TOWN OF HILLSBOROUGH

San Mateo County

Christine M. Krolik, Mayor
Thomas M. Kasten, Vice Mayor
John J. Fannon
D. Paul Regan
Jess E. Benton

1600 Floribunda Avenue
Hillsborough, CA 94010

A G E N D A

THURSDAY, AUGUST 19, 2010
12:00 pm
SPECIAL CITY COUNCIL MEETING
Hillsborough Town Hall

(One Councilmember will be participating in the Special City Council meeting by teleconference. Locales shall be 1600 Floribunda Avenue, Hillsborough, California and 10183 Truckee Airport Road, Truckee, California – Truckee Town Hall upstairs conference room.)

I. PLEDGE OF ALLEGIANCE

II. ROLL CALL

III. PUBLIC COMMENT:

Under Government Code 54954.3, members of the public have the right to address the City Council on any matter within the Council's jurisdiction. However, the Council may not take action on any non-agenda item (except in emergency circumstances). Before addressing the Council, speakers are requested to complete a yellow speaker's card and submit it to the City Clerk. Please come to the podium, state your name and address, limit remarks to 3 minutes, and do not repeat comments by other speakers.

IV. NEW BUSINESS:

1. RESOLUTION APPOINTING MARIE CHUANG AND LAURENCE MAY TO THE HILLSBOROUGH CITY COUNCIL

2. RESOLUTION MODIFYING THE THREE ELECTION RESOLUTIONS PASSED AT THE JUNE 14, 2010 MEETING OF THE CITY COUNCIL

V. CITY COUNCIL ITEMS:

This section of the agenda provides the City Council an opportunity to ask questions on any project of interest. No action can be taken on any item not on the agenda.

VI. ADJOURN

SPECIAL ACCOMMODATIONS:

If you need a disability-related modification or accommodation, including auxiliary aids or services, to participate in the City Council meeting, or if you need an agenda in an alternate form, please contact the City Clerk's Office at 375-7412 at least 24 hours before the scheduled City Council meeting.

MINUTES:

A copy of the unapproved minutes will be made available the Friday before the next regularly scheduled City Council meeting. Once minutes are approved by the City Council they will be made available the following day. City Council Agendas and approved minutes are available at the Town's website, www.hillsborough.net.

ATTACHMENTS:

Any items listed as "Attachments" to the agenda are available on the Town's website or at the City Clerk's office.

Any writings or documents provided to a majority of the City Council regarding any item on this agenda, except as exempt from public disclosure under applicable law, will be made available for public inspection in the City Clerk's Office located at 1600 Floribunda Avenue, Hillsborough, CA 94010, during normal business hours.

AUDIO / VISUAL ADVISORY:

Those persons who wish to use PowerPoint, CDs, DVDs, VHS tapes or other mediums when presenting to the City Council, will be required to submit media items to the City Clerk by 12:00 p.m. on the day of City Council meetings. Media items can be emailed to myokoyama@hillsborough.net or brought in on disc or flash drives to the City Clerk's Office located at 1600 Floribunda Avenue, Hillsborough, CA 94010.

TOWN OF HILLSBOROUGH

San Mateo County
1600 Floribunda Avenue
Hillsborough, CA 94010

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NEW BUSINESS
CITY COUNCIL MEETING
AUGUST 19, 2010

AGENDA STAFF REPORT

ITEM SUBJECT: RESOLUTION APPOINTING MARIE CHUANG AND LAURENCE MAY TO THE HILLSBOROUGH CITY COUNCIL

SUMMARY: Only two persons, Marie Chuang and Laurence May, have filed nomination papers for the two (2) City Council seats to be filled at the November 2, 2010 General Municipal Election. The San Mateo County Elections Official has certified the necessary number of signatures filed on the nomination papers for the two candidates. Pursuant to Section 10229 of the California Elections Code, the City Council may appoint such nominees to such respective offices.

If appointed, Marie Chuang and Laurence May will take office at the first regular meeting of the City Council held in December 2010.

FISCAL IMPACT: Cancelling the election will save the Town a roughly estimated cost of consolidated election services of approximately $15,000.

ENVIRONMENTAL ISSUES: There are no environmental issues associated with this agenda item.

ATTACHMENTS: Resolution

PREPARED BY: Miyuki Yokoyama, City Clerk

RECOMMENDATION: Adopt the resolution appointing Marie Chuang and Laurence May to the Town of Hillsborough City Council.

RESOLUTION NO. 10-

RESOLUTION OF THE CITY COUNCIL OF THE TOWN OF HILLSBOROUGH APPOINTING MARIE CHUANG AND LAURENCE MAY TO THE HILLSBOROUGH CITY COUNCIL

RESOLVED, by the City Council of the Town of Hillsborough, County of San Mateo, State of California, that:

WHEREAS, two (2) City Council seats are to be filled in the regular municipal election scheduled to be held on November 2, 2010; and

WHEREAS, during the candidate filing period, only two persons, Marie Chuang and Laurence May, timely filed nomination papers for those two City Council seats by the conclusion of the filing deadline on August 11, 2010; and

WHEREAS, as required by Section 10229 of the California Elections Code, the City Elections Official (the City Clerk) has (i) submitted a certificate of these facts to the City Council and informed the City Council that it may either appoint the persons nominated or hold the election and (ii) posted a notice of these facts and the courses of action available to the City Council; and

WHEREAS, appointing such nominees pursuant to Section 10229 of the California Elections Code rather than holding an election will save the Town the cost of the election.

