



California

ITEM NO. 4

# CITY OF OCEANSIDE

## MINUTES OF THE CITY COUNCIL

DECEMBER 3, 2008

REGULAR MEETING                      10:00 AM                      COUNCIL CHAMBERS

**Mayor**

Jim Wood

**Deputy Mayor**

Rocky Chavez

**Councilmembers**

Jerome Kern  
Jack Feller  
Esther Sanchez

**City Clerk**

Barbara Riegel Wayne

**Treasurer**

Rosemary Jones

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**City Manager**

Peter Weiss

**City Attorney**

John Mullen

The regular meeting of the Oceanside City Council was called to order at 10:15 am, December 3, 2008 by Mayor Wood.

**ROLL CALL**

Present were Mayor Wood, Deputy Mayor Chavez and Councilmembers Feller, Sanchez and Kern. Also present were City Clerk Wayne, City Treasurer Jones, City Manager Weiss and City Attorney Mullen.

**INVOCATION** – Reverend Tim Poldrugo, Church of God

**PRESENTATION OF COLORS** - Oceanside High School Marine Corps JROTC Color Guard, led by Colonel Mike Sullivan, U.S.M.C. (Ret.)

**PLEDGE OF ALLEGIANCE** – Pearl Harbor Survivors Association Members

1. **PERFORMANCE BY "OCEANSIDE SOUND WAVES," OCEANSIDE HIGH SCHOOL CHOIR, CONDUCTED BY RICH LANGEN, CHOIR DIRECTOR**
2. **ADOPTION OF A RESOLUTION CERTIFYING THE RESULTS OF THE CITY'S GENERAL MUNICIPAL ELECTION HELD ON TUESDAY, NOVEMBER 4, 2008**
  - A) Report by City Clerk Barbara Riegel Wayne
  - B) Discussion
  - C) Motion to adopt resolution declaring the results of the election

**CITY CLERK WAYNE** reported that today we are here to take the final action to conclude the City's (consolidated) General Municipal Election that was held on Tuesday, November 4, 2008. The City Council at its June 11 meeting called this consolidated General Municipal Election in order that the voters could elect one Mayor, two Members of the City Council, the City Clerk and the City Treasurer, each to serve 4-year terms. The official ballot contained:

2 candidates for Mayor

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UNTIL APPROVED AT SUBSEQUENT  
MEETING BY CITY COUNCIL**

8 candidates for the two positions on the City Council  
 1 candidate for City Clerk; and  
 2 candidates for City Treasurer.

Our report certifies that the November 4 election was held in proper form and manner, and all the California Codes pertaining to municipal elections were followed. This is thanks to the City Clerk Department staff and in particular Assistant City Clerk Holly Trobaugh, who tended to all the details involved in the entire election process.

Unfortunately, this election was the first time since I've been City Clerk since 1980 that we did not have a live 'Election Central' on election night. This is due to the very slow tabulation results coming from the Registrar of Voters Office on election night. However, the good news is our citizens could still view the results of our election, no matter how slow, thanks to the City's Information Technology (IT) Division for the web site to view the voting results and to KOCT-TV for providing the voting results on their channel.

With the collaboration of the City Clerk Department, the IT Division and KOCT, our citizens were able to see the up-to-the-minute ballot counting returns as soon as they were received from the Registrar of Voters Office, which again was a very slow process. This election had a slower return for all precincts than the election of 2006. In 2006 all precincts were counted by 5:50 AM the following day. For this November's election, the election count concluded with all precincts finally counted at 6:38 AM the following day.

We also wish to give a special thanks to all the poll workers and those who opened their homes and businesses for the polling places. It takes many people willing to work at least a 15-hour day and buildings to house many polling places to process an election, and we wish to thank those who assisted in making the election process a success.

The Elections Code requires that the certified results of the election must be completed by December 2. As of December 2 at 4:00 PM, we received the certified results of the election from the Registrar of Voters Office.

Their certified results show that we currently have 73,934 registered voters in Oceanside, and that 65,029 ballots were cast. The results shows the names of the persons voted for, the number of votes given at each precinct to each person, and the total number of votes cast for each candidate. These numbers also reflect that we had an 87.96% voter turnout.

These certified results show that the candidates receiving the highest number of votes in the City and are hereby elected to serve a term to December 2012 are:

For Mayor: Jim Wood with 38,303 votes

For Council: Esther Sanchez with 24,481 votes; and  
 Jack Feller with 21,966 votes

For City Clerk: Barbara Riegel Wayne with 46,888 votes

For City Treasurer: Rosemary Jones with 39,987 votes.

Again, to complete the election process, Council now needs to adopt the resolution declaring the certified results of our November 4, 2008 general municipal election.

**DEPUTY MAYOR CHAVEZ moved** to adopt the resolution [Resolution No. 08-R0666-01, "... Reciting the fact of the City's General (Consolidated) Municipal Election held on Tuesday, November 4, 2008, declaring the results thereof and such other matters as provided by law"].

**COUNCILMEMBER KERN seconded** the motion.

**Motion was approved 5-0.**

3. **SWEARING-IN OF NEWLY ELECTED OFFICIALS** – City Clerk Wayne took her official

oath, given by Assistant City Clerk Trobaugh. City Treasurer Jones took her official oath, given by City Clerk Wayne. Councilmember Sanchez, Councilmember Feller and Mayor Wood, having previously taken their official oath with the City Clerk, took their ceremonial oath, given by Judge Gilbert Nares.

4. **REMARKS BY NEWLY ELECTED OFFICIALS** – Remarks were made
5. **ORAL COMMUNICATIONS FROM THE AUDIENCE REGARDING ITEMS NOT ON THIS AGENDA**– No requests received.

**ADJOURNMENT**

Mayor Wood adjourned this regular meeting of the City Council at 11:21 AM on December 3, 2008.

The next regularly scheduled Small Craft Harbor District Board, Community Development Commission and City Council meeting is December 10, 2008

Note: Special thanks to Alex Kapitanski and his son for the flag display

**ACCEPTED BY COUNCIL:**

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Barbara Riegel Wayne  
City Clerk, City of Oceanside