

(R-93-11)

RESOLUTION NUMBER R - 280313

ADOPTED ON JUL 13 1992

A RESOLUTION DECLARING THE RESULTS OF THE MUNICIPAL PRIMARY ELECTION AND THE SPECIAL MUNICIPAL ELECTION HELD IN THE CITY OF SAN DIEGO, ON JUNE 2, 1992.

WHEREAS, a municipal primary election was held in the City of San Diego on Tuesday, June 2, 1992, pursuant to the provisions of Ordinance No. 0-17743 (New Series), for the purpose of nominating candidates; and

WHEREAS, a special municipal election was held in the City of San Diego on the same date, pursuant to the provisions of Ordinance No. 0-17744 (New Series) adopted February 24, 1992, which special election was consolidated with the state primary election for the purpose of submitting to the qualified voters of the City of San Diego seven propositions:

One proposition to amend Sections 12, 24 and 40 of the Charter of the City of San Diego (Proposition A); one proposition amending Charter Section 12 (Proposition B); one proposition amending Charter Sections 4 and 5 and adding Section 5.1 (Proposition C); one proposition adding Charter Section 32.1 (Proposition D); one proposition adding Charter Section 225 (Proposition E); one proposition pertaining to ratification of a transfer of a portion of Mt. Soledad Natural Park to a private non-profit corporation (Proposition F); and one proposition (advisory vote only) pertaining to allocation of proceeds from the San Diego County Regional Justice Agency's half-cent sales tax for police services (Proposition G), as follows:

PROPOSITION A.

<p>PROPOSITION A. AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY AMENDING SECTIONS 12, 24 AND 40.</p>	<p>YES</p>		
<p>Amends Section 12 of the City Charter to prohibit any person from serving more than two consecutive four-year terms as a Councilmember from any particular district, commencing with elections in 1992. Provides that if for any reason a person serves a partial term as Councilmember from a particular district in excess of 2 years, that partial term shall be considered a full term for purposes of this term limit provision.</p>		<p>NO</p>	
<p>Amends Section 24 of the City Charter to prohibit any person from serving more than two consecutive four-year terms as Mayor, commencing with elections in 1992. Provides that if for any reason a person serves a partial term as Mayor in excess of 2 years, that partial term shall be considered a full term for purposes of this term limit provision.</p>			
<p>Amends Section 40 of the City Charter to prohibit any person from serving more than two consecutive four-year terms as City Attorney, commencing with elections in 1992. Provides that if for any reason a person serves a partial term as City Attorney in excess of 2 years, that partial term shall be considered a full term for purposes of this term limit provision.</p>			
<p>Amends Sections 12, 24 and 40 of the City Charter to provide that persons holding the office of Councilmember, Mayor or City Attorney prior to the 1992 election shall not have prior or current terms be counted for the purpose of applying the term limit provisions to future elections.</p>			

PROPOSITION B.

<p>PROPOSITION B. AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY AMENDING SECTION 12.</p> <p>Amends Section 12 of the City Charter to remove the City Council's authority to appoint someone to fill a vacancy in a Council office, except when the vacancy occurs within 100 days of an upcoming regular municipal election; and, instead to require the City Council to cause a special election to be held to fill a vacancy in a Council office. Provides that a special election called to fill a Council vacancy is to be held within ninety (90) days of the vacancy. Provides that the candidate receiving the greatest number of votes in an election to fill a Council vacancy shall be deemed and declared to be elected to the vacant office.</p> <p>Provides Notice to the Voter, as follows: This proposition, if adopted, would amend Section 12 of the San Diego City Charter. Proposition A, which would establish term limits, also appears on this ballot and would also amend Section 12 of the San Diego City Charter if adopted. You may vote for or against either proposition. If both are adopted by majority vote, then Section 12 will be treated as amended to include both amendments. This paragraph will not be codified in Charter Section 12.</p>	YES	
	NO	

PROPOSITION C

<p>PROPOSITION C. AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY AMENDING SECTIONS 4 AND 5 AND ADDING SECTION 5.1.</p> <p>Amends Section 5 of the City Charter requiring the City to be redistricted at least once every 10 years pursuant to Charter Section 5.1, and to require redistricting to be conducted pursuant to Charter Section 5.1 if any territory</p>	YES	
	NO	

annexed, deannexed or consolidated upsets the approximate equality of populations of established districts.

Adds Section 5.1 to the City Charter requiring that a Redistricting Commission be established approximately every decade to adopt redistricting plans to be used for all elections of Council members; setting forth the standards to be used by any Redistricting Commission in adopting redistricting plans; establishing that a Redistricting Commission is to be appointed by the Presiding Judge of the Municipal Court, and setting forth alternative methods of appointment; setting forth the nominating procedures for appointment to a Redistricting Commission; setting forth the requirements for membership on a Redistricting Commission; setting forth the requirements for Redistricting Commission meetings and records; stating that a Redistricting Commission's adoption of a final Redistricting plan shall be subject to the right of referendum; requiring the City Council to appropriate funds adequate to carry out a Redistricting Commission's duties under this Charter section.

