

#5508
12/8/2020

(R-2021-281)

RESOLUTION NUMBER R- 313397

DATE OF FINAL PASSAGE DEC 08 2020

A RESOLUTION DECLARING THE RESULTS OF THE MUNICIPAL GENERAL ELECTION AND THE MUNICIPAL SPECIAL ELECTION HELD IN THE CITY OF SAN DIEGO ON NOVEMBER 3, 2020.

WHEREAS, a Municipal General Election was held in the City of San Diego on Tuesday, November 3, 2020, pursuant to the provisions of Ordinance No. O-21213 (New Series), introduced and adopted on July 7, 2020, for the purpose of electing candidates to the offices of Mayor, City Attorney, and Councilmember for Districts 1, 3, 5, 7, and 9, respectively; and

WHEREAS, a Municipal Special Election was held in the City of San Diego on Tuesday, November 3, 2020, pursuant to the provisions of Ordinance No. O-21214 (New Series), introduced and adopted on July 7, 2020, for the purpose of submitting ballot measures to the qualified voters of the City of San Diego (including two ballot measures 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 measure regarding authorizing the issuance of up to \$900 million in general obligation bonds financed by property tax assessments for affordable housing in the City of San Diego (Measure A);
- 2) One measure amending the San Diego City Charter (Charter) to dissolve the Community Review Board on Police Practices and establish a Commission on Police Practices (Measure B);
- 3) One measure (submitted only to the qualified voters of the San Diego Unified School District) amending the Charter to establish district-only elections for

members of the San Diego Unified School District Board of Education (Measure C).

- 4) One measure (submitted only to the qualified voters of the San Diego Unified School District) amending the Charter to include members of the San Diego Unified School District Board of Education under rules for filling vacancies, removal for cause, and succession to office (Measure D).
- 5) One measure regarding whether to amend the People's Ordinance (in the San Diego Municipal Code) relating to Coastal Zone height limits in the Midway-Pacific Community Plan Area (Measure E).

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

MEASURE A. GENERAL OBLIGATION BONDS FOR AFFORDABLE HOUSING. To provide permanent and supportive housing for extremely low- to low-income individuals and families, including supportive mental health and substance abuse services, for populations including veterans, seniors, the disabled, youth and the homeless, shall the City of San Diego issue up to \$900 million in general obligation bonds finances by property tax assessments estimated between approximately \$3 and \$21 per each \$100,000 of assessed valuation for fiscal years 2022 and 2068?	YES	
	NO	
MEASURE B. CHARTER AMENDMENTS ESTABLISHING COMMISSION ON POLICE PRACTICES. Shall the City Charter be amended to dissolve the Community Review Board on Police Practices and replace it with a Commission on Police Practices, with members appointed by the City Council, its own staff, subpoena power, independent legal counsel, and authority to investigate police officer misconduct, review complaints against officers, and make recommendation on police officer discipline, police policies, and Police Department legal compliance?	YES	
	NO	

MEASURE C. CHARTER AMENDMENT: DISTRICT-ONLY ELECTIONS FOR SCHOOL BOARD MEMBERS. Shall the Charter be amended to change the process for electing School Board members in the San Diego Unified School District, by providing that voters in individual sub-districts nominate and elect their representative in both the primary and general elections, rather than the current system in which candidates are nominated in individual sub-districts in the primary but advance to a general election in the entire School District?	YES	
	NO	
MEASURE D. CHARTER AMENDMENT: PROCEDURES TO REMOVE SCHOOL BOARD MEMBERS FOR CAUSE AND TO FILL VACANCIES. Shall the City Charter be amended to include the office of School Board member from the San Diego Unified School District under City laws that address removal of elected officials for cause, filling vacancies in elected office, and succession to office?	YES	
	NO	
MEASURE E. REMOVING 30-FOOT HEIGHT LIMIT IN MIDWAY-PACIFIC HIGHWAY COMMUNITY PLAN AREA. Shall People's Ordinance O-10960 be amended to exclude the Midway-Pacific Highway Community Plan area, which includes the Sports Arena, from the 30-foot height limit on buildings in the Coastal Zone, with any future development still required to comply with other governing laws?	YES	
	NO	

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:

The City of San Diego had 1,949,073 registered voters eligible to vote in the November 3, 2020 election. The total number of votes cast in the City for various Citywide ballot measures ranged from a low of 620,290 votes to a high of 637,277 votes.

The total number of votes cast in the San Diego Unified School District (School District) for Measure C and for Measure D, which were submitted only to qualified School District voters pursuant to the California Constitution, ranged from a low of 444,235 votes to a high of 448,952 votes.

