



Town Council Agenda Report

Date: December 8, 2020 Item No. 1

To: Honorable Mayor and Town Council

Subject: RESULTS OF CANVASS OF ELECTION RETURNS OF THE TOWN OF APPLE VALLEY GENERAL MUNICIPAL ELECTION HELD NOVEMBER 3, 2020 AND ADOPT RESOLUTION NO. 2020-58 RECITING THE FACT OF THE ELECTION AND SUCH OTHER MATTERS PROVIDED BY LAW

From: Douglas Robertson, Town Manager

Submitted by: La Vonda M-Pearson, Director of Government Services/Town Clerk

Budgeted Item: Yes No N/A

RECOMMENDED ACTION:

Adopt Resolution No. 2020-58 Reciting the Fact of the Election and Such other Matters Provided by Law.

SUMMARY:

With the consolidation of the Town of Apple Valley, General Municipal Election, the Town of Apple Valley Town Council authorized the San Bernardino County, Registrar of Voters, to canvass the returns of the election as adopted in Resolution No. 2020-28 adopted on June 23, 2020.

The Elections Office of the County Registrar of Voters has certified the results to this Town Council election held on November 3, 2020. The results are complete and will be attached and made a part hereof as Exhibit "A" to subject Resolution No. 2020-58 upon receipt by the Elections Office.

ATTACHMENTS

Resolution 2020-58

RESOLUTION NO. 2020-58

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF APPLE VALLEY, CALIFORNIA, RECITING THE FACT OF THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 6, 2018 DECLARING THE RESULT AND SUCH OTHER MATTERS AS PROVIDED BY LAW.

WHEREAS, a General Municipal Election was held and conducted in the Town of Apple Valley, California, on Tuesday, November 3, 2020, as required by law; and

WHEREAS, notice of the election was given in time, form and manner as provided by law; that voting precincts were properly established; that election officers were appointed and that in all respects the election was held and conducted and the votes were cast, received and canvassed and the returns made and declared in time, form and manner as required by the provisions of the Election Code of the State of California for the holding of elections in general law cities; and

WHEREAS, pursuant to Resolution No. 2020-28 adopted June 23, 2020, the County Elections Department canvassed the returns of the election and has certified the results to this Town Council, the results are complete and will be made a part hereof as "Exhibit A" when provided by the Elections Office.

NOW THEREFORE, THE TOWN COUNCIL OF THE TOWN OF APPLE VALLEY, CALIFORNIA DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That the Town of Apple Valley has a total of 43,489 registered voters. The whole number of ballots cast in the Town was 34,515 (79.36%).

SECTION 2. That the Town of Apple Valley, District 1 has a total of 8,365 registered voters. The whole number of ballots cast in District 1 was 6,407 (76.59%).

SECTION 3. That the Town of Apple Valley, District 2 has a total of 11,363 registered voters. The whole number of ballots cast in District 2 was 9,940 (87.48%).

SECTION 4. That the General Municipal Election was held for the purpose of: (1) electing two (2) members to the Town Council for the full term of four (4) years for District 1 and District 2; and (2) for the purpose of submitting the following Measure, Measure O, to the qualified voters of the Town of Apple Valley:

MEASURE O

"Shall a measure to enact a sales tax at the rate of 1% in the Town of Apple Valley, providing approximately \$7,000,000 annually until ended by voters, to fund general Town services, requiring annual independent audits with all funds remaining local, be adopted?"

SECTION 5. That the number of votes given at each District and the number of votes given in the Town for each candidate are attached as Exhibit A.

SECTION 6. The Town Council does declare and determine that: As a result of the election, a majority of the voters in each District, voting on electing a member of the Town Council for the full term of four (4) years for District 1 and District 2 did vote to elect as follows:

District 1

Larry Cusack

District 2

Art Bishop

As a result of the election, a majority of voters voting on Measure O to enact a sales tax at the rate of 1% in the Town of Apple Valley did vote to deny the measure as follows:

Yes: 10,982

No: 21,565

SECTION 7. That the Town Clerk shall immediately make and deliver to each of the persons so elected a Certificate of Election signed by the Town Clerk and authenticated; that the Town Clerk or designee shall also administer to each person elected the Oath of Office prescribed in the Constitution of the State of California and shall have them subscribe to it and file it in the office of the Town Clerk. Each and all of the persons so elected shall then be inducted into the respective office to which they have been elected.

SECTION 8. That the Town Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

APPROVED and **ADOPTED** by the Town Council of the Town of Apple Valley, this 8th day of December 2020.

MAYOR

ATTEST:

TOWN CLERK

Town of Apple Valley Member, Town Council District 1 (Vote for 1)

Precincts Reported: 16 of 16 (100.00%)

	Mail Ballot	Designated M	Polling Place	Provisional	Total		
Times Cast	5,191	28	1,084	104	6,407 / 8,365	76.59%	
Undervotes	1,193	8	242	26	1,469		
Overvotes	0	0	0	0	0		
Candidate	Party	Mail Ballot	Designated Mail Ballot	Polling Place	Provisional	Total	
LARRY CUSACK		3,998	20	842	78	4,938	100.00%
Total Votes		3,998	20	842	78	4,938	
	Mail Ballot	Designated Mail Ballot	Polling Place	Provisional	Total		
Unresolved Write-In	0	0	0	0	0		

Town of Apple Valley Member, Town Council District 2 (Vote for 1)

Precincts Reported: 15 of 15 (100.00%)

	Mail Ballot	Designated M	Polling Place	Provisional	Total		
Times Cast	8,333	0	1,498	109	9,940 / 11,363	87.48%	
Undervotes	1,921	0	394	35	2,350		
Overvotes	0	0	0	0	0		
Candidate	Party	Mail Ballot	Designated Mail Ballot	Polling Place	Provisional	Total	
ART BISHOP		6,412	0	1,104	74	7,590	100.00%
Total Votes		6,412	0	1,104	74	7,590	
	Mail Ballot	Designated Mail Ballot	Polling Place	Provisional	Total		
Unresolved Write-In	0	0	0	0	0		

Town of Apple Valley Measure O (Vote for 1)

Precincts Reported: 63 of 63 (100.00%)

		Mail Ballot	Designated M	Polling Place	Provisional	Total	
Times Cast		27,877	38	5,864	626	34,405 / 43,489	79.11%
Undervotes		1,293	2	441	110	1,846	
Overvotes		10	0	1	1	12	
Candidate	Party	Mail Ballot	Designated Mail Ballot	Polling Place	Provisional	Total	
YES		9,179	5	1,614	184	10,982	33.74%
NO		17,395	31	3,808	331	21,565	66.26%
Total Votes		26,574	36	5,422	515	32,547	
		Mail Ballot	Designated Mail Ballot	Polling Place	Provisional	Total	
Unresolved Write-In		0	0	0	0	0	