

PETITION FOR RECALL

TO THE HONORABLE CITY CLERK OF HUNTINGTON BEACH, CALIFORNIA,

Pursuant to the California Constitution and California election laws, we the undersigned registered and qualified electors of the City of Huntington Beach, County of Orange, California, respectfully state that we seek the recall and removal of Mike Posey holding the office of City Council Member in Huntington Beach, California.

We demand an election of a successor to that office.

The following Notice of Intention to Circulate Recall Petition was served on September 7, 2021 to Mike Posey:

TO THE HONORABLE City Council Member Mike Posey: Pursuant to Section 11020, California Elections Code, the undersigned registered qualified voters of the City of