

RESOLUTION NUMBER R- 312130

DATE OF FINAL PASSAGE DEC 10 2018

A RESOLUTION DECLARING THE RESULTS OF THE MUNICIPAL GENERAL ELECTION AND THE MUNICIPAL SPECIAL ELECTION HELD IN THE CITY OF SAN DIEGO ON NOVEMBER 6, 2018

WHEREAS, a Municipal General Election was held in the City of San Diego on Tuesday, November 6, 2018, pursuant to the provisions of Ordinance No. O-20962 (New Series), introduced and adopted on July 17, 2018, 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, November 6, 2018, pursuant to the provisions of Ordinance No. O-20963 (New Series), introduced and adopted on July 17, 2018, for the purpose of submitting ballot measures to the qualified voters of the City of San Diego (including one ballot measure submitted, pursuant to the California Constitution, only to the qualified voters of the San Diego Unified School District), with the ballot measures described as follows:

- 1) One citizens' initiative measure regarding the Mission Valley Stadium – Soccer City Initiative (Measure E).
- 2) One citizens' initiative measure regarding the Mission Valley Stadium – SDSU West Initiative (Measure G).
- 3) One measure (submitted only to the qualified voters of the San Diego Unified School District) regarding whether to amend the San Diego City Charter (City Charter) related to enacting term limits for members of the San Diego Unified School District Board of Education (Measure H).

- 4) One measure regarding whether to amend the City Charter related to the mandatory disclosure of business interests related to City contracts (Measure J).
- 5) One measure regarding whether to amend the City Charter related to limiting City Councilmembers to serving two four-year terms. (Measure K).
- 6) One measure regarding whether to amend the City Charter related to ethics and compensation for elected City officers (Measure L).
- 7) One measure regarding whether to amend the City Charter related to the reappointment of Audit Committee public members (Measure M).
- 8) One measure regarding whether to reinstate an industrial disability retirement benefit for San Diego police officers (Measure N).

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

<b>MEASURE E. MISSION VALLEY STADIUM – SOCCER CITY INITIATIVE:</b> Shall the City lease Mission Valley stadium property and the San Diego Chargers practice facility on Murphy Canyon Road to a private party for 99 years, with an option to buy some stadium property, consistent with price, terms, and conditions described in the measure; and adopt a specific plan and agreement allowing development of stadium, river park, recreational, residential, office, hotel, retail and other uses; and amend related land use laws?	<b>YES</b>	
	<b>NO</b>	
<b>MEASURE G. MISSION VALLEY STADIUM – SDSU WEST INITIATIVE:</b> Shall the City sell Mission Valley stadium property to San Diego State University or any SDSU auxiliary organization, entity, or affiliate, consistent with price, terms, and conditions described in the measure, to allow the California State University Board of Trustees to determine its development, which may include stadium, recreational, educational, residential, office, hotel, retail, and other uses; and if sold, shall the City set aside adjacent land for a river park?	<b>YES</b>	
	<b>NO</b>	

<b>MEASURE H. CHARTER AMENDMENT ENACTING TERM LIMITS FOR SCHOOL BOARD MEMBERS.</b> Shall Charter section 66 be amended to limit a member of the San Diego Unified School District Board of Education from serving more than three four-year terms, beginning in 2020, and not count prior or current terms for purposes of the term limit for those School Board members who hold office on the date of the Municipal General Election in 2020?	YES	
	NO	
<b>MEASURE J. CHARTER AMENDMENT REGARDING MANDATORY DISCLOSURE OF BUSINESS INTERESTS.</b> Shall the City Charter be amended to: require, for certain contracts, disclosure of the names and identities of all natural persons owning more than 10% of an entity contracting with the City or receiving more than 10% of the contracted amount; require the disclosures to be provided to the Council for contracts requiring Council approval; and exempt public agencies and publicly traded companies from the requirements?	YES	
	NO	
<b>MEASURE K. CHARTER AMENDMENT LIMITING CITY COUNCILMEMBERS TO SERVING TWO FOUR-YEAR TERMS.</b> Shall City Charter section 12(c) be amended to remove language regarding a "particular district" and clarify that a person cannot serve on the City Council after serving two four-year terms, with a partial term of more than two years continuing to count as a full term or purposes of the term limit provision?	YES	
	NO	
<b>MEASURE L. CHARTER AMENDMENTS REGARDING ETHICS AND COMPENSATION FOR ELECTED CITY OFFICERS.</b> Shall the City Charter be amended to: (1) restrict benefits for elected City officers; (2) restrict lobbying and campaign activities of elected City officers; and (3) remove the requirement that Councilmembers set their salaries and those of the Mayor and City Attorney, providing instead that their salaries be set as percentages of the salary set by the State of California for Superior Court judges?	YES	
	NO	

