

Delta City
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Certificate of Resolution Passage

STATE OF UTAH)
)
CITY OF DELTA) ss.

I, GREGORY JAY SCHAFER, as the duly appointed, sworn and acting Delta City Recorder, do hereby certify that the attached, numbered as City of Delta Resolution Number 13-365 was duly adopted by the necessary quorum of the Delta City Council on September 19, 2013.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature and impressed hereon the corporate seal of said City.



GREGORY JAY SCHAFER, MMC
City Recorder





RESOLUTION

NUMBER 13-365

A RESOLUTION OF THE COUNCIL OF THE CITY OF DELTA, STATE OF UTAH, CANCELING THE REGULAR MUNICIPAL ELECTION OF NOVEMBER 5, 2013.

WHEREAS, Utah Code. Ann. § 20A-1-202 provides for Delta City to call an election of municipal officers in a municipal general election in odd numbered years;

WHEREAS, Utah Code. Ann. § 20A-1-206 provides that the City Council may cancel a local election if all municipal officers are elected in an at-large election under Utah Code Ann. 10-3-205.5; and the number of municipal officer candidates, including eligible write-in candidates, for the at-large municipal office does not exceed the number of open at-large municipal offices for which candidates have filed; and, there are no other municipal ballot propositions;

WHEREAS, with respect to the available 2013 Delta City Council positions and Delta City Mayor position, the number of candidates for at-large positions does not exceed the number of open at-large council and mayoral offices for which candidates have filed;

WHEREAS, there are no other municipal ballot propositions to be submitted for election;

WHEREAS, the City Council has determined that cancelation of the 2013 Delta City municipal election will eliminate unnecessary costs and will be in the best interest of the public.

NOW, THEREFORE, be it hereby RESOLVED by the Council of the City of Delta, State of Utah THAT:

Section 1. Findings. The City Council hereby finds that:

(a) With respect to the available 2013 Delta City Council positions and Delta City Mayor position, the number of candidates for at-large positions does not exceed the number of open at-large council and mayoral offices for which candidates have filed.

(b) Gayle K. Bunker has filed as candidate for the office of Mayor and is unopposed.

(c) Kiley Chase and Betty Jo Western have filed as candidates for the two open offices of the Delta City Council and are unopposed.

Section 2. Declaration. Accordingly, the City Council hereby declares that:

(a) Gayle K. Bunker is elected to the office of Mayor of Delta City with his term to commence on January 1, 2014.

(b) Kiley Chase and Betty Jo Western is elected to the office of Delta City Council with their respective terms to commence on January 1, 2014.

Section 3. Cancelation of Election and Notice. The City Council hereby cancels the regular municipal election of November 5, 2013. The City Staff is instructed to give notice of this Resolution in accordance with Utah Code. Ann. § 20A-1-206(2).

Section 4. Severability. To the extent that any section, part or provision of this Resolution is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Resolution, and all sections, parts and provisions of the Resolution shall be severable.

Section 5. Repeal of Conflicting Resolutions. To the extent that any resolutions or policies of the City of Delta conflict with the provisions of this Resolution, such resolutions or policies are hereby amended to be in accordance with the provisions hereof.

Section 6. Effective Date. This resolution shall take effect immediately, as authorized by Section 10-3-719 of the Utah Code Annotated.

PASSED AND ADOPTED by the City Council of the City of Delta, State of Utah on the 19th day of September, 2013 by the following Vote:

	Aye	Nay	Abstain	Absent
Robert W. Banks	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
John W. Niles	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Steven R. Pratt	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Thomas N. Stephenson	<u> </u>	<u> </u>	<u> </u>	<u> X </u>
Betty Jo Western	<u> X </u>	<u> </u>	<u> </u>	<u> </u>



Gayle K. Bunker
 GAYLE K. BUNKER
 MAYOR

Gregory Jay Schaffer
 GREGORY JAY SCHAFER, MMC
 CITY RECORDER