

(R-91-1790)

RESOLUTION NUMBER R- 277721

ADOPTED ON APR 22 1991

A RESOLUTION DECLARING THE RESULTS
OF THE RECALL ELECTION HELD IN
COUNCIL DISTRICT FIVE (5) ON
TUESDAY, APRIL 9, 1991.

WHEREAS, a Recall election was held in Council District Five (5) in the City of San Diego on Tuesday, April 9, 1991, pursuant to the provisions of Ordinance No. O-17580 (New Series), adopted January 9, 1991, for the purpose of submitting to the voters of District 5 the proposal to recall Councilmember Linda Bernhardt, and, if said Councilmember was recalled, to elect a successor; and

WHEREAS, a copy of the certificate of the Registrar of Voters of San Diego County canvassing the returns of the Recall election, as certified to the City Clerk, has been duly received; and

WHEREAS, a canvass of these elections has been completed and the City Clerk has certified the results to the City Council;

NOW THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the Council finds and determines pursuant to the provisions of Section 27.2206 of the San Diego Municipal Code, as follows:

RECEIVED
CITY OF SAN DIEGO
91 APR 18 AM 9:42
SAN DIEGO, CALIF.

I

The whole number of votes cast in the city was 22,024.

II

The total vote for and against the recall is as follows:

SHALL LINDA BERNHARDT BE RECALLED FROM OFFICE?

| | |
|---------|--------|
| For | 15,240 |
| Against | 6,251 |
| TOTAL | 21,491 |

The recall question received the affirmative vote of a majority of the qualified voters voting on such question and is hereby declared to have been approved.

The total vote for each successor candidate at the Recall election is as follows:

TO SUCCEED LINDA BERNHARDT SHOULD SHE BE RECALLED:

| | |
|--------------|-------|
| Tom Behr | 4,898 |
| Floyd Morrow | 4,594 |
| Les Braund | 2,946 |
| John Brand | 2,155 |
| Dena Holman | 1,688 |
| Ken Moser | 1,491 |
| Mike Eckmann | 1,309 |

TOM BEHR having received the highest number of all votes cast is hereby declared elected to the office of Council District No. 5 for the unexpired term of his predecessor.

III

The number of votes in each precinct cast for the recall question and for each successor candidate is recorded in the Election Returns Book, which book is a part of the records of this Council.

The City Clerk shall make public the results of the canvass of the Recall election in Council District 5 by publication of a copy of this resolution.

APPROVED: John W. Witt, City Attorney

By *Cristie C. McGuire*
Cristie C. McGuire
Deputy City Attorney

CCM:jrl
04/17/91
Or.Dept:Clerk
R-91-1790
Form=r+t

APR 22 1991

Passed and adopted by the Council of The City of San Diego on.....
by the following vote:

| Council Members | Yeas | Nays | Not Present | Ineligible |
|------------------------|-------------------------------------|--------------------------|-------------------------------------|--------------------------|
| Abbe Wolfsheimer | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Ron Roberts | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| John Hartley | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| H. Wes Pratt | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Linda Bernhardt | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| J. Bruce Henderson | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Judy McCarty | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Bob Filner | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Mayor Maureen O'Connor | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

AUTHENTICATED BY:

MAUREEN O'CONNOR
Mayor of The City of San Diego, California.

(Seal)

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

By *Linda Sugaw*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number *R-277721* Adopted *APR 22 1991*

CERTIFICATE OF PUBLICATION

REC'D
31 MAY - 9 AM 9:37
SAN DIEGO, CALIF.

CITY CLERK'S OFFICE
CITY ADMN. BLDG.
202 C ST.
SAN DIEGO, CA 92101

IN THE MATTER OF

NO.

A RESOLUTION DECLARING THE RESULTS OF THE RECALL ELECTION
HELD IN COUNCIL DISTRICT FIVE (5) ON TUESDAY, APRIL 9, 1991

**RESOLUTION NUMBER R-277721
ADOPTED ON APR 22 1991**

**A RESOLUTION DECLARING THE RESULTS OF THE RECALL
ELECTION HELD IN COUNCIL DISTRICT FIVE (5) ON TUES-
DAY, APRIL 9, 1991.**

WHEREAS, a Recall election was held in Council District Five (5) in the City of San Diego on Tuesday, April 9, 1991, pursuant to the provisions of Ordinance No. 0-17580 (New Series), adopted January 9, 1991, for the purpose of submitting to the voters of District 5 the proposal to recall Councilmember Linda Bernhardt, and, if said Councilmember was recalled, to elect a successor; and

WHEREAS, a copy of the certificate of the Registrar of Voters of San Diego County canvassing the returns of the Recall election, as certified to the City Clerk, has been duly received; and

WHEREAS, a canvass of these elections has been completed and the City Clerk has certified the results to the City Council; NOW THEREFORE,
BE IT RESOLVED, by the Council of The City of San Diego, that the Council finds and determines pursuant to the provisions of Section 27.2206 of the San Diego Municipal Code, as follows:

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The City Clerk shall make public the results of the canvass of the Recall election in Council District 5 by publication of a copy of this resolution.

Passed and adopted by the Council of The City of San Diego on April 22, 1991 by the following vote:

YEAS: Wolfshelmer, Roberts, Hartley, Pratt, Henderson, McCarty, Finer, O'Connor.

NAYS: None.
NOT PRESENT: None.
INELIGIBLE: Bernhardt

AUTHENTICATED BY: -
MAUREEN O'CONNOR
Mayor of The City of San Diego, California
CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California

(SEAL)
Pub. May 6

By: ELLEN BOVARD, Deputy

217715

I, Thomas D. Kelleher, am a citizen of the United States and a resident of the county aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the San Diego Daily Transcript, a newspaper of general circulation, printed and published daily, except Saturdays and Sundays, in the City of San Diego, County of San Diego and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of San Diego, State of California, under the date of January 23, 1909, Decree No. 14894; and the

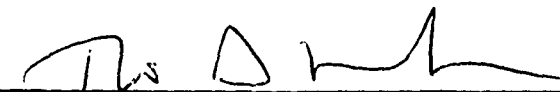
RESOLUTION NUMBER R-277721 ADOPTED ON APR 22 1991

is a true and correct copy of which the annexed is a printed copy and was published in said newspaper on the following date(s), to wit:

MAY 6

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 6TH day of MAY, 1991.


(Signature)

Page 181 117/8 = 148.20