

Council Meeting of
July 11, 2006

Honorable Mayor and Members
of the Torrance City Council
City Hall
Torrance, California

Members of the Council:

SUBJECT: Filling the Unexpired Term of Councilmember Frank Scotto

RECOMMENDATION

It is the recommendation of the City Clerk that the City Council give directions to the City Clerk and City staff for filling the vacant seat (term expiring in June 2008) created by the election of Councilmember Scotto as Mayor. The office remains vacant until a successor is appointed or elected.

FUNDING Not applicable

BACKGROUND/ANALYSIS

The Torrance City Charter, Section 603(a) (attached) states that the City Council must appoint a new member within 30 days of a vacancy.

The timeline begins the day after the City Council receives notification of the vacancy at a Council meeting and ends at midnight on August 10, 2006.

The City Council must make an appointment any time within the 30 days. August 8 is the last regular City Council meeting date prior to the deadline. The interim appointment would be from the date of appointment to the expiration of Councilmember Scotto's term in 2008.

The governing Charter section also recognizes that the City Council may fail to appoint and provides for a backstop method to fill the vacancy. If the City Council fails to make an appointment prior to August 10 a special election must be called to fill the vacancy.

The most recent vacancies occurred with the resignations of Councilmember Lieu in 2005, Councilmember Nakano in 1998 and Councilmember Olson in 1967, the resignation of Harriett Leach as City Treasurer in 1964, Tom Rupert as City Treasurer in 1993 and Dr. Donald Wilson as City Clerk in 1988.

The City Council has the following initial options:

- Appointment based upon nominations from the Council; or
- Solicitation of applications with nomination from those who have applied.

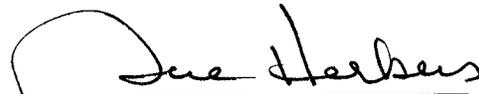
If the City Council wishes to solicit applications as done previously, 1) advertisement would be by way of written notice in the Daily Breeze as well as notification to community organizations, 2) provision of an application form seeking educational and community information in writing and submitted through the City Clerk's

office. Information submitted by the deadline would be presented to the City Council at a regular City Council meeting and all information would be public record.

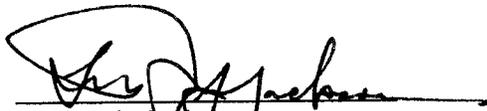
If the City Council wishes to go forward immediately to seek applications from the public, material and applications (previous material attached) can be prepared and ready for the public to pick up from the City Clerk on Monday, July 17, 2006 which allows time for public notice and staff preparation. In addition, direction should be given for the date of the appointment and the deadline for receipt of applications.

The City Clerk and City staff are requesting that if your Honorable Body is not ready to make a decision at this meeting that direction be given as to when to calendar the issue and what additional information you would like to have presented in order to make your decision.

Respectfully submitted,


Sue Herbers
City Clerk

NOTED:


LeRoy J. Jackson
City Manager

ATTACHMENTS:

- A. Torrance Charter Section 603
- B. Copy – 2005 Application form
- C. Copy – 2005 Daily Breeze Ad

TORRANCE CITY CHARTER**SECTION 603. VACANCIES.**

a) Any vacancies occurring in any of the elective offices provided for in this Charter, other than of members of the Board of Education, shall be filled by appointment by the City Council. Vacancies in the Board of Education shall be filled by appointment by the Board of Education.

b) In the event of the City Council or the Board of Education, respectively, failing to fill a vacancy by appointment within thirty (30) days after such vacancy occurs, the City Council or the Board of Education, as the case may be, must immediately, after the expiration of said thirty (30) days, cause an election to be held to fill such vacancy.

c) Any person appointed or elected to fill any vacancy on the City Council shall hold office only until the next regular municipal election at which time a person shall be elected to serve for the remainder of such unexpired term. Any person appointed or elected to fill a vacancy on the Board of Education shall hold office for the remainder of the unexpired term.

d) In the election of member of the City Council or members of the Board of Education, where full terms and one (1) or more unexpired terms are to be filled, no distinction shall be made in nomination or voting between the full terms and the unexpired terms but the person or persons elected by the highest number of votes shall be elected for the full terms or term and the persons receiving the next highest vote shall be elected for the unexpired terms or term, as the case may be. (Ratified Spec. Mun. Elec. 11-5-74; filed with Sec'y of State 1-9-75).



City of Torrance APPLICATION APPOINTMENT TO CITY COUNCIL

All applicants must be residents and electors of the City of Torrance.

Applications must be returned by 12:00 p.m. Thursday, October 12, 2005	City Clerk's Office 3031 Torrance Blvd. Torrance, California 90509-2970
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Name: _____
(first) (middle) (last)

Home Address: _____

City: _____ ZIP: _____ Home Phone: _____

Years resided at above address: _____ Are you a registered voter? _____

Have you lived at any other address during the past year? No Yes

If yes, give previous address: _____

Occupation _____

I will accept the office if appointed: _____
(Signature)

Date: _____

Please type or print in black ink. Attach additional pages as necessary.

1	Education		
	School	Major	Graduation Date and Degree

2	<p>Why do you think you should be appointed? What is there specifically in your background, training, education and interests that qualify you as a candidate?</p>
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Continued on reverse

example



**City of Torrance
NOTICE OF
INTENTION TO FILL A VACANCY
ON THE TORRANCE CITY COUNCIL
BY APPOINTMENT**

The Torrance City Council took action at their regular meeting of September 27, 2005 to fill by appointment the unexpired term of Councilmember Ted Lieu, whose resignation was received on September 20, 2005. The term of office is from appointment on October 18, 2005 until the regular municipal election scheduled for June 6, 2006 or until a successor has been certified.

All applicants must be residents and registered voters within the City of Torrance. Application packets may be obtained from the City Clerk's office.

City Hall is open Monday through Friday from 7:30 a.m. to 5:30 p.m. and closed alternate Fridays. City Hall will be closed Friday, September 30 and Friday, October 14

Applications must be returned by 12:00 noon Wednesday, October 12, 2005. Appointment will be made at a regular public meeting on Tuesday, October 18 at 7:00 p.m. or as soon thereafter as business permits.

Additional information and application packets available at:

**City Clerk's Office
3031 Torrance Blvd.
Torrance, California 90509-2970
PHONE 310/618-2870
(voice mail available for after hours requests)
FAX 310/618-2931
Website <http://www.torrnet.com>**

**Sue Herbers, CMC
City Clerk
September 27, 2005**

example