

RESOLUTION NO. 2023-XXX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA RECITING THE FACT OF THE SPECIAL MUNICIPAL RECALL ELECTION HELD ON TUESDAY, NOVEMBER 14, 2023, DECLARING THE RESULT, AND SUCH OTHER MATTERS AS MAY BE PROVIDED BY LAW

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SANTA ANA AS FOLLOWS:

Section 1. The City Council of the City of Santa Ana hereby finds, determines, and declares as follows:

- A. A Special Municipal Recall Election was held in the City of Santa Ana on November 14, 2023, to propose the question to the voters whether to remove Jessie Lopez from the office of Councilmember for Ward 3.
- B. Pursuant to Elections Code section 10264, the results of said election, including the whole number of votes cast in the City, the measure voted upon, and the number of votes given in the City for and against each measure, are set forth in the Certificate of Registrar of Voters to Result of the Canvass of the City of Santa Ana Special Recall Election returns attached hereto as Exhibit A and incorporated herein by this reference as though fully set forth.
- C. City Charter Section 406 provides that “[t]he City Council shall be the judge of the election and qualifications of its members as defined in section 401 of this charter and shall meet on the first regularly scheduled meeting after election returns are certified for any municipal election at which members of the City Council are elected, declare the results thereof, and install elected members, if any.”
- D. City Charter section 1205 specifies that “the powers of the initiative and referendum and of the recall of elected municipal offices are hereby reserved to the electors of the City. Unless otherwise provided by ordinance, hereafter enacted, the provisions of the elections code of the State of California, as the same now exist or may hereafter be amended, governing the initiative, the referendum, and the recall of the municipal officers shall apply to use thereof in the City insofar as such provision of the elections code are not in conflict with this charter.”
- E. California Elections Code section 10262(a) provides in pertinent part that “[u]pon completion of the canvass, the elections official shall certify the results to the governing body, which shall not later than the fourth Friday after the election, comply with the applicable provisions of section 10263.”
- F. California Elections Code section 10263 requires the governing body shall adopt a resolution reciting the fact of the election and the other matters

enumerated in Section 10264 which includes entry on record of statement of the result of the election.

G. The City Council does declare and determine that, as a result of the election, a majority of the voters voting on the measure relating to the recall of Jessie Lopez voted in opposition thereof, and that Jessie Lopez shall remain in the office of City Councilmember for Ward 3.

Section 2. This Resolution shall take effect immediately upon its adoption by the City Council, and the City Clerk shall attest to and certify the vote adopting this Resolution.

ADOPTED this 5th day of December, 2023.

\_\_\_\_\_  
Valerie Amezcua  
Mayor

APPROVED AS TO FORM:

Sonia R. Carvalho  
City Attorney

By: Laura A. Rossini  
\_\_\_\_\_  
Laura A. Rossini  
Chief Assistant City Attorney

AYES                      Councilmembers      \_\_\_\_\_

NOES:                      Councilmembers      \_\_\_\_\_

ABSTAIN:                      Councilmembers      \_\_\_\_\_

NOT PRESENT:                      Councilmembers      \_\_\_\_\_

**CERTIFICATE OF ATTESTATION AND ORIGINALITY**

I, Jennifer L. Hall, City Clerk, do hereby attest to and certify the attached Resolution No. 2023-XXX to be the original resolution adopted by the City Council of the City of Santa Ana on December 5, 2023.

Date \_\_\_\_\_

\_\_\_\_\_  
Jennifer L. Hall  
City Clerk  
City of Santa Ana

# **EXHIBIT A**



**STATEMENT  
OF ALL VOTES CAST  
AT THE  
CITY OF SANTA ANA SPECIAL RECALL ELECTION  
HELD  
NOVEMBER 14, 2023  
IN THE  
COUNTY OF ORANGE  
STATE OF CALIFORNIA**

CERTIFIED STATEMENT OF THE VOTES CAST

for the

CITY OF SANTA ANA SPECIAL RECALL ELECTION

November 14, 2023

in the

County of Orange

State of California

State of California)

) ss

County of Orange)

*I, Bob Page, Registrar of Voters of Orange County, do hereby certify that the within is a true and correct statement of the votes cast for the City of Santa Ana Special Recall Election conducted by the Registrar of Voters of Orange County, as determined by the canvass of the returns of said election.*