NOW, THEREFORE, BE IT RESOLVED that:

1. Marie Chuang and Laurence May are hereby appointed to the City Council in lieu of election.

2. Pursuant to Section 10229 and 10263 of the California Elections Code and Section 36503 of the California Government Code, Marie Chuang and Laurence May shall take office at the December 2010 regular meeting of the City Council (that being the meeting at which the City Council would have adopted the official canvass of votes at the municipal election had there been one) and shall serve exactly as if elected at the November 2, 2010 municipal election for the two City Council seats.

3. This resolution shall be printed and posted upon the three official bulletin boards of the Town of Hillsborough.

_____
Mayor of the Town of Hillsborough

_____
Attest: City Clerk

This resolution was adopted by the City Council of the Town of Hillsborough at its special meeting held on the 19th of August 2010, by the following vote of the members thereof:

AYES: Councilmembers _____

NOES: Councilmembers _____

ABSENT: Councilmembers _____

ABSTAIN: Councilmembers _____

TOWN OF HILLSBOROUGH

San Mateo County
1600 Floribunda Avenue
Hillsborough, CA 94010

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NEW BUSINESS
CITY COUNCIL MEETING
AUGUST 19, 2010

AGENDA STAFF REPORT

ITEM SUBJECT: RESOLUTION MODIFYING THE THREE ELECTION RESOLUTIONS PASSED AT THE JUNE 14, 2010 MEETING OF THE CITY COUNCIL

SUMMARY: Two persons filed nomination papers for the two City Council seats to be filled at the November 2, 2010 election. The nominees were appointed to the two seats to be filled to avoid the expense of an election.

Since an election in November 2010 is no longer required, the three resolutions passed by the City Council on June 14, 2010 regarding the calling of the general municipal election, consolidation with the statewide general election, and the County's services in canvassing election returns are no longer appropriate.

FISCAL IMPACT: Cancelling the election will save the Town a roughly estimated cost of consolidated election services of approximately $15,000.

ENVIRONMENTAL ISSUES: There are no environmental issues associated with this agenda item.

ATTACHMENTS: Resolution

PREPARED BY: Miyuki Yokoyama, City Clerk

RECOMMENDATION: Adopt the resolution modifying the three election resolutions passed at the June 14, 2010 meeting of the City Council regarding the November 2, 2010 election.

RESOLUTION NO. 10-

RESOLUTION OF THE CITY COUNCIL OF THE TOWN OF HILLSBOROUGH MODIFYING THE THREE ELECTION RESOLUTIONS PASSED AT THE JUNE 14, 2010 MEETING OF THE CITY COUNCIL

RESOLVED, by the City Council of the Town of Hillsborough, County of San Mateo, State of California, that:

WHEREAS, the Town's general municipal election was uncontested because only two persons were nominated for the two City Council seats to be filled at the November 2, 2010, regular municipal election; and

WHEREAS, as authorized by Section 10229 of the California Elections Code and in order to avoid the expense of an election, the City Council appointed the two nominees to the two seats to be filled (to take office in December 2010) at the City Council's Special Meeting held on August 19, 2010; and

WHEREAS, many of the provisions of the three election resolutions, listed below, passed by the City Council at its June 14, 2010 meeting are, therefore, no longer needed.

NOW, THEREFORE, BE IT RESOLVED that:

1. The Town's general municipal election, which was consolidated with the statewide general election on November 2, 2010, shall not be held because the City Council has filled all open offices by appointment in accordance with California Election Code provisions for uncontested elections.

2. The City Clerk shall inform the San Mateo County Elections Official and Board of Supervisors that there will be no general municipal election for the Town of Hillsborough on November 2, 2010, for the reasons explained above and that the County's services in canvassing election returns for the Town of Hillsborough will not be needed.

3. The City Clerk shall not execute the service agreement between the County of San Mateo and the Town of Hillsborough regarding the County's services in connection with the general municipal election.

4. The provisions of this resolution shall control over any contrary provisions contained in Resolution 10-42 Calling the General Municipal Election, etc., Resolution 10-43 Requesting the Consolidation of the City Election with the Statewide General Election, and Resolution 10-44 Requesting the County to Canvass the Returns, etc., passed at the June 14, 2010, meeting of the City Council; provided, however, that nothing in this Resolution shall be deemed to

have altered the November 2, 2010, date of the general municipal election for purposes of calculating applicable filing periods, posting periods, deadlines, and other such dates required by law regarding the Town's general municipal election and matters related to it.

5. This resolution shall be printed and posted upon the three official bulletin boards of the Town of Hillsborough.

_____
Mayor of the Town of Hillsborough

_____
Attest: City Clerk

This resolution was adopted by the City Council of the Town of Hillsborough at its special meeting held on the 19th of August 2010, by the following vote of the members thereof:

AYES: Councilmembers _____

NOES: Councilmembers _____

ABSENT: Councilmembers _____

ABSTAIN: Councilmembers _____