Amends Section 4 of the City Charter to refer to redistricting plans adopted by a Redistricting Commission pursuant to Section 5.1

Contains a severability clause.

PROPOSITION D.

PROPOSITION D. AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY ADDING SECTION 32.1.

Adds Section 32.1 to the City Charter to require the City Manager and all non-managerial officers of the City to inform the Council of all material facts or significant developments relating to all matters under the jurisdiction of the Council as provided

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YES	
NO	

under this Charter except as may be otherwise controlled by the laws and regulations of the United States or the State of California. Further requires the Manager and all non-managerial officers to also comply promptly with all lawful requests for information by the Council.

PROPOSITION E.

<p>PROPOSITION E. AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY ADDING SECTION 225.</p> <p>Adds Section 225 to the City Charter to require that all persons proposing to do business with the City fully disclose the name and identity of all persons involved in the proposed transaction and the nature of their interest therein, if that proposed transaction could result in a contract, lease, or franchise. Provides for potential forfeiture of rights for failure to fully disclose. Defines "person" broadly for purposes of this Section.</p>	YES	
	NO	

PROPOSITION F

<p>PROPOSITION F</p> <p>Shall the removal from dedicated park status of that portion of Mt. Soledad Natural Park necessary to maintain the property as an historic war memorial, and the transfer of the same parcel by The City of San Diego to a private non-profit corporation for not less than fair market value be ratified?</p>	YES	
	NO	

PROPOSITION G

<p>PROPOSITION G. (ADVISORY VOTE ONLY)</p> <p>Shall a portion of the proceeds of the one-half cent sales tax which has been collected from San Diego citizens since 1988 for the San Diego County Regional Justice Agency be refunded to San Diego's citizens by an equitable distribution of \$170 million dollars to the City to be held in public trust and duly invested, with the proceeds of investment to be appropriated annually for increases in the number of sworn police officers for the City of San Diego?</p>	<p>YES</p>	
	<p>NO</p>	

;and

WHEREAS, a copy of the certificate of the Registrar of Voters of San Diego County canvassing the returns of the municipal primary election and the special municipal 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:

I

The whole number of votes cast in the City was 252,770.

II

The total vote received by each municipal candidate at the municipal primary election is as follows:

A. FOR MAYOR (four-year term):

PETER NAVARRO	91,836
SUSAN GOLDING	74,863
RON ROBERTS	39,321
TOM CARTER	23,525
LOCH DAVID CRANE	6,711
BILL THOMAS	4,149
TOTAL FOR MAYOR	240,405

PETER NAVARRO and SUSAN GOLDING are hereby declared to be the candidates for the office of Mayor in the general municipal election.

B. FOR CITY ATTORNEY (four-year term):

JOHN W. WITT	102,850
BRUCE HENDERSON	98,474

JOHN W. WITT having received a majority of all votes cast is hereby declared elected to the office of City Attorney.

III

The number of votes cast in the City for and against each of the seven (7) propositions which appeared on the ballot as

Propositions A, B, C, D, E, F and G and the total number of votes cast upon each such proposition is as follows:

PROPOSITION A

For	166,004
Against	54,178
TOTAL	220,182

Proposition A received the affirmative vote of a majority of the qualified voters voting on such proposition and is hereby declared to have been approved.

PROPOSITION B

For	142,378
Against	74,166
TOTAL	216,544

Proposition B received the affirmative vote of a majority of the qualified voters voting on such proposition and is hereby declared to have been approved.

PROPOSITION C

For	142,225
Against	67,960
TOTAL	210,185

Proposition C received the affirmative vote of a majority of the qualified voters voting on such proposition and is hereby declared to have been approved.

PROPOSITION D

For	186,449
Against	28,791
TOTAL	215,240

Proposition D received the affirmative vote of a majority of the qualified voters voting on said proposition and is hereby declared to have been approved.

PROPOSITION E

For	187,113
Against	29,647
TOTAL	216,760

Proposition E received the affirmative vote of a majority of the qualified voters voting on such proposition and is hereby declared to have been approved.

PROPOSITION F

For	165,411
Against	50,065
TOTAL	215,476

Proposition F received the affirmative vote of two-thirds of the qualified voters voting on such proposition and is hereby declared to have been approved.

PROPOSITION G

For	133,938
Against	88,076
TOTAL	222,014

Proposition G received the affirmative vote of a majority of the qualified voters voting on such proposition and is hereby declared to have been approved.

IV

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

V

The City Clerk shall make public the results of the canvass of the special municipal election 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
07/01/92
Or.Dept:Clerk
R-93-11

R-280313

1100

Passed and adopted by the Council of The City of San Diego on JUL 13 1992
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"/>
George Stevens	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Behr	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Valerie Stallings	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

(Seal)

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

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

By Mary Cepeda Deputy.

