

# Agenda Report

**TO:** CITY COUNCIL

**DATE:** MARCH 23, 2009

**FROM:** CITY CLERK

**RE:** CANVASS OF THE MARCH 10, 2009 CONSOLIDATED PRIMARY NOMINATING ELECTION

**RECOMMENDATION:**

It is recommended that the City Council:

- (1) Accept the Certificate of Canvass.
- (2) Adopt a Resolution declaring:
  - (a) The following persons, receiving a majority of the votes cast, are re-elected to the following offices:

Chris Holden  
Victor M. Gordo

Member of the City Council, District 3  
Member of the City Council, District 5

(b) In District 7, the following two candidates received the highest number of votes at the primary nominating election, and their names shall be placed on the ballot at the general municipal election on April 21, 2009:

Terry Tornek	936 votes (47.1%)	District 7
Margaret York	540 votes (27.2%)	District 7

**BACKGROUND:**

The City of Pasadena held its District Primary Nominating Election on Tuesday, March 10, 2009, for members of the City Council, Districts 3, 5, and 7. Pasadena City Charter, Section 1204, provides that, "Any person who, at the primary election, shall receive a majority of the total vote cast for candidates for said office shall be elected to such office."

At the District Primary Nominating Election, City Council District 3 candidate, Chris Holden, and District 5 candidate, Victor M. Gordo, each received the majority of votes from their districts and were re-elected as members of the City Council, Districts 3 and 5, respectively.

In the Council District 7 race, of five candidates running for this office, no one received a majority of the total votes cast. The two candidates with the highest number of votes are Terry Tornek (47.1%) and Margaret York (27.2%) and, in accordance with City Charter, Section 1204, only their names shall appear on the general municipal election ballot for District 7 office.

Pursuant to Article VII of the Pasadena City Charter, the Primary Nominating Election for members of the Board of Education, Seats 1, 3, 5 and 7, was consolidated with the City District Primary Nominating Election. The official canvass results for the Pasadena Unified School District election are submitted directly to the Board of Education.

**FISCAL IMPACT:**

The total cost of this consolidated election will be shared pro rata by the City of Pasadena and the Pasadena Unified School District, based on a formula to be established by the Los Angeles County Registrar of Voters Office. The cost of this election will be tabulated upon receipt of all invoices, and the School District will be invoiced by the City for its pro rata share of costs.

There will be a City of Pasadena general municipal (run-off) election on April 21, 2009 for City Council District 7. Since no other run-off election is necessary for the Pasadena Unified School District Board of Education, the City will be responsible for the full costs associated with conducting the April 21, 2009 election. Sufficient funds are available in the City Clerk's FY 2008-2009 Election Budget.

Respectfully submitted,

  
\_\_\_\_\_  
Mark Jomsky, CMC  
City Clerk

Reviewed by:

  
\_\_\_\_\_  
Nicholas G. Rodriguez  
Assistant City Attorney

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**RESOLUTION NO.**

**A RESOLUTION OF THE CITY OF PASADENA DECLARING THE RESULTS  
OF THE CITY'S CONSOLIDATED PRIMARY NOMINATING ELECTION  
HELD ON TUESDAY, MARCH 10, 2009**

WHEREAS, a District Primary Nominating Election for members of the City Council in Districts 3, 5, and 7 of the City of Pasadena was called by the City Council to be held on March 10, 2009, to be consolidated with the Pasadena Unified School District Primary Nominating Election for Board of Education Seats 1, 3, 5, and 7, to be held on said date; and

WHEREAS, the votes at said consolidated Primary Nominating Election have been canvassed by the City Clerk and a copy of said canvass is attached hereto as Exhibit A, and incorporated herein by reference; and

WHEREAS, said City Clerk has certified the results of said canvass to the City Council of the City of Pasadena.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Pasadena that:

1. The following be declared to be the results of the Primary Nominating Election for members of the City Council, Districts 3, 5, and 7:

**DISTRICT 3**

Chris Holden	504 votes	(100%)
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**DISTRICT 5**

Victor M. Gordo	816 votes	(91.1%)
Tarince Tyler	79 votes	(8.8%)

**DISTRICT 7**

John Walsh	112 votes	(5.6%)
Ciran Marie Hadjian	368 votes	(18.5%)
Terry Tornek	936 votes	(47.1%)
Gary L. Ettl	29 votes	(1.4%)
Margaret York	540 votes	(27.2%)

2. That Chris Holden, having received a majority of the total votes cast for candidate for the office of member of the City Council from District 3, from which the candidate sought nomination, hereby is declared to be re-elected as a member of the City Council from District 3 for a full term of four years.

