



CITY OF LONG BEACH

R-18

DEPARTMENT OF THE CITY CLERK

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

ELECTION BUREAU

May 5, 2009

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Adopt Resolutions declaring results of the City's Special Municipal Election held on April 7, 2009.

DISCUSSION

Attached is the Resolution prepared by the City Attorney pertaining to the results of the Special Municipal Election held on April 7, 2009.

A Resolution of the City Council of the City of Long Beach declaring the results of the Special Municipal Election held in the City of Long Beach, California, on Tuesday, April 7, 2009, for the purpose of electing a candidate for the Office of Member of the City Council from the First Councilmanic District; and directing the City Clerk to issue a Certificate of Election to the candidate declared to have been elected at the Special Municipal Election

TIMING CONSIDERATIONS

Municipal Code 1.21.010 requires that the City Clerk shall certify the results to the City Council within twenty-one (21) days after the date of the election. The City Clerk signed the certificate of canvass on April 23, 2009.

To complete the certification process the City Council is required to adopt a resolution reciting the fact of the election and the statement of the result as provided in section 10264 of the California Elections Code.

HONORABLE MAYOR AND CITY COUNCIL
May 5, 2009
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FISCAL IMPACT

A budget adjustment will be applied during the third quarter FY 09 for expenses relating to the April 7, 2009, Special Municipal Election.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,

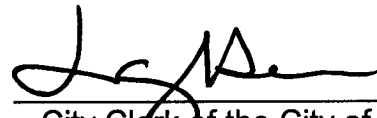


LARRY HERRERA
CITY CLERK

Attachments

CITY CLERK'S CERTIFICATE OF CANVASS

I, Larry Herrera, City Clerk of the City of Long Beach, County of Los Angeles, State of California, duly authorized by Ordinance No. C - 7380 adopted by the City Council of said City on the 2nd day of January, 1996 do hereby certify that I have canvassed the returns of the Special Municipal Election held in said City on the 7th day of April 2009, and find that the number of votes cast at each precinct and the number of votes cast in the City to persons voted for, the respective offices for which said persons were candidates, were as set forth in the attached "Official Statement of Votes Cast at the Special Municipal Election April 7, 2009" made a part hereof as though set forth herein in full.



City Clerk of the City of Long Beach

Dated: April 23, 2009

Canvass Report — Total Voters — Official
City of Long Beach — Official Special Municipal Election — April 07, 2009

Total Number of Voters: 2,690 of 15,125 = 17.79%

Precincts Reporting 16 of 16 = 100.00%

Council Member, District 1													
Precinct	VBM Ballots Cast	Election Ballots Cast	Total Ballots Cast	Registered Voters	Percent Turnout	Robert Garcia	William Francisco Grisolia	Eduardo Lara	Jana Shields	Evan Anderson Braude	Rick Berry	Misi Tagalao	Totals
3850003A	52	0	52	237	21.94%	6	0	2	0	6	10	28	52
3850007A	90	127	217	761	28.52%	72	2	1	9	90	16	25	215
3850007D	109	127	236	1,189	19.85%	73	4	0	9	76	23	44	229
3850010A	150	138	288	1,547	18.62%	98	3	4	34	89	22	32	282
3850010B	205	95	300	1,446	20.75%	146	3	4	15	70	16	41	295
3850089B	72	74	146	670	21.79%	91	0	0	4	24	9	16	144
3850123A	57	73	130	685	18.98%	63	1	0	1	33	10	21	129
3850137A	51	106	157	876	17.92%	62	0	3	0	68	10	9	152
3850166D	53	35	88	928	9.48%	41	0	1	1	24	7	14	88
3850175A	152	96	248	1,316	18.84%	81	4	2	4	94	42	18	245
3850175B	61	31	92	626	14.70%	42	5	1	1	17	10	14	90
3850185A	93	62	155	1,118	13.86%	62	1	1	3	57	14	12	150
3850239E	113	62	175	1,249	14.01%	73	4	1	7	42	10	34	171
3850577A	71	52	123	856	14.37%	47	2	0	3	39	12	19	122
3850591A	86	92	178	803	22.17%	74	5	1	6	67	12	11	176
3850702A	69	36	105	818	12.84%	46	0	0	0	30	6	22	104
Totals:	1,484	1,206	2,690	15,125		1,077	34	21	97	826	229	360	2,644

