

**REVISED**

**ALL CELL PHONES AND ELECTRONIC DEVICES MUST BE  
TURNED OFF IN THE COUNCIL CHAMBERS**

**A G E N D A  
REEDLEY CITY COUNCIL **SPECIAL** MEETING**

**12:00 P.M.**

**WEDNESDAY, AUGUST 22, 2018**

**Meeting Held In the Council Chambers,  
845 "G" Street, Reedley, California**

The Council Chambers are accessible to the physically disabled. Requests for additional accommodations for the disabled, including auxiliary aids or services, should be made one week prior to the meeting by contacting the Acting City Clerk at 637-4200 ext. 212.

Any document that is a public record and provided to a majority of the City Council regarding an open session item on the agenda will be made available for public inspection at City Hall, in the City Clerk's office, during normal business hours. In addition, such documents may be posted on the City's website.

Unless otherwise required by law to be accepted by the City at or prior to a Council meeting or hearing, no documents shall be accepted for Council review unless they are first submitted to the City Clerk by the close of business one day prior to said Council meeting/hearing at which the Council will consider the item to which the documents relate, pursuant to the adopted City Council Protocols.

City of Reedley's Internet Address is [www.reedley.ca.gov](http://www.reedley.ca.gov)

Anita Betancourt, Mayor

Frank Piñon, Mayor Pro Tem  
Mary Fast, Council Member

Robert Beck, Council Member  
Ray Soleno, Council Member

**MEETING CALLED TO ORDER**

**ROLL CALL**

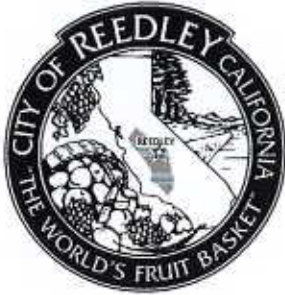
**ADMINISTRATIVE BUSINESS**

1. ADOPT RESOLUTION NO. 2018-077, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REEDLEY APPOINTING THE ONLY NOMINEE TO THE OFFICE OF CITY COUNCIL DISTRICT 2 THAT WAS TO BE ELECTED ON TUESDAY, NOVEMBER 6, 2018. - Report, discussion and/or other Council action to approve, modify, and/or take other action as appropriate. - (City Clerk)  
Staff Recommendation: Approve

**ADJOURNMENT**

*I hereby certify under penalty of perjury, under the laws of the State of California that the foregoing agenda was posted in accordance with the applicable legal requirements. Dated this 20th day of August 2018.*

  
Sylvia B. Plata, City Clerk




## REEDLEY CITY COUNCIL

- Consent Calendar
- Regular Item
- Workshop
- Closed Session
- Public Hearing

ITEM NO: \_\_\_\_\_

**DATE:** August 22, 2018

**TITLE:** ADOPT RESOLUTION 2018-077, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REEDLEY CALIFORNIA, PROVIDING FOR THE APPOINTMENT OF MARY L. FAST TO THE OFFICE OF THE REEDLEY CITY COUNCIL, DISTRICT 2 OF THIS CITY, WHO WAS TO BE ELECTED ON TUESDAY, NOVEMBER 6, 2018.

**SUBMITTED:** Sylvia B. Plata   
City Clerk

**APPROVED:** Nicole R. Zieba   
City Manager

### RECOMMENDATION

That Council adopt Resolution no. 2018-077 providing for the appointment of the City Council candidate that would be running unopposed for the November 2018 City Council election.

### BACKGROUND

The close of the nomination period for City Council candidates was August 10, 2018, (88 days before the election). There were not more candidates for the City Council, District 2 than offices to be elected at the November 6, 2018 General Municipal election. The California Elections Code §10229 states that the City Clerk must certify these facts to the governing body of the City (attached) and inform them of the following courses of action they may take:

- 1) Appoint to the office the persons who have been nominated.
- 2) Appoint to the office any eligible elector if no one has been nominated; or
- 3) Hold the election, if either no one or only one person has been nominated.

A notice of these facts must be published in a newspaper of general circulation, and the Council may not take action on appointment until *after the fifth day following the date of publication*. However the Code requires the appointment to be made by the 75<sup>th</sup> day before the election, or the election must be held. The 75<sup>th</sup> day before the election falls on Thursday, August 23, 2018. This is a very short amount of time to accomplish the required actions.

A notice was published in the August 16, 2018 edition of the Reedley Exponent that states that the Council will meet on Wednesday, August 22, 2018 to decide whether to make the appointment of candidate, Mary L. Fast or hold the election. This date allows the Council to take action before the deadline.

If the Council decides to fill the offices by appointment, there will not be an opportunity for anyone to file as write-in candidates. There is a considerable saving to the city in election cost if both nominees are not included on the ballot per County Clerk, Brandi Orth. The persons appointed shall qualify and take office and serve exactly as if elected at a municipal election for the office.

**FISCAL IMPACT**

Although actual dollar amount was not provided by the County Elections Department, the County Clerk, Brandi Orth stated that there would be a considerable amount of cost saving to the city.

**ATTACHMENTS**

- City Clerks Certification of facts
- Proof of Publication
- Resolution No. 2018-077

Motion: \_\_\_\_\_ Second: \_\_\_\_\_



CITY OF REEDLEY

NOTICE OF CITY CLERK'S CERTIFICATION THAT THERE ARE NOT MORE CANDIDATES THAN OFFICES TO BE ELECTED

I, Sylvia B. Plata, City Clerk of the City of Reedley, do hereby certify, pursuant to Elections Code § 10229, to the following facts relating to the General Municipal Election in the City of Reedley to be held on Tuesday, November 6, 2018:

As of the close of the nomination period on August 10, 2018, there are not more candidates than offices to be elected for District 2 of the City of Reedley.

