042

RESOLUTION NO. 2010-_____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALISTOGA,
CALIFORNIA, RECITING THE FACT OF THE CONSOLIDATED GENERAL
MUNICIPAL ELECTION HELD ON NOVEMBER 2, 2010 DECLARING THE
RESULT AND SUCH OTHER MATTERS AS PROVIDED BY LAW**

1 **WHEREAS**, a General Municipal Election was held and conducted in
2 the City of Calistoga, California, on Tuesday, November 2, 2010, as required by
3 law; and
4

5 **WHEREAS**, notice of the election was given in time, form and manner
6 as provided by law; the majority of the votes cast in the City were vote by mail;
7 that one voting precinct was properly established; that election officers were
8 appointed and that in all respects the election was held and conducted and the
9 votes were cast, received and canvassed, and the returns made and declared in
10 time, form and manner as required by the provisions of the Elections Code of the
11 State of California for the holding of elections in general law cities; and
12

13 **WHEREAS**, pursuant to Resolution No. 2010-042 adopted June 1,
14 2010, the County Election Department canvassed the returns of the election and
15 has certified the results to this City Council, the results are received, attached
16 and made a part hereof as "Exhibit A".
17

18 **NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CALISTOGA,**
19 **CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS**
20 **FOLLOWS:**
21

22 **SECTION 1.** That the whole number of ballots cast in the City was 1633.
23

24 **SECTION 2.** Names of persons voted for at the election for Mayor were as
25 follows: Two Year Term: Jack T. Gingles, Michael Dunsford and Kurt Larrecou.
26 Names of persons voted for at the election for Councilmember were as follows:
27 Four Year Term: Jennifer Barkley, Chris Canning, Gary Kraus, and Dennis
28 McNay.
29

30 **SECTION 3.** The number of votes cast in the City to each of the persons above
31 named for respective offices for which the persons were candidates are listed in
32 "Exhibit A" attached.
33

34 **SECTION 4.** The City Council does declare and determine that Jack Gingles
35 was elected as Mayor for the full term of two years; Chris Canning was elected
36 as Member of the City Council for the full term of four years; Gary Kraus was
37 elected as Member of the City Council for the full term of four years.

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SECTION 5. The City Clerk shall enter on the records of the City Council of the City, a statement of the result of the election, showing: (1) The whole number of ballots cast in the City; (2) The names of the persons voted for; (3) For what office each person was voted for; (4) The number of votes in the City given to each person.

SECTION 6. That the City Clerk shall immediately make and deliver to each of the persons so elected a Certificate of Election signed by the City Clerk and authenticated; that the City Clerk shall also administer to each person elected the Oath of Office prescribed in the Constitution of the State of California and shall have them subscribe to it and file it in the office of the City Clerk. Each and all of the persons so elected shall then be inducted into the respective office to which they have been elected.

SECTION 7. 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 by the City Council of the City of Calistoga at a regular meeting held this **7th day of December, 2010**, by the following vote:

AYES:

NOES:

ABSTAIN/ABSENT:

JACK GINGLES, Mayor

ATTEST:

SUSAN SNEDDON, City Clerk