Exhibit "A"

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 DECLARING THE RESULTS OF
5 THE SPECIAL MUNICIPAL ELECTION HELD IN THE CITY
6 OF LONG BEACH, CALIFORNIA, ON TUESDAY, APRIL 7,
7 2009, FOR THE PURPOSE OF ELECTING A CANDIDATE
8 FOR THE OFFICE OF MEMBER OF THE CITY COUNCIL
9 FROM THE FIRST COUNCILMANIC DISTRICT; AND
10 DIRECTING THE CITY CLERK TO ISSUE A CERTIFICATE
11 OF ELECTION TO THE CANDIDATE DECLARED TO HAVE
12 BEEN ELECTED AT THE SPECIAL ELECTION
13

14 WHEREAS, the City Council of the City of Long Beach did, by Resolution
15 No. RES-09-0008, declare a vacancy in the Office of Member of the City Council for the
16 First Councilmanic District, and did duly call and provide for the holding of a Special
17 Municipal Election on Tuesday, April 7, 2009, for the purpose of electing a candidate for
18 the Office of Member of the City Council for the First Councilmanic District; and

19 WHEREAS, the election was held in the City of Long Beach in the First
20 Councilmanic District on that day; and

21 WHEREAS, the City Clerk, pursuant to Long Beach Municipal Code Section
22 1.21.010, duly canvassed the returns of the election; and

23 WHEREAS, the absentee ballots issued in connection with the election
24 which were returned as required by law have been included;

25 NOW, THEREFORE, the City Council of the City of Long Beach does
26 resolve, determine, order and declare as follows:

27 Section 1. That the Special Municipal Election for the purpose of electing
28 a candidate as required by law for the Office of Member of the City Council, First

1 Councilmanic District, was duly held on Tuesday, April 7, 2009, and the votes cast,
2 including the absent voter ballots issued in connection with the election which were
3 returned at the time and in the form and manner required by law, were all duly and
4 regularly canvassed. That the City Clerk has duly canvassed the returns of the election
5 for a Member of the City Council and filed his Certificate of Canvass with the City Council
6 and from that certification and return the City Council finds that the total number of votes
7 cast in the district, the total number of votes cast in each of the respective election
8 precincts established for the election, the number of votes cast for each candidate in
9 each precinct and the total number of votes for each candidate are as provided in Exhibit
10 "A" attached to and made a part of this resolution.

11 Section 2. That the candidates were nominated as required by law for
12 the Office of Member of the City Council from the First District, and the names of the
13 persons voted for at the election, were:

14 Robert Garcia
15 William Francisco Grisolia
16 Eduardo Lara
17 Jana Shields
18 Evan Anderson Braude
19 Rick Berry
20 Misi Tagaloa

21 Section 3. That Robert Garcia received a plurality of the votes cast for all
22 candidates for the Office of Member of the City Council from the First District and in
23 accordance with the provision of law governing the election of candidates for this office,
24 Robert Garcia is declared elected to the Office of Member of the City Council from the
25 First District for a partial term commencing May 5, 2009. The City Clerk is directed to
26 issue to Robert Garcia a Certificate of Election certifying to the election to this office for
27 such term.

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

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I hereby certify that the foregoing resolution was adopted by the City Council of the City of Long Beach at its meeting of _____, 2009, by the following vote:

Ayes: Councilmembers: _____

Noes: Councilmembers: _____

Absent: Councilmembers: _____

_____ City Clerk

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

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