

RESOLUTION NO. 2024-042

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
CHULA VISTA DECLARING THE VACANCY OF THE OFFICE  
OF DISTRICT 4 CITY COUNCILMEMBER AND DECLARING  
AN INTENTION TO USE GOOD FAITH, BEST EFFORTS TO  
APPOINT A PERSON TO FILL THE VACANT SEAT

WHEREAS, under the provisions of Chula Vista Charter Section 303(A), a vacancy occurs when a current office holder resigns from office, and the City Council shall declare by resolution the existence of any vacancy as soon as practicable; and

WHEREAS, District 4 City Councilmember Andrea Cardenas submitted a letter of resignation effective February 19, 2024, attached hereto as Exhibit 1; and

WHEREAS, the current District 4 City Councilmember term expires in December 2024, leaving less than one year remaining in the term; and

WHEREAS, pursuant to Charter Section 303(C)(1), when a vacancy occurs with less than one year remaining in the term, the City Council must use their good faith, best faith efforts to fill that vacancy by Council appointment by no later than 45 days after the date of declaring the seat vacant; and

WHEREAS, although a new Redistricting Plan was approved in 2021, the boundaries for City Council District 4 adopted as part of the Districting Plan in 2015 will be applicable to fill this unscheduled vacancy as Charter Section 903(A)(2) states that a new Redistricting Plan with adjusted district boundaries is used commencing with the next scheduled primary municipal election (March 2024 for District 4); and

WHEREAS, under the provisions of Charter Section 303(C)(1), if the City Council is unable to make an appointment within 45 days of declaring the vacancy, the Council's power to appoint is terminated, and the seat will remain vacant for the remainder of the term.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Chula Vista, that it does hereby declare, as of the date of this resolution, that: (i) the Office of District 4 City Councilmember became vacant on February 19, 2024, and (ii) it intends to use good faith, best efforts to fill the vacancy by City Council appointment within forty-five days of this declaration of vacancy.

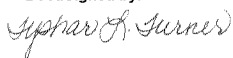
[SIGNATURES ON THE FOLLOWING PAGE]


Resolution No. 2024-042

Page No. 2

Presented by

Approved as to form by

DocuSigned by:  
  
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 For  
 Kerry K. Bigelow, MMC  
 City Clerk

DocuSigned by:  
  
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 Jill D.S. Maland  
 Lounsbery Ferguson Altona & Peak  
 Acting City Attorney

PASSED, APPROVED, and ADOPTED by the City Council of the City of Chula Vista, California, this 26th day of February 2024 by the following vote:


AYES: Councilmembers: Chavez, Gonzalez, Preciado, and McCann

NAYS: Councilmembers: None

ABSENT: Councilmembers: None

DocuSigned by:  
  
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 John McCann, Mayor

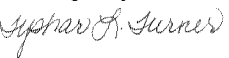
ATTEST:

DocuSigned by:  
  
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 For  
 Kerry K. Bigelow, MMC, City Clerk

STATE OF CALIFORNIA     )  
 COUNTY OF SAN DIEGO    )  
 CITY OF CHULA VISTA     )

I, Kerry K. Bigelow, City Clerk of Chula Vista, California, do hereby certify that the foregoing Resolution No. 2024-042 was duly passed, approved, and adopted by the City Council at a special meeting of the Chula Vista City Council held on the 26th day of February 2024.

Executed this 26th day of February 2024.

DocuSigned by:  
  
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 For  
 Kerry K. Bigelow, MMC, City Clerk

# MEMORANDUM

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OFFICE OF COUNCILMEMBER ANDREA CARDENAS



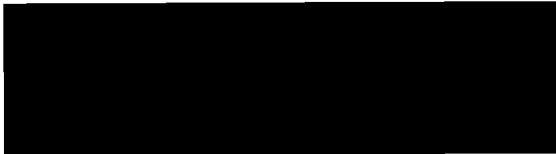
DATE: February 19, 2024  
TO: Mayor and City Councilmembers  
FROM: Councilmember Andrea Cardenas  
SUBJECT: ***Resignation from Office***

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Dear Mayor and Councilmembers,

In an effort to prioritize my mental health, and the health of my community, I have made the very difficult choice to formally resign effective immediately from my position as Councilmember for our City's 4<sup>th</sup> District. It has been an honor and privilege to serve my community and work alongside all of you.

Sincerely,



Andrea Cardenas  
Former Councilmember  
District 4

CC: City Manager, City Clerk, City Attorney