

Item 200 7/14/15

(R-2014-741)

RESOLUTION NUMBER R- 309108

DATE OF FINAL PASSAGE JUL 14 2014

A RESOLUTION DECLARING THE RESULTS OF THE MUNICIPAL PRIMARY ELECTION AND THE MUNICIPAL SPECIAL ELECTION HELD IN THE CITY OF SAN DIEGO ON JUNE 3, 2014.

WHEREAS, a Municipal Primary Election was held in the City of San Diego on Tuesday, June 3, 2014, pursuant to the provisions of Ordinance No. O-20344 (New Series), introduced and adopted on January 27, 2014, for the purpose of electing candidates to the offices of Councilmember for Districts 2, 4, 6, and 8, respectively; and

WHEREAS, a Municipal Special Election was held in the City of San Diego on Tuesday, June 3, 2014, pursuant to the provisions of Ordinance No. O-20345 (New Series), introduced and adopted on January 27, 2014, for the purpose of submitting to the qualified voters of the City of San Diego three ballot propositions, described as follows:

- 1) One proposition regarding whether to amend the San Diego City Charter by amending Article II, Section 10; Article III, Section 12; Article IV, Section 24; Article V, Section 40; Article XIV, Section 212; and Article XV, Section 265; relating to the date elected officials begin their term of office and the timing of special elections to fill vacancies in the offices of Mayor and City Council (Proposition A).
- 2) One proposition regarding Resolution No. R-308445, a Resolution approving an amendment to the Barrio Logan Community Plan and the General Plan and to the Local Coastal Program and Implementation Plan to effect a comprehensive update to the Barrio Logan Community Plan. (Proposition B); and

- 3) One proposition regarding Ordinance No. O-20312, amending the San Diego Municipal Code relating to the Barrio Logan Community Plan Update, and Ordinance No. O-20313, changing the zoning of 999.61 acres located within the Barrio Logan Community Plan Area (Proposition C); and

WHEREAS, the propositions, as stated in the ordinances placing them on the ballot, are:

|   |            |  |
|---|------------|--|
| <b>PROPOSITION A. AMENDS CITY CHARTER RELATED TO ELECTIONS.</b><br>Shall the Charter be amended to: (1) set a later date for elected officials to be sworn into office; (2) extend the deadlines to call special elections to fill vacancies for Mayor and City Council; and (3) make non-substantive revisions, to provide additional time to comply with state and federal deadlines to certify election results, provide mail ballots to military and overseas voters, and translate ballot materials? | <b>YES</b> |  |
|   | <b>NO</b>  |  |
| <b>PROPOSITION B. REFERENDUM OF RESOLUTION RELATED TO BARRIO LOGAN COMMUNITY PLAN UPDATE.</b> Shall Resolution No. R-308445, which provides for a comprehensive update to the Barrio Logan Community Plan, be approved?   | <b>YES</b> |  |
|   | <b>NO</b>  |  |
| <b>PROPOSITION C. REFERENDUM OF ORDINANCES RELATED TO BARRIO LOGAN COMMUNITY PLAN UPDATE.</b> Shall Ordinances O-20312 and O-20313, which amend the San Diego Municipal Code related to the Barrio Logan Community Plan Update, and affect the zoning of 999.61 acres located within the Barrio Logan Community Plan Area, be approved?   | <b>YES</b> |  |
|   | <b>NO</b>  |  |

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 Municipal Special Election, as certified to the City Clerk, has been duly received; and

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

WHEREAS, declaring the results of the election as certified by the Registrar of Voters and the City Clerk is a ministerial act required by California Elections Code section 10263 and, therefore, is not subject to veto by the Mayor; 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 27.0411 of the San Diego Municipal Code, as follows:

I

The total number of votes cast in the City was 190,586.

II

The total vote received by each municipal candidate at the Municipal Primary Election is as follows:

|    |   |                       |
|----|---|-----------------------|
| A. | FOR COUNCIL DISTRICT 2 (four-year term) |                       |
|    | LORIE ZAPF                              | 13,600 VOTES (53.02%) |
|    | SARAH BOOT                              | 9,864 VOTES (38.45%)  |
|    | MARK SCHWARTZ                           | 1,272 VOTES (4.96%)   |
|    | JIM MORRISON                            | 915 VOTES (3.57%)     |
|    | Total                                   | 25,651 VOTES (100%)   |

Lorie Zapf, having received a majority of all votes cast, is hereby declared elected to the office of Councilmember, District No. 2.

