



**CITY CLERK'S CERTIFICATION THAT THERE ARE NOT MORE CANDIDATES THAN OFFICES TO BE ELECTED  
IN DISTRICT 1, 2, AND 3**

I, Shayna Sharke, City Clerk of the City of Dana Point, do hereby certify the following facts, pursuant to Section 10229 of the Elections Code of the State of California, relating to the General Municipal Election to be held on Tuesday, November 8, 2022:

As of the close of the nomination period on Friday, August 12, 2022 at 5:00PM, only one person has filed nomination papers to fill the City Council seat for each District Number 1, 2, and 3. Therefore, there are not more candidates than offices to be elected for City of Dana Point Districts 1, 2, and 3.

The persons so nominated are:

- District 1 – John Gabbard
- District 2 – Matthew Pagano
- District 3 – Jamey Federico

That Section 10229 of the Elections Code allows one of the following courses of action to be taken by the City Council at a regular or special meeting held before the General Municipal Election:

- 1.) Appoint to the office the person(s) who has/have been nominated.
- 2.) Appoint to the office any eligible voter if no one else has been nominated.
- 3.) Hold the election if either no one or only one person has been nominated.

A notice of these facts will be published on August 19, 2022 in a newspaper of general circulation in the City pursuant to Section 6061 of the Government Code (Dana Point Times). After the fifth day following the date of the publication, the City Council will meet to either make the appointments and cancel the election for that office 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 General Municipal Election, no person has been appointed to this office pursuant to (1) or (2) above, the election for the District(s) shall be held. If an appointment is made to this office, the General Municipal Election for those Districts will be cancelled.

If the City Council makes an appointment pursuant to Section 10229 of the Elections Code, the City Clerk shall not accept for filing any statement of write-in candidacy for City Council Member District 1, 2, or 3 which is submitted after that appointment is made.

Shayna Sharke, CMC  
City Clerk

Dated: August 12, 2022