3. That Victor M. Gordo, having received a majority of the total votes cast for candidate for the office of member of the City Council from District 5, from which the candidate sought nomination, hereby is declared to be re-elected as a member of the City Council from District 5 for a full term of four years.

4. That Terry Tornek and Margaret York, being the two persons receiving the highest number of votes in District 7, shall be the candidates for election by District 7 at the City's general municipal election on April 21, 2009.

Adopted at the regular meeting of the City Council on the \_\_\_\_\_ day of March,  
2009, by the following vote:

AYES:

NOES:


ABSENT:

ABSTAIN:

APPROVED AS TO FORM:

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Mark Jomsky, CMC  
City Clerk



Nicholas G. Rodriguez  
Assistant City Attorney

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EXHIBIT A

STATE OF CALIFORNIA     )  
   ) ss  
 COUNTY OF LOS ANGELS )

I, Mark Jomsky, City Clerk of the City of Pasadena, California, do hereby certify that the attached is a true and correct Canvass of the Votes Cast at the Primary Nominating Election held in the City of Pasadena on March 10, 2009.

I FURTHER CERTIFY that the total ballots cast for City Council district races in the Primary Nominating Election is as follows:

REGISTERED VOTERS IN DISTRICTS (3, 5, & 7)	PRECINCT BALLOTS CAST	VOTE BY MAIL BALLOTS CAST	TOTAL BALLOTS CAST
24,912	1,484	2,034	3,518 (14.1%)

**FOR MEMBERS OF CITY COUNCIL - THREE DISTRICTS ONLY** (including Vote by Mail Votes):

**FOR DISTRICT 3**

Chris Holden	<u>504</u> votes (100%)
<b>Total Votes Cast:</b>	<b>504</b>
Write-ins (unqualified)	26
Blank voted*	57
Over voted**	<u>0</u>
Total Ballots Tabulated	587

**FOR DISTRICT 5**

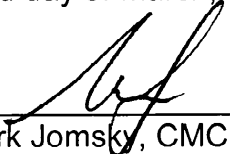
Victor M. Gordo	816 votes (91.1%)
Tarince Tyler	<u>79</u> votes (8.8%)
<b>Total Votes Cast:</b>	<b>895</b>
Write-ins (unqualified)	3
Blank voted*	13
Over voted**	<u>9</u>
Total Ballots Tabulated	920

**FOR DISTRICT 7**

John Walsh	112 votes	(5.6%)
Ciran Marie Hadjian	368 votes	(18.5%)
Terry Tornek	936 votes	(47.1%)
Gary L. Ettl	29 votes	(1.4%)
Margaret York	<u>540</u> votes	(27.2%)
<b>Total Votes Cast:</b>	<b>1,985</b>	
Write-ins (unqualified)	5	
Blank voted*	13	
Over voted**	<u>8</u>	
<b>Total Ballots Tabulated</b>	<b>2,011</b>	

**Total Ballots Cast (Districts 3, 5 & 7): 3,518**

IN WITNESS THEREOF, I have hereunto set my hand and affixed the seal of the City of Pasadena this 23rd day of March, 2009.

  
\_\_\_\_\_  
Mark Jomsky, CMC  
City Clerk



\*Blank voted means a voter elected not to cast a vote for that particular race.  
\*\*Over voted means a voter cast more votes than allowed for a particular race (i.e., voted for more than one candidate in a race).