B. FOR COUNCIL DISTRICT 4 (four-year term)

|                     |                      |
|---------------------|----------------------|
| MYRTLE COLE         | 6,921 VOTES (57.00%) |
| BRUCE WILLIAMS      | 2,378 VOTES (19.58%) |
| BLANCA LOPEZ BROWN  | 1,832 VOTES (15.09%) |
| ANTHONY VILLAFRANCA | 1,011 VOTES (8.33%)  |
| Total               | 12,142 VOTES (100%)  |

Myrtle Cole, having received a majority of all votes cast, is hereby declared elected to the office of Councilmember, District No. 4.

C. FOR COUNCIL DISTRICT 6 (four-year term)

|                 |                       |
|-----------------|-----------------------|
| CHRIS CATE      | 10,270 VOTES (47.17%) |
| CAROL KIM       | 6,880 VOTES (31.59%)  |
| MITZ LEE        | 2,717 VOTES (12.48%)  |
| JANE L. GLASSON | 1,012 VOTES (4.65%)   |
| DE LE           | 895 VOTES (4.11%)     |
| Total           | 21,774 VOTES (100%)   |

Chris Cate and Carol Kim are hereby declared to be the two candidates receiving the highest number of votes and will advance to the Municipal General Election for the office of Councilmember, District No. 6.

D. FOR COUNCIL DISTRICT 8 (four-year term)

|                 |                      |
|-----------------|----------------------|
| DAVID ALVAREZ   | 6,720 VOTES (76.43%) |
| LINCOLN PICKARD | 2,072 VOTES (23.57%) |
| Total           | 8,792 VOTES (100%)   |

David Alvarez, having received a majority of all votes cast, is hereby declared elected to the office of Councilmember, District No. 8.

III

The number of votes cast in the City for and against each of the three propositions which appeared on the ballot as Propositions A, B, and C, and the total number of votes cast upon each proposition, are as follows:

PROPOSITION A

|         |                        |
|---------|------------------------|
| FOR     | 120,656 VOTES (72.52%) |
| AGAINST | 45,718 VOTES (27.48%)  |
| Total   | 166,374 VOTES (100%)   |

This proposition required a majority vote. 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     | 72,637 VOTES (42.28%) |
| AGAINST | 99,161 VOTES (57.72%) |
| Total   | 171,798 VOTES (100%)  |

This proposition required a majority vote. Proposition B failed to receive the affirmative vote of a majority of the qualified voters casting votes on the proposition, and therefore Proposition B failed to be passed by the voters.

PROPOSITION C

|         |                        |
|---------|------------------------|
| FOR     | 68,677 VOTES (40.15%)  |
| AGAINST | 102,385 VOTES (59.85%) |
| Total   | 171,062 VOTES (100%)   |

This proposition required a majority vote. Proposition C failed to receive the affirmative vote of a majority of the qualified voters casting votes on the proposition, and therefore Proposition C failed to be passed by the voters.

IV

The number of votes cast in each precinct for and against the propositions is recorded in the Election Returns Book, which book is authorized and is considered to be a part of the record of this Council.

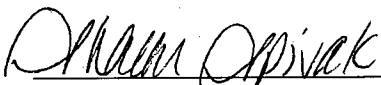
V

The City Clerk is directed to file the charter amendments with the California Secretary of State in accordance with California Government Code section 34460.

VI

The City Clerk shall make public the results of the canvass of the election by publication of a copy of this resolution.

APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Sharon B. Spivak  
Deputy City Attorney

SBS:jdf  
06/25/14  
Or.Dept:City Clerk  
Doc. No.: 792831

Passed by the Council of The City of San Diego on JUL 14 2014, by the following vote:

| Councilmembers  | Yeas                                | Nays                     | Not Present              | Recused                  |
|-----------------|-------------------------------------|--------------------------|--------------------------|--------------------------|
| Sherri Lightner | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Ed Harris       | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Todd Gloria     | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Myrtle Cole     | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Mark Kersey     | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Lorie Zapf      | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Scott Sherman   | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| David Alvarez   | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Marti Emerald   | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

Date of final passage JUL 14 2014

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

KEVIN L. FAULCONER  
Mayor of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By  Deputy

Office of the City Clerk, San Diego, California  
Resolution Number R- 309108