*WITNESS my hand and Official Seal*

THIS 29th DAY OF Nov., 2023



\_\_\_\_\_, REGISTRAR OF VOTERS



CITY OF SANTA ANA Member, City Council Ward 3

Vote Center Totals

District	Registration	Ballots Cast	Turnout (%)	Yes	No
Orange County	26,762	229	0.9	145	84
Orange County	26,762	229	0.9	145	84
40th Congressional District	152	1	0.7	0	1
46th Congressional District	26,610	228	0.9	145	83
34th Senate District	26,097	221	0.8	141	80
37th Senate District	665	8	1.2	4	4
68th Assembly District	24,051	210	0.9	132	78
70th Assembly District	2,559	18	0.7	13	5
73rd Assembly District	152	1	0.7	0	1
2nd Supervisorial District	26,762	229	0.9	145	84
Santa Ana	26,762	229	0.9	145	84
Santa Ana Ward Division 3	26,762	229	0.9	145	84
State Board of Equalization (4th District)	26,762	229	0.9	145	84
4th District Court of Appeal	26,762	229	0.9	145	84
County Board of Education Trustee Area 1	26,762	229	0.9	145	84
South Orange County Community College District Trustee Area 1	5,916	23	0.4	16	7
South Orange County Community College District Trustee Area 2	5,916	23	0.4	16	7
Rancho Santiago Community College District	20,846	206	1.0	129	77
Rancho Santiago Community College District Trustee Area 2	8,510	66	0.8	44	22
Rancho Santiago Community College District Trustee Area 4	439	2	0.5	2	0
Rancho Santiago Community College District Trustee Area 5	11,897	138	1.2	83	55
Santa Ana Unified School District	12,588	152	1.2	93	59
Santa Ana Unified School District Trustee Area 1	11,680	148	1.3	91	57
Santa Ana Unified School District Trustee Area 3	908	4	0.4	2	2
Tustin Unified School District	5,916	23	0.4	16	7
Tustin Unified School District Trustee Area 1	0	0	0.0	0	0
Tustin Unified School District Trustee Area 4	5,916	23	0.4	16	7
Garden Grove Unified School District	2,744	19	0.7	13	6
Garden Grove Unified School District Trustee Area 3	2,744	19	0.7	13	6
Orange Unified School District	5,514	35	0.6	23	12
Orange Unified School District Trustee Area 2	1,068	5	0.5	1	4
Orange Unified School District Trustee Area 7	4,446	30	0.7	22	8
East Orange County Water District	52	0	0.0	0	0
East Orange County Water District Division 2	52	0	0.0	0	0
Historical 2010 - 46th Congressional District	26,762	229	0.9	145	84
Historical 2010 - 34th Senate District	26,762	229	0.9	145	84
Historical 2010 - 69th Assembly District	26,762	229	0.9	145	84
Historical 2010 - State Board of Equalization (4th District)	26,762	229	0.9	145	84
Historical 2010 - 1st Supervisorial District	26,762	229	0.9	145	84

CITY OF SANTA ANA Member, City Council Ward 3

Vote Center Totals	Registration	Ballots Cast	Turnout (%)	Yes	No
District					
Historical 2010 - County Board of Education Trustee Area 1	26,762	229	0.9	145	84
<b>Vote Center Totals</b>	26,762	229	0.9	145	84

CITY OF SANTA ANA Member, City Council Ward 3

Vote by Mail  
Totals

District	Registration	Ballots Cast	Turnout (%)	Yes	No
Orange County	26,762	6,634	24.8	2848	3783
Orange County	26,762	6,634	24.8	2848	3783
40th Congressional District	152	28	18.4	11	17
46th Congressional District	26,610	6,606	24.8	2837	3766
34th Senate District	26,097	6,456	24.7	2777	3676
37th Senate District	665	178	26.8	71	107
68th Assembly District	24,051	6,158	25.6	2650	3505
70th Assembly District	2,559	448	17.5	187	261
73rd Assembly District	152	28	18.4	11	17
2nd Supervisorial District	26,762	6,634	24.8	2848	3783
Santa Ana	26,762	6,634	24.8	2848	3783
Santa Ana Ward Division 3	26,762	6,634	24.8	2848	3783
State Board of Equalization (4th District)	26,762	6,634	24.8	2848	3783
4th District Court of Appeal	26,762	6,634	24.8	2848	3783
County Board of Education Trustee Area 1	26,762	6,634	24.8	2848	3783
South Orange County Community College District Trustee Area 1	5,916	1,255	21.2	538	716
South Orange County Community College District Trustee Area 2	5,916	1,255	21.2	538	716
Rancho Santiago Community College District Trustee Area 2	20,846	5,379	25.8	2310	3067
Rancho Santiago Community College District Trustee Area 2	8,510	2,028	23.8	866	1162
Rancho Santiago Community College District Trustee Area 4	439	55	12.5	15	40
Rancho Santiago Community College District Trustee Area 5	11,897	3,296	27.7	1429	1865
Santa Ana Unified School District	12,588	3,716	29.5	1597	2118
Santa Ana Unified School District Trustee Area 1	11,680	3,515	30.1	1539	1975
Santa Ana Unified School District Trustee Area 3	908	201	22.1	58	143
Tustin Unified School District Trustee Area 1	5,916	1,255	21.2	538	716
Tustin Unified School District Trustee Area 1	0	0	0.0	0	0
Tustin Unified School District Trustee Area 4	5,916	1,255	21.2	538	716
Garden Grove Unified School District	2,744	466	17.0	193	273
Garden Grove Unified School District Trustee Area 3	2,744	466	17.0	193	273
Orange Unified School District Trustee Area 2	5,514	1,197	21.7	520	676
Orange Unified School District Trustee Area 2	1,068	194	18.2	75	118
Orange Unified School District Trustee Area 7	4,446	1,003	22.6	445	558
East Orange County Water District	52	7	13.5	3	4
East Orange County Water District Division 2	52	7	13.5	3	4
Historical 2010 - 46th Congressional District	26,762	6,634	24.8	2848	3783
Historical 2010 - 34th Senate District	26,762	6,634	24.8	2848	3783
Historical 2010 - 69th Assembly District	26,762	6,634	24.8	2848	3783
Historical 2010 - State Board of Equalization (4th District)	26,762	6,634	24.8	2848	3783
Historical 2010 - 1st Supervisorial District	26,762	6,634	24.8	2848	3783

