



# CITY OF LONG BEACH

DEPARTMENT OF THE CITY CLERK

# R-13

333 W. Ocean Blvd. Long Beach, CA 90802 (562) 570-7479 FAX (562) 570-6789

ELECTION BUREAU

December 9, 2008

HONORABLE MAYOR AND CITY COUNCIL  
City of Long Beach  
California

## RECOMMENDATION:

Adopt a Resolution declaring a vacancy in the office of: Member of the City Council for the First Council District and ordering, calling, providing for and giving notice of a Special Municipal Election to be held in the First Councilmanic District in the City of Long Beach on Tuesday, the 7<sup>th</sup> day of April, 2009, for the purpose of filling the Office of Member of the City Council for the First Councilmanic District for the remainder of the term of office terminating on the 3<sup>rd</sup> Tuesday of July 2010.

Adopt a Resolution requesting the Board of Supervisors of the County of Los Angeles to render specified services to the City relating to the conduct of a Special Municipal Election to be held on Tuesday, April 7, 2009.

## DISCUSSION

First District Councilmember Bonnie Lowenthal was elected to the California State Assembly at the Statewide General Election held November 4, 2008. In accordance with City Charter Section 204, the City Council is required to declare this Council seat vacant and call a Special Municipal Election to fill the vacancy, to be held within 120 days of the declaration. In order to meet the City Charter deadlines, the election will be held on Tuesday, April 7, 2009, 119 days from the adoption of the attached Resolution declaring the vacancy. With adoption of the recommended action, the candidate-filing period will open on December 29, 2008 and close on January 9, 2009.

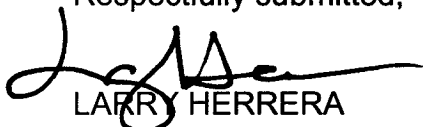
## FISCAL IMPACT

Costs for a special election in the First Council District are estimated at \$136,000.

## SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,

  
LARRY HERRERA  
CITY CLERK

Attachments

OFFICE OF THE CITY ATTORNEY  
ROBERT E. SHANNON, City Attorney  
333 West Ocean Boulevard, 11th Floor  
Long Beach, CA 90802-4664

1 RESOLUTION NO.

2  
3 A RESOLUTION OF THE CITY COUNCIL OF THE  
4 CITY OF LONG BEACH, CALIFORNIA, DECLARING A  
5 VACANCY IN THE OFFICE OF MEMBER OF THE CITY  
6 COUNCIL FOR THE 1<sup>ST</sup> COUNCILMANIC DISTRICT AND  
7 ORDERING, CALLING, PROVIDING FOR AND GIVING  
8 NOTICE OF A SPECIAL MUNICIPAL ELECTION TO BE  
9 HELD IN THE 1<sup>ST</sup> COUNCILMANIC DISTRICT IN THE CITY  
10 OF LONG BEACH ON TUESDAY, THE 7<sup>TH</sup> DAY OF APRIL  
11 2009, FOR THE PURPOSE OF FILLING THE OFFICE OF  
12 MEMBER OF THE CITY COUNCIL FOR THE 1<sup>ST</sup>  
13 COUNCILMANIC DISTRICT FOR THE REMAINDER OF  
14 THE TERM OF OFFICE TERMINATING ON THE 3<sup>RD</sup>  
15 TUESDAY OF JULY 2010  
16

17 WHEREAS, Bonnie Lowenthal, Councilmember from the 1<sup>st</sup> Councilmanic  
18 District, was elected to the Office of Member of the State Assembly for the 54<sup>th</sup> District  
19 and has resigned her Council office effective December 1, 2008.

20 NOW, THEREFORE, the City Council of the City of Long Beach does  
21 resolve, order, declare, proclaim and give notice as follows:

22 Section 1. Pursuant to Section 204 of the City Charter, the City Council  
23 finds and determines that there is a vacancy in the Office of Member of the City Council  
24 for the 1<sup>st</sup> Councilmanic District.

25 Section 2. A Special Municipal Election is ordered, proclaimed and called  
26 to be held in the 1<sup>st</sup> Councilmanic District in the City of Long Beach, California, between  
27 the hours of 7:00 A.M. and 8:00 P.M. on Tuesday, the 7<sup>th</sup> day of April, 2009, to fill the  
28 Office of Member of the City Council for the 1<sup>st</sup> Councilmanic District for the remainder of

1 the present term which terminates on the 3rd Tuesday of July, 2010.

2                   Section 3. Notice is given of the holding and of the time and place of the  
3 Special Municipal Election. The candidate receiving a plurality of the votes cast for all  
4 candidates shall be deemed to be and declared by the City Council to be elected to the  
5 Office of Member of the City Council for the 1<sup>st</sup> Councilmanic District for the remainder of  
6 the present term which terminates on the 3rd Tuesday of July, 2010. Nomination papers  
7 shall be filed during the period commencing on December 29, 2008, at 7:30 A.M. and  
8 ending at 4:30 P.M. on January 9, 2009. All other particulars shall be held in accordance  
9 with the provisions of law governing the conduct of such elections in the City of Long  
10 Beach.

11                   Section 4. This resolution shall take effect immediately upon its adoption  
12 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

13                   I hereby certify that the foregoing resolution was adopted by the City  
14 Council of the City of Long Beach at its meeting of \_\_\_\_\_, 20\_\_ by the  
15 following vote:

16  
17                   Ayes:                   Councilmembers: \_\_\_\_\_  
18                   \_\_\_\_\_

19                   \_\_\_\_\_

20                   \_\_\_\_\_

21                   Noes:                   Councilmembers: \_\_\_\_\_

22                   \_\_\_\_\_

23                   Absent:                   Councilmembers: \_\_\_\_\_

24                   \_\_\_\_\_

25                   \_\_\_\_\_

26                   \_\_\_\_\_

27                   \_\_\_\_\_ City Clerk

28