II

The total vote received by each municipal candidate in the City of San Diego at the Municipal General Election is as follows:

A.	FOR MAYOR (four-year term)	
	BARBARA BRY	272,887 votes (44.05%)
	TODD GLORIA	346,662 votes (55.95%)
	Total	619,549 votes (100.0 %)

Todd Gloria, having received a majority of all votes cast, is hereby declared elected to the office of Mayor.

B. FOR CITY ATTORNEY (four-year term)

MARA ELLIOTT	380,291 votes (66.58%)
CORY BRIGGS	190,893 votes (33.42%)
Total	571,184 votes (100.0%)

Mara Elliott, having received a majority of all votes cast, is hereby declared elected to the office of City Attorney.

C. FOR COUNCIL DISTRICT 1 (four-year term)

JOE LACAVA	42,613 votes (61.00%)
WILL MOORE	27,250 votes (39.00%)
Total	69,863 votes (100.0%)

Joe LaCava, having received a majority of all votes cast, is hereby declared elected to the office of Councilmember, District No. 1.

D. FOR COUNCIL DISTRICT 3 (four-year term)

TONI DURAN	28,813 votes (36.97%)
STEPHEN WHITBURN	49,119 votes (63.03%)
Total	77,932 votes (100.0%)

Stephen Whitburn, having received a majority of all votes cast, is hereby declared elected to the office of Councilmember, District No. 3.

E. FOR COUNCIL DISTRICT 5 (four-year term)

JOE LEVENTHAL	38,308 votes (46.75%)
MARNI VON WILPERT	43,630 votes (53.25%)
Total	81,938 votes (100.0%)

Mami Von Wilpert, having received a majority of all votes cast, is hereby declared elected to the office of Councilmember, District No. 5.

F.	FOR COUNCIL DISTRICT 7 (four-year term)	
	RAUL CAMPILLO	40,310 votes (55.01%)
	NOLI ZOSA	32,963 votes (44.99%)
	Total	73,273 votes (100.0%)

Raul Campillo, having received a majority of all votes cast, is hereby declared elected to the office of Councilmember, District No. 7.

G.	FOR COUNCIL DISTRICT 9 (four-year term)	
	KELVIN BARRIOS	15,990 votes (37.34%)
	SEAN ELO-RIVERA	26,835 votes (62.66%)
	Total	42,825 votes (100.0%)

Sean Elo-Rivera having received a majority of all votes cast, is hereby declared elected to the office of Councilmember, District No. 9.

III

The number of votes cast for and against each of the five measures which appeared on the Municipal Special Election ballot as Measures A, B, C, D and E, and the total number of votes cast upon each measure, are as follows:

MEASURE A		
	FOR	366,723 votes (57.55%)
	AGAINST	270,554 votes (42.45%)
	Total	637,277 votes (100.0%)

This measure required a two-thirds vote for approval. Measure A did not receive the affirmative vote of two-thirds of the qualified voters in the City of San Diego voting on the measure and is hereby declared to have been defeated.

MEASURE B

FOR	468,051 votes (74.60%)
AGAINST	159,365 votes (25.40%)
Total	627,416 votes (100.0%)

This measure required a majority vote. Measure B did receive the affirmative vote of a majority of the qualified voters in the City of San Diego voting on the measure and is hereby declared to have been approved.

MEASURE C

FOR	308,270 votes (69.39%)
AGAINST	135,965 votes (30.61%)
Total	444,235 votes (100.0%)

This measure required a majority vote of the qualified voters within the San Diego Unified School District voting on the measure. Measure C did receive 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 D

FOR	384,536 votes (85.65%)
AGAINST	64,416 votes (14.35%)
Total	448,952 votes (100.0%)

This measure required a majority vote of the qualified voters within the San Diego Unified School District voting on the measure. Measure D did receive 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 E

FOR	350,855 votes (56.56%)
AGAINST	269,435 votes (43.44%)
Total	620,290 votes (100.0%)

This measure required a majority vote. Measure E did receive the affirmative vote of a majority of the qualified voters in the City of San Diego 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 /s/ Prescilla Dugard
Prescilla Dugard
Senior Chief Deputy City Attorney

PD:sc
12/04/2020
Or.Dept:City Clerk
Doc. No.: 2539234

Passed by the Council of The City of San Diego on DEC 08 2020, 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"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vacant	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery	<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"/>
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"/>
Vivian Moreno	<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 08 2020.

(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 Patterson, Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- 313397