CITY OF SANTA ANA Member, City Council Ward 3

Vote by Mail  
Totals

District	Registration	Ballots Cast	Turnout (%)	Yes	No
Historical 2010 - County Board of Education Trustee Area 1	26,762	6,634	24.8	2848	3783
<b>Vote by Mail Totals</b>	26,762	6,634	24.8	2,848	3,783

CITY OF SANTA ANA Member, City Council Ward 3

Grand Totals

District	Registration	Ballots Cast	Turnout (%)	Yes	No
Orange County	26,762	6,863	25.6	2993	3867
Orange County	26,762	6,863	25.6	2993	3867
40th Congressional District	152	29	19.1	11	18
46th Congressional District	26,610	6,834	25.7	2982	3849
34th Senate District	26,097	6,677	25.6	2918	3756
37th Senate District	665	186	28.0	75	111
68th Assembly District	24,051	6,368	26.5	2782	3583
70th Assembly District	2,559	466	18.2	200	266
73rd Assembly District	152	29	19.1	11	18
2nd Supervisorial District	26,762	6,863	25.6	2993	3867
Santa Ana	26,762	6,863	25.6	2993	3867
Santa Ana Ward Division 3	26,762	6,863	25.6	2993	3867
State Board of Equalization (4th District)	26,762	6,863	25.6	2993	3867
4th District Court of Appeal	26,762	6,863	25.6	2993	3867
County Board of Education Trustee Area 1	26,762	6,863	25.6	2993	3867
South Orange County Community College District Trustee Area 1	5,916	1,278	21.6	554	723
South Orange County Community College District Trustee Area 2	5,916	1,278	21.6	554	723
Rancho Santiago Community College District	20,846	5,585	26.8	2439	3144
Rancho Santiago Community College District Trustee Area 2	8,510	2,094	24.6	910	1184
Rancho Santiago Community College District Trustee Area 4	439	57	13.0	17	40
Rancho Santiago Community College District Trustee Area 5	11,897	3,434	28.9	1512	1920
Santa Ana Unified School District	12,588	3,868	30.7	1690	2177
Santa Ana Unified School District Trustee Area 1	11,680	3,663	31.4	1630	2032
Santa Ana Unified School District Trustee Area 3	908	205	22.6	60	145
Tustin Unified School District	5,916	1,278	21.6	554	723
Tustin Unified School District Trustee Area 1	0	0	0.0	0	0
Tustin Unified School District Trustee Area 4	5,916	1,278	21.6	554	723
Garden Grove Unified School District	2,744	485	17.7	206	279
Garden Grove Unified School District Trustee Area 3	2,744	485	17.7	206	279
Orange Unified School District	5,514	1,232	22.3	543	688
Orange Unified School District Trustee Area 2	1,068	199	18.6	76	122
Orange Unified School District Trustee Area 7	4,446	1,033	23.2	467	566
East Orange County Water District	52	7	13.5	3	4
East Orange County Water District Division 2	52	7	13.5	3	4
Historical 2010 - 46th Congressional District	26,762	6,863	25.6	2993	3867
Historical 2010 - 34th Senate District	26,762	6,863	25.6	2993	3867
Historical 2010 - 69th Assembly District	26,762	6,863	25.6	2993	3867
Historical 2010 - State Board of Equalization (4th District)	26,762	6,863	25.6	2993	3867
Historical 2010 - 1st Supervisorial District	26,762	6,863	25.6	2993	3867

CITY OF SANTA ANA Member, City Council Ward 3

Grand Totals

District	Registration	Ballots Cast	Turnout (%)	Yes	No
Historical 2010 - County Board of Education Trustee Area 1	26,762	6,863	25.6	2,993	3,867
<b>Vote Center Totals</b>	26,762	229	0.9	145	84
<b>Vote by Mail Totals</b>	26,762	6,634	24.8	2,848	3,783
<b>Grand Totals</b>	26,762	6,863	25.6	2,993	3,867

\*\*\* End of report \*\*\*