

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS CALLING A
GENERAL MUNICIPAL ELECTION FOR TUESDAY, NOVEMBER 8, 2016 AND
REQUESTING THE SERVICES OF THE SANTA CLARA COUNTY REGISTRAR OF VOTERS
AND CONSOLIDATION OF SAID ELECTION**

WHEREAS, the City Council has adopted Chapter 200 – 1.00, Title I of the Milpitas Municipal Code pursuant to California Elections Code §1301, determining that all General Municipal Elections shall be held on an established election day; and

WHEREAS, there is a scheduled Statewide General Election to be held on Tuesday, November 8, 2016; and

WHEREAS, a General Municipal Election is necessary to fill the offices of Mayor and two Members of the City Council, whose terms are expiring:

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

1. A General Municipal Election shall be held and consolidated with the Statewide General Election on Tuesday, November 8, 2016. The consolidated election will be held and conducted in accordance with the provisions of law regulating the Statewide election.

2. The offices to be voted upon at such election are as follows:

- Office of Mayor** of the City of Milpitas, full term, two years;
- Member of City Council** of the City of Milpitas, full term, four years;
- Member of City Council** of the City of Milpitas, full term, four years.

3. The City Council of the City of Milpitas requests the Board of Supervisors of Santa Clara County to consolidate the Milpitas General Election with the Statewide General Election and to further provide that the canvass of election returns be made by the Board of Supervisors of Santa Clara County. The City of Milpitas acknowledges that the consolidated election will be held and conducted in the manner prescribed in Section 10418.

4. The City of Milpitas requests the services of the Board of Supervisors of the County of Santa Clara and the Registrar of Voters of the County of Santa Clara to render such election services to the City of Milpitas as may be requested by the City Clerk, and the County of Santa Clara is to be reimbursed in full for such services as are performed. The election services which the City of Milpitas requests the Registrar of Voters, or such other official as may be appropriate, to perform and which such officer is hereby authorized and directed to perform, if said Board of Supervisors consents, include: the preparation, printing and mailing of sample ballots and polling place cards; the establishment or appointment of precincts, polling places, and election officers, and making such publications as are required by law in connection therewith; the furnishing of ballots, voting booths and other necessary supplies or materials for polling places; the canvassing of the returns of the election and the furnishing of the results of such canvassing to the City Clerk of the City of Milpitas; and the performance of such other election services as may be requested by the City Clerk. Election precincts, polling places, voting booths and election officers shall be the same as provided for the Statewide General Election to be held on November 8, 2016, and the Santa Clara County Registrar of Voters is authorized and instructed to certify the returns of the municipal election.

5. The City Clerk shall publish a "Notice of Election" pursuant to California Elections Code §12101. The City Clerk is authorized, instructed and directed to prepare any documents and take any additional actions that may be necessary in order to properly and lawfully conduct the election.

6. The City Clerk is hereby directed to deliver certified copies of this Resolution to the Clerk of the Board of Supervisors of Santa Clara County and the Registrar of Voters of Santa Clara County promptly upon its adoption.

PASSED AND ADOPTED this ____ day of June, 2016, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Mary Lavelle, City Clerk

Jose S. Esteves, Mayor

APPROVED AS TO FORM:

Christopher J. Diaz, City Attorney