



**CITY of CALABASAS**  
**CITY COUNCIL AGENDA REPORT**

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**DATE:** AUGUST 9, 2024

**TO:** HONORABLE MAYOR AND COUNCILMEMBERS

**FROM:** LISA POPE, CITY CLERK

**SUBJECT:** ADOPTION OF RESOLUTION NO. 2024-1921 APPOINTING THE NOMINEES TO THE OFFICE OF CITY COUNCIL, AND CANCELING THE CITY'S GENERAL MUNICIPAL ELECTION SCHEDULED FOR TUESDAY, NOVEMBER 5, 2024 PURSUANT TO CALIFORNIA ELECTIONS CODE SECTION 10229

**MEETING DATE:** AUGUST 14, 2024

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**SUMMARY RECOMMENDATION:**

Adopt Resolution No. 2024-2019 appointing the two nominees to the Office of City Council that were to be elected on Tuesday, November 5, 2024 and cancelling the City's General Municipal Election on that date.

**BACKGROUND:**

On May 22, 2024, the City Council adopted resolutions to conduct a General Municipal Election on November 5, 2024, for the election of two members of the City Council for full four-year terms.

Notice of the Election was published pursuant to law on July 8, 2024, and the nomination period was open from July 15 to August 9, 2024.

On August 9, 2024, by the nomination filing deadline at 4:30 p.m., two candidates filed and qualified as nominees (incumbents Peter Kraut and Alicia Weintraub) for the November 5, 2024 City of Calabasas General Municipal Election.

Since, at the close of the nomination period there were no more candidates than offices to be elected to the two vacant City Council seats, the City Council may appoint to the office the person who has been nominated.

California Elections Code Section 10229 provides that if there are not more candidates than offices to be elected at the end of the nomination period, the City Council may take one of the following actions:

1. Appoint to the office the persons who have been nominated (and cancel the election).
2. Appoint to the office any eligible voter if no one has been nominated.
3. Hold the election if either no one or only one person has been nominated.

The City Clerk has presented to Council the required certification (Attachment B) showing that the facts exist to invoke Elections Code Section 10229. Also, the required notice specifying the facts concerning the nominations and the proposed appointments was properly posted on August 9, 2024 (Attachment 3).

Should the Council wish to appoint Council nominees and cancel the election, the Council would need to adopt Resolution No. 2024-1921 (Attachment A). If appointed, the candidates qualify, take office, and serve exactly as if elected at a municipal election. If no action is taken by the City Council by the 75th day before the election (August 22, 2024), then the City would hold the election, allowing the opportunity for write-in candidates.

**FISCAL IMPACT/SOURCE OF FUNDING:**

The estimated cost of \$70,721.78 for conducting the November 5, 2024 General Municipal Election would be saved if the election is cancelled.

**REQUESTED ACTION:**

Adopt Resolution No. 2024-1921 appointing the nominees to the Office of City Council and canceling the City's General Municipal Election scheduled for Tuesday, November 5, 2024 pursuant to Elections Code Section 10229.

**ATTACHMENTS:**

- A. Resolution No. 2024-1921
- B. Certificate of the City Clerk
- C. Notice of Insufficient Candidates