The person nominated is:

Mary L. Fast– District 2

That Elections Code § 10229 allows one of the following courses of action to be taken by the City Council:

1. Appoint to the office the person(s) who has/have been nominated.
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.

This notice will be published no later than August 16, 2018, in a newspaper of general circulation in the City in accordance with Government Code § 6061. The City Council will meet on Wednesday, August 22, 2016 at 12:00 P. M. to either make the appointment or direct an election to be held. The person(s) appointed, if any, shall qualify and take office and serve exactly as if elected at a municipal election for the office.

If, by the 75<sup>th</sup> day before the municipal election, no person has been appointed to the office(s) pursuant to (1) or (2) above, the election shall be held.

If the City Council makes an appointment pursuant to Elections Code § 10229, the City Clerk shall not accept for filing any statement of write-in candidacy which is submitted after the appointment is made.

  
Sylvia B. Plata, City Clerk

Dated: August 16, 2018

want to consult with an attorney knowledgeable in California law.

August 16, 2018

**CITY OF REEDLEY**

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The person nominated is:

Mary L. Fast- District 2

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If the City Council makes an appointment pursuant to Elections Code § 10229, the City Clerk shall not accept for filing any statement of write-in candidacy which is submitted after the appointment is made.

Sylvia B. Plata, City Clerk  
Dated: August 16, 2018

August 16, 2018

**BUDGET INSPECTION** BELAIR, aka KIM BELAIR as follows:

**AND PUBLIC HEARING** A Petition for Probate Date: September 13, 2018

The proposed 2018-2019 has been filed by: SUSAN Time: 9:00 am

Director of the State Center D. HAMEL in the Superior Dept.: 303

3973 North Fresno Street

Fresno, CA 93726

Registrar commenced to

transact business under the

Fictitious Business Name(s)

listed above on: N/A

This business is conducted

by: LLC

Articles of Incorporation:

201814210219

I declare that all information

in this statement is

true and correct. (A

registrant who declares

as true information,

false declarations are a

misdeemeanor punishable

by a fine up to \$1,000.

S/ Tony Moua, Managing

Member

Filed with the Fresno

County Clerk on July 9,

2018

A new Fictitious Business

Name Statement must be

filed before the expiration.

The filing of this statement

does not of itself authorize

the use in this state of a

Fictitious Business Name

in violation of the rights of

another under Federal,

State, or common law (See

Section 14411 et seq.,

Business and Professions

Code).

New filing

7/26, 8/2, 8/9, 8/16/18

Fresno County

Full Name of Registrant

Paiton Coelho

2320 20th Avenue,

Kingsburg, CA 93631

Brooke Henriksen

3161 Fairway Avenue,

Kingsburg, CA 93631

**FICTITIOUS BUSINESS**

**NAME STATEMENT**

File No. 2201810003991

The Following Person is

Conducting Business as

New Filing

Fictitious Business Name:

Flores Express

Concrete Inc.

2002 Center Street,

Selma, CA 93662

Fresno County

Mailing Address:

1117 Tuolumne Street,

Parlier, CA 93648

Full Name of Registrant

Abelardo Flores Soto

1117 Tuolumne Street,

Parlier, CA 93648

Registrant has not yet

commenced to transact

business under the

Fictitious Business Name

listed above.

This business conducted

by: Corporation

Articles of Incorporation

C4121388

Type or Print Signature and

Title

Abelardo Flores Soto,

President

Filed with the Fresno

County Clerk on: July 5,

2018

Brandi L. Orth, County

Clerk

By: Sao Yang, Deputy

Notice: This Statement

Expires On: July 4, 2023

A new statement must be

filed prior to the expiration

date.

July 26, August 2, 9, 16, 2018

New Filing

**RESOLUTION NO. 2018-077**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REEDLEY APPOINTING THE ONLY NOMINEE TO THE OFFICE OF CITY COUNCIL DISTRICT 2 THAT WAS TO BE ELECTED ON TUESDAY, NOVEMBER 6, 2018.

WHEREAS, as of the close of the City Council nomination period on August 10, 2018, only one person has been nominated to be elected from Reedley City Council District 2, and the City Clerk has submitted a certificate of these facts to the City Council in accordance with Elections Code Section 10229; and

WHEREAS, Elections Code Section 10229 authorizes one of the following courses of action to be taken by the City Council:

1. Appoint to the office the person who has been nominated.
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.

WHEREAS, a notice referencing the above facts and courses of action was published on August 16, 2018, in a newspaper of general circulation in accordance with Elections Code Section 10229 and applicable law.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REEDLEY DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOW:

SECTION 1. Pursuant to Elections Code Section 10229, the following action is taken:

The following person is appointed to the office to which she was nominated, and is considered to be the same as being elected:

<u>NAME</u>	<u>OFFICE</u>	<u>TERM</u>
Mary L. Fast	City Council Member, District 2	4 years

SECTION 2. This appointment shall not affect the conduct of the municipal election in other legislative districts of the City to be held on Tuesday, November 6, 2018.

SECTION 3. The person appointed shall qualify and take office and serve exactly as if elected at the municipal election for the office.

SECTION 4. The City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

The foregoing resolution was duly adopted at a regular meeting of the City Council of the City of Reedley held on August 22, 2018, by the following vote:

- AYES:
- NOES:
- ABSTAIN:
- ABSENT:

\_\_\_\_\_  
Anita Betancourt, Mayor

ATTEST:

\_\_\_\_\_  
Sylvia B. Plata, City Clerk