

C O U N C I L C O M M U N I C A T I O N

TO: THE CITY COUNCIL
FROM: THE CITY MANAGER'S OFFICE

COUNCIL MEETING DATE:
MAY 16, 1990

SUBJECT: RESOLUTION PROVIDING THAT THE DETERMINATION OF A TIE VOTE BY CANDIDATES WHO
 RECEIVE AN EQUAL NUMBER OF VOTES AND THE HIGHEST NUMBER VOTES FOR ONE OFFICE IN
 THE NOVEMBER 6, 1990 GENERAL MUNICIPAL ELECTION WILL BE BY LOT

RECOMMENDED ACTION: That the City Council adopt Resolution No. 90-77 entitled, "A
 Resolution of the City Council of the City of Lodi, California,
 Providing that the Determination of a Tie Vote by Candidates Who
 Receive an Equal Number of Votes and the Highest Number of Votes for
 One Office in the November 6, 1990 General Municipal Election will be
 by Lot."

BACKGROUND INFORMATION: Section 20501 of the State of California Elections Code provides
 that the determination of a tie vote by Candidates who receive an
 equal number of votes and the highest number of votes for one
 office in an election to be either by lot or by the conduct of a
 special runoff election.

A special runoff election shall be held only if the legislative body adopts the provisions
for the special election prior to the conduct of the election resulting in the tie vote.

Because of the time and cost involved in conducting a special runoff election, it is
recommended that the tie vote be determined by lot which process would be conducted by the
City Clerk at the City Council meeting immediately following the canvass of the subject
General Municipal Election.


Alice M. Reimche
City Clerk

AMR/jmp

RESOLUTION NO. 90-77

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A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LODI, CALIFORNIA, PROVIDING THAT THE DETERMINATION OF A TIE VOTE BY CANDIDATES WHO RECEIVE AN EQUAL NUMBER OF VOTES AND THE HIGHEST NUMBER OF VOTES FOR ONE OFFICE IN THE NOVEMBER 6, 1990 GENERAL MUNICIPAL ELECTION WILL BE BY LOT,

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RESOLVED BY THE LODI CITY COUNCIL, that pursuant to Section 20501 of the State of California Elections Code, the Lodi City Council does hereby order that the determination of a tie vote by candidates who receive an equal number of votes and the highest number of votes for one office in the November 6, 1990 General Municipal Election will be by lot.

Section 1. That this Resolution shall apply only to the election to be held November 6, 1990 and shall then be repealed.

Section 2. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original resolutions.

Dated: May 16, 1990

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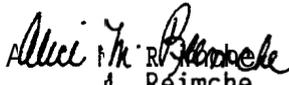
I hereby certify that Resolution No. 90-77 was passed and adopted by the Lodi City Council in a regular meeting held May 16, 1990 by the following vote:

Ayes : Council Members - Olson, Pinkerton, Reid and Snider
(Mayor)

Noes: Council Members - Hinchman

Absent: Council Members - None

Abstain: Council Members - None


Alice M. Reimche
City Clerk

90-77