

**RESOLUTION NO. R04 – 39**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
PALOS VERDES ESTATES, CALIFORNIA, PROVIDING FOR  
THE APPOINTMENT TO THE OFFICES OF THIS CITY THAT  
WERE TO BE ELECTED ON TUESDAY, MARCH 8, 2005**

WHEREAS, pursuant to Section 10229 of the Elections Code of the State of California, if, as of the close of the nomination period (being December 15, 2004 for the election of March 8, 2005), there are not more candidates than offices to be elected, one of the following courses of action may be taken by the City Council:

1. Appoint to the office the person who was 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 was published on December 18, 2004 in a newspaper of general circulation pursuant to law.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PALOS VERDES ESTATES, CALIFORNIA, DOES RESOLVE AS FOLLOWS:

SECTION 1. That pursuant to Section 10229 of the Elections Code of the State of California, the following action is being taken:

The following persons are being appointed to the offices to which they were nominated:

Joseph C. Sherwood, Jr. Member of the City Council  
James F. Goodhart, Member of the City Council  
Ed Ritscher, City Treasurer

SECTION 2. The election scheduled to be held Tuesday, March 8, 2005 is now canceled.

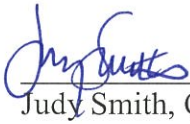
SECTION 3. The persons appointed, shall qualify and take office and serve exactly as if elected at a municipal election for the office.

SECTION 4. That the City Clerk shall certify to the passage and adoption of Resolution R04-39 and enter it into the book of original resolutions.

PASSED, APPROVED AND ADOPTED ON December 23rd, 2004.

  
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JOSEPH C. SHERWOOD, JR, MAYOR

ATTEST:

  
\_\_\_\_\_  
Judy Smith, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Stephanie R. Scher, City Attorney


STATE OF CALIFORNIA )  
COUNTY OF LOS ANGELES ) SS:  
CITY OF PALOS VERDES ESTATES )

I, Judy Smith, City Clerk for the City of Palos Verdes Estates, California, do hereby certify that the foregoing Resolution **R04-39** was duly and regularly approved and adopted by the City Council of the City of Palos Verdes Estates at a special meeting of the City Council on the 23rd of December, 2004, by the following vote:

AYES: COUNCILMEMBERS: Sherwood, Abbott, Mackenbach, and  
Humphrey

NOES: COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: Flood



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Judy Smith, City Clerk