<b>MEASURE M. CHARTER AMENDMENT REGARDING REAPPOINTMENT OF AUDIT COMMITTEE PUBLIC MEMBERS.</b> Shall City Charter section 39.1 be amended to allow the City Council to waive a requirement that the Council consider at least two applicants for appointment to a position as a public member of the Audit Committee, when the Council wishes to reappoint a sitting public member who is eligible for another term?	<b>YES</b>	
	<b>NO</b>	
<b>MEASURE N. REINSTATEMENT OF INDUSTRIAL DISABILITY RETIREMENT BENEFIT FOR POLICE OFFICERS.</b> Shall the San Diego Municipal Code be amended to reinstate an industrial disability retirement benefit for members of the San Diego Police Officers Association who suffer a violent attack at work resulting in great bodily harm, with the benefit provided when a resulting mental or nervous disorder renders the member incapable of performing normal and customary duties?	<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 General 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 City of San Diego had 761,959 registered voters eligible to vote in the November 6, 2018 election. The total number of votes cast in the City for various Citywide ballot measures ranged from a low of 415,208 votes to a high of 466,281 votes. The total number of votes cast in the San Diego Unified School District for Measure H, which was submitted only to School District voters pursuant to the California Constitution, was 333,005.

II

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

A.	FOR COUNCIL DISTRICT 2 (four-year term)	
	JENNIFER CAMPBELL	32,439 VOTES (57.97%)
	LORIE ZAPF	23,516 VOTES (42.03%)
	Total	55,955 VOTES (100%)

Jennifer Campbell, 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)	
	MONICA MONTGOMERY	20,180 VOTES (57.74%)
	MYRTLE COLE	14,769 VOTES (42.26%)
	Total	34,949 VOTES (100%)

Monica Montgomery, 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	25,022 VOTES (53.78%)
TOMMY HOUGH	21,505 VOTES (46.22%)
Total	46,527 VOTES (100%)

Chris Cate, having received a majority of all votes cast, is hereby declared elected to the office of Councilmember, District No. 6.

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

VIVIAN MORENO	14,950 VOTES (50.94%)
ANTONIO MARTINEZ	14,401 VOTES (49.06%)
Total	29,351 VOTES (100%)

Vivian Moreno, 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 for and against each of the eight measures which appeared on the Municipal Special Election ballot as Measures E, G, H, J, K, L, M and N, and the total number of votes cast upon each measure, are as follows:

MEASURE E

FOR	151,854 VOTES (32.57%)
AGAINST	314,427 VOTES (67.43%)
Total	466,281 VOTES (100%)

This measure required a majority vote. Measure E did not receive the affirmative vote of a majority of the qualified voters voting on the measure and is hereby declared to have been defeated.

MEASURE G

FOR	252,839 VOTES (54.46%)
AGAINST	211,390 VOTES (45.54%)
Total	464,229 VOTES (100%)

This measure required a majority vote. Measure G received the affirmative vote of a majority of the qualified voters voting on the measure and is hereby declared to have been approved.

MEASURE H

FOR	260,232 VOTES (78.15%)
AGAINST	72,773 VOTES (21.85%)
Total	333,005 VOTES (100%)

This measure required a majority vote of qualified voters within the San Diego Unified School District. Measure H received the affirmative vote of a majority of the qualified voters of the San Diego Unified School District voting on the measure and is hereby declared to have been approved.

MEASURE J

FOR	368,481 VOTES (85.31%)
AGAINST	63,451 VOTES (14.69%)
Total	431,932 VOTES (100%)

This measure required a majority vote. Measure J received the affirmative vote of a majority of the qualified voters voting on the measure and is hereby declared to have been approved.

MEASURE K

FOR	382,684 VOTES (87.04%)
AGAINST	56,967 VOTES (12.96%)
Total	439,651 VOTES (100%)

This measure required a majority vote. Measure K received the affirmative vote of a majority of the qualified voters voting on the measure and is hereby declared to have been approved.

MEASURE L

FOR	340,828 VOTES (78.50%)
AGAINST	93,351 VOTES (21.50%)
Total	434,179 VOTES (100%)

This measure required a majority vote. Measure L received the affirmative vote of a majority of the qualified voters voting on the measure and is hereby declared to have been approved.

MEASURE M

FOR	248,018 VOTES (59.73%)
AGAINST	167,190 VOTES (40.27%)
Total	415,208 VOTES (100%)

This measure required a majority vote. Measure M received the affirmative vote of a majority of the qualified voters voting on the measure and is hereby declared to have been approved.



MEASURE N

FOR	343,070 VOTES (78.24%)
AGAINST	95,411 VOTES (21.76%)
Total	438,481 VOTES (100%)

This measure required a majority vote. Measure N received the affirmative vote of a majority of the qualified voters voting on the measure and is hereby declared to have been approved.

IV

The number of votes cast in each precinct for each candidate, and for and against the measures, 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: MARA W. ELLIOTT, City Attorney

By   
Sharon B. Spivak  
Senior Deputy City Attorney

SBS:jdf  
12/7/18  
Or.Dept:City Clerk  
Doc. No.: 1871781

Passed by the Council of The City of San Diego on DEC 10 2018, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<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"/>
Chris Ward	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<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"/>
Georgette Gómez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage DEC 10 2018.

(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.

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

(Seal)

By Connie Peterson, Deputy

Office of the City Clerk, San Diego, California

Resolution Number R- 312130