Office of the City Clerk, San Diego, California

Resolution Number 280313 Adopted JUL 13 1992

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POST OFFICE
SAN DIEGO, CA

CERTIFICATE OF PUBLICATION

52 JUL 2 11 57

OFFICE OF THE CITY CLERK
CITY ADMINISTRATION BUILDING
202 C STREET, 2ND FLOOR
SAN DIEGO, CA 92101

IN THE MATTER OF

NO.

A RESOLUTION DECLARING THE RESULTS OF THE
MUNICIPAL PRIMARY ELECTION...

I, Corey Donahue, 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-280313

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:

JULY 23

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

Dated at San Diego, California this 23rd day of JULY, 1992.

Corey Donahue

(Signature)

54 3/4" = 728.42

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One proposition to amend Sections 12, 24 and 40 of the Charter of the City of San Diego (Proposition A); one proposition amending Charter Section 12 (Proposition B); one proposition amending Charter Sections 4 and 5 and adding Section 5.1 (Proposition C); one proposition adding Charter Section 32.1 (Proposition D); one proposition adding Charter Section 225 (Proposition E); one proposition pertaining to ratification of a transfer of a portion of Mt. Soledad Natural Park to a private non-profit corporation (Proposition F); and one proposition (advisory vote only) pertaining to allocation of proceeds from the San Diego County Regional Justice Agency's half-cent sales tax for police services (Proposition G), as follows:

PROPOSITION A. AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY AMENDING SECTIONS 12, 24 AND 40.

Amends Section 12 of the City Charter to prohibit any person from serving more than two consecutive four-year terms as a Councilmember from any particular district, commencing with elections in 1992. Provides that if for any reason a person serves a partial term as Councilmember from a particular district in excess of 2 years, that partial term shall be considered a full term for purposes of this term limit provision.

Amends Section 24 of the City Charter to prohibit any person from serving more than two consecutive four-year terms as Mayor, commencing with elections in 1992. Provides that if for any reason a person serves a partial term as Mayor in excess of 2 years, that partial term shall be considered a full term for purposes of this term limit provision.

Amends Section 40 of the City Charter to prohibit any person from serving more than two consecutive four-year terms as City Attorney, commencing with elections in 1992. Provides that if for any reason a person serves a partial term as City Attorney in excess of 2 years, that partial term shall be considered a full term for purposes of this term limit provision.

Amends Sections 12, 24 and 40 of the City Charter to provide that persons holding the office of Councilmember, Mayor or City Attorney prior to the 1992 election shall not have prior or current terms be counted for the purpose of applying the term limit provisions to future elections.

PROPOSITION B. AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY AMENDING SECTION 12.

Amends Section 12 of the City Charter to remove the City Council's authority to appoint someone to fill a vacancy in a Council office, except when the vacancy occurs within 100 days of an upcoming regular municipal election; and, instead to require the City Council to cause a special election to be held to fill a vacancy in a Council office. Provides that a special election called to fill a Council vacancy is to be held within ninety (90) days of the vacancy. Provides that the candidate receiving the greatest number of votes in an election to fill a Council vacancy shall be deemed and declared to be elected to the vacant office.

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Adds Section 5.1 to the City Charter requiring that a Redistricting Commission be established approximately every decade to adopt redistricting plans to be used for all elections of Council members; setting forth the standards to be used by any Redistricting Commission in adopting redistricting plans; establishing that a Redistricting Commission is to be appointed by the Presiding Judge of the Municipal Court, and setting forth alternative methods of appointment; setting forth the nominating procedures for appointment to a Redistricting Commission; setting forth the requirements for membership on a Redistricting Commission; setting forth the requirements for Redistricting Commission meetings and records; stating that a Redistricting Commission's adoption of a final Redistricting plan shall be subject to the right of referendum; requiring the City Council to appropriate funds adequate to carry out a Redistricting Commission's duties under this Charter section.

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PROPOSITION F
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PROPOSITION G. (ADVISORY VOTE ONLY)
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Passed and adopted by the Council of The City of San Diego on JUL 13 1992 by the following vote:

10F2

2 OF 2

City to inform the Council of all material facts or significant developments relating to all matters under the jurisdiction of the Council as provided under this Charter except as may be otherwise controlled by the laws and regulations of the United States or the State of California. Further requires the Manager and all non-managerial officers to also comply promptly with all lawful requests for information by the Council.	NO	YEAS: WOLFSHEIMER, ROBERTS, HARTLEY, STEVENS, BEHR, MCCARTY, FILNER NAYS: NONE NOT PRESENT: STALLINGS, MAYOR O'CONNOR. 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
PROPOSITION E. AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY ADDING SECTION 225.		(SEAL) Pub. July 23 By: MARY CEPEDA, Deputy 254566