**CITY OF PASADENA  
DISTRICT PRIMARY NOMINATING ELECTION - MARCH 10, 2009  
SUMMARY REPORT - COUNCIL DISTRICTS 3, 5, & 7**

	REGISTERED VOTERS	PRECINCT BALLOTS CAST	VOTE BY MAIL BALLOTS CAST	TOTAL BALLOTS CAST	VOTER TURNOUT
DISTRICT 3	7,776	222	365	587	7.5%
DISTRICT 5	6,517	424	496	920	14.1%
DISTRICT 7	10,619	838	1,173	2,011	18.9%
<b>TOTALS</b>	<b>24,912</b>	<b>1,484</b>	<b>2,034</b>	<b>3,518</b>	<b>14.1%</b>

"Vote By Mail Ballots Cast" includes Provisional Ballots  
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**CANVASS OF VOTES CAST  
CITY OF PASADENA - COUNCIL DISTRICT 3  
PRIMARY NOMINATING ELECTION  
MARCH 10, 2009**

PRECINCT	REGISTERED VOTERS	COUNCIL DISTRICT	PRECINCT BALLOTS CAST	VOTE BY MAIL BALLOTS CAST	TOTAL BALLOTS CAST	FOR MEMBER OF THE CITY COUNCIL, DISTRICT 3 TOTAL VOTES CAST
						Holden
5150012	1,374	3	22	42	64	62
5150030	1,018	3	55	78	133	119
5150045	1,532	3	36	48	84	73
5150053	1,241	3	52	53	105	91
5150194	696	3	12	50	62	51
5150196	726	3	19	41	60	46
5150197	1,189	3	26	53	79	62
<b>TOTALS</b>	<b>7,776</b>		<b>222</b>	<b>365</b>	<b>587</b>	<b>504</b>

Voter Turnout - 7.5%

**CANVASS OF VOTES CAST  
CITY OF PASADENA - COUNCIL DISTRICT 5  
PRIMARY NOMINATING ELECTION  
MARCH 10, 2009**

PRECINCT	REGISTERED VOTERS	COUNCIL DISTRICT	PRECINCT BALLOTS CAST	VOTE BY MAIL BALLOTS CAST	TOTAL BALLOTS CAST	FOR MEMBER OF THE CITY COUNCIL, DISTRICT 5 TOTAL VOTES CAST	
						Gordo	Tyler
5150017	1,496	5	126	139	265	237	24
5150029	1,307	5	84	62	146	134	9
5150199	1,437	5	70	141	211	191	14
5150201	1,487	5	86	104	190	163	21
5150213	790	5	58	50	108	91	11
<b>TOTALS</b>	<b>6,517</b>		<b>424</b>	<b>496</b>	<b>920</b>	<b>816</b>	<b>79</b>

Voter Turnout - 14.1%

"Vote By Mail Ballots Cast" includes Provisional Ballots  
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**CANVASS OF VOTES CAST  
CITY OF PASADENA - COUNCIL DISTRICT 7  
PRIMARY NOMINATING ELECTION  
MARCH 10, 2009**

PRECINCT	REGISTERED VOTERS	COUNCIL DISTRICT	PRECINCT BALLOTS CAST	VOTE BY MAIL BALLOTS CAST	TOTAL BALLOTS CAST	FOR MEMBER OF THE CITY COUNCIL, DISTRICT 7 TOTAL VOTES CAST				
						Walsh	Hadjian	Tornek	Ettl	York
5150019	1,676	7	166	249	415	15	58	226	4	108
5150074	1,446	7	84	102	186	11	52	63	4	53
5150110	1,843	7	236	259	495	28	28	262	5	164
5150112	1,534	7	87	163	250	19	48	102	5	70
5150120	1,739	7	55	112	167	12	24	73	3	54
5150186	802	7	68	77	145	4	44	48	2	45
5150209	1,579	7	142	211	353	23	114	162	6	46
<b>TOTALS</b>	<b>10,619</b>		<b>838</b>	<b>1,173</b>	<b>2,011</b>	<b>112</b>	<b>368</b>	<b>936</b>	<b>29</b>	<b>540</b>

Voter Turnout - 18.9%

"Vote By Mail Ballots Cast" includes Provisional Ballots

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