

**CITY OF HERCULES  
RESOLUTION NO.**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERCULES, IN  
CONTRA COSTA COUNTY, CALIFORNIA, CALLING FOR THE HOLDING OF A  
GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 3,  
2026 FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE  
PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO  
GENERAL LAW CITIES**

**WHEREAS**, the City Council has ordered a Municipal Election to be held on Tuesday, November 3, 2026 to fill certain municipal offices; and

**WHEREAS**, other elections may be held in whole or in part of the territory of the City and it is to the advantage of the City to consolidate pursuant to Elections Code Section 10002; and

**WHEREAS**, Elections Code Section 10002 requires the City to reimburse the county in full for the services performed upon presentation of a bill to the City by the County Elections Official; and

**WHEREAS**, Elections Code Section 13307 requires that before the nominating period opens the governing body must determine whether a charge shall be levied against each candidate submitting a candidate's statement to be sent to the voters; and may establish the cost; and determine whether the cost be paid in advance; and

**WHEREAS**, the general qualification for office as required by the City's Principal Act of a district are the following: You must be a US Citizen. You must be a registered voter at the time the Declaration of Candidacy is issued. The candidate cannot have been convicted of a felony involving accepting or giving, or offering to give, any bribe, the embezzlement of public money, extortion or theft of public money, perjury, or conspiracy to commit any of those crimes; and

**WHEREAS**, Elections Code Section 12101 requires the publication of a notice of the election once in a newspaper of general circulation in the City; and

**WHEREAS**, tie votes shall be determined by lot unless the city council adopts the provision of Elections Code 15651 (b) prior to the conduct of the election resulting in the tie vote.

**NOW, THEREFORE, IT IS ORDERED** that an election be held in accordance with the following specifications:

**SECTION 1.** That pursuant to the requirements of the laws of the State of California relating to General Law Cities, there is called and ordered to be held in the City of Hercules, California, on **Tuesday, November 3, 2026**, a General Municipal Election for the purpose of electing **Two (2) Members of the City Council for the full term of four (4) years:**

Member of City Council  
Member of City Council

Full term of Four Years  
Full term of Four Years

**SECTION 2.** This City Council hereby requests and consents to the consolidation of this election with other elections which may be held in whole or in part of the territory of the City, as provided in Elections Code 10002.

**SECTION 3.** The City will reimburse the County for the actual cost incurred in conducting the election upon receipt of a bill stating the amount due as determined by the election's official.

**SECTION 4.** The Candidate Statements will be limited to 250 words. As a condition of having the Candidate's Statement published, the candidate shall pay the cost at the time of filing. Candidate Statements past 250 words will double in price.

**SECTION 5.** The City of Hercules is to publish the Notice of Election in the West County Times, which is a newspaper of general circulation that is published daily in the City.

**SECTION 6.** The City Council has determined that the action to be taken in the event of at tie vote is as follows: In the event of a tie vote (if any two or more persons receive an equal and the highest number of votes for an office) as certified by the County of Contra Costa Registrar of Voters/Clerk-Recorder, the City Council, in accordance with Election Code § 15651(a), shall set a date and time and place and summon the candidates who have received the tie votes to appear and will determine the tie by lot.

**SECTION 7.** The City directs that a certified copy of this Resolution be forwarded to the Registrar of Voters and to the Board of Supervisors of Contra Costa County

The foregoing Resolution was duly and regularly adopted upon motion of Council member \_\_\_\_\_ seconded by Councilmember \_\_\_\_\_, at a regular meeting of the City Council of the City of Hercules held on the 9<sup>th</sup> day of June 2026 by the following vote of the Council:

**AYES:**  
**NOES:**  
**ABSTAIN:**  
**ABSENT:**

\_\_\_\_\_  
Chris Kelley, Mayor

ATTEST:

\_\_\_\_\_  
Eibleis Melendez, City Clerk