RESOLUTION NO. 6543

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF UPLAND, CALIFORNIA CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION ON TUESDAY, NOVEMBER 3, 2020, FOR THE ELECTION OF CERTAIN OFFICERS AND REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN BERNARDINO CONSENT TO THE CONSOLIDATION OF THE GENERAL MUNICIPAL ELECTION OF THE CITY OF UPLAND WITH THE STATEWIDE GENERAL ELECTION TO BE HELD PURSUANT TO ELECTIONS CODE SECTION 10403

Intent of the Parties and Findings

(i) Under the provisions of the laws relating to general law cities in the State of California, including Government Code Section 36503 and Elections Code Section 1000(c), a General Municipal Election shall be held on November 3, 2020, for the election of municipal officers; and

(ii) It is desirable that the General Municipal Election be consolidated with the Statewide General election to be held on the same date and that within the City, the precincts, polling places and election officers of the two elections be the same, and that the county election department of the County of San Bernardino canvass the returns of the General Municipal Election and that the election be held in all respects as if there were only one election; and

(iii) Sections 10002 and 10403 of the Elections Code provide that the City Council may, by resolution, request the County of San Bernardino Board of Supervisors to permit the County Elections Official to render specified services relating to the conduct of the election on a reimbursable basis.

NOW, THEREFORE, the Upland City Council hereby finds, determines and resolves as follows:

Section 1. 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 Upland, California, on Tuesday, November 3, 2020, a General Municipal Election for the purpose of electing one (1) Mayor of the City of Upland, one (1) member of the Upland City Council representing District 1, and one (1) Treasurer of the City of Upland, each for full terms of four (4) years, and for presenting any ballot measure or measures for consideration by the voters of the City, to be held in the City of Upland, California on Tuesday, November 3, 2020.

Section 2. The ballots to be used at the election shall be in the form and content as required by law.

Section 3. The City Clerk is authorized, instructed and directed to coordinate with the County of San Bernardino Registrar of Voters 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.

Section 4. The polls for the election shall be open at seven o'clock a.m. the day of the election and shall remain open continuously from that time until eight o'clock p.m. of the same day when the polls shall be closed, except as provided in Section 14401 of the Elections Code of the State of California, or as determined by the County Elections Official for the consolidated election.

Section 5. In all particulars not recited in this Resolution, the election shall be held and conducted as provided by law for holding municipal elections.

Section 6. That pursuant to the requirements of Section 10403 of the Elections Code, the Board of Supervisors of the County of San Bernardino is hereby requested to consent and agree to the consolidation of a General Municipal Election with the Statewide General election on Tuesday, November 3, 2020, a General Municipal Election for the purpose of electing one (1) Mayor of the City of Upland, one (1) member of the Upland City Council representing District 1, and one (1) Treasurer of the City of Upland, each for full terms of four years, and for presenting any ballot measure or measures for consideration by the voters of the City.

Section 7. The County Registrar of Voters is authorized to canvass the returns of the General Municipal Election. The election shall be held in all respects as if there were only one election, and only one form of ballot shall be used.

Section 8. In the event of a tie vote (if any two or more person receive an equal and the highest number of votes for an office) as certified by the County of San Bernardino Registrar-Recorder/County Clerk, the City Council, in accordance with Elections Code Section 15651(a) shall set a date and time and place and summon the candidates who have received the tie votes to appear and will determine the tie by lot.

Section 9. The Board of Supervisors is requested to issue instructions to the County Registrar of Voters to take any and all steps necessary for the holding of the consolidated election.

Section 10. The City of Upland recognizes that additional costs will be incurred by the County by reason of this consolidation and agrees to reimburse the County for any costs, in accordance with the County's normal charges for such services, upon presentation of valid invoices from the County for the same.

Section 11. 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. Notwithstanding the generality of the foregoing, the City Clerk is hereby instructed to act in conformance with Elections Code Section 10403 and to file a certified copy of this Resolution with the Board of Supervisors of San Bernardino County and to transmit a certified copy of the same to the San Bernardino County Elections Official.

Section 12. Certification. The City Clerk shall certify the adoption of this Resolution and enter it into the book of original resolutions.

PASSED, APPROVED and ADOPTED this 1st day of June, 2020.

D. Stone

Debbie Stone, Mayor

I, Keri Johnson, City Clerk of the City of Upland, do hereby certify that the foregoing Resolution was adopted at a special meeting of the City Council held on the 1st day of June, 2020, by the following vote:

AYES:	Mayor Stone, Councilmembers Elliott, Velto, Zuniga
NOES:	None
ABSENT:	None
ABSTAINED:	None

ATTEST: _____
Keri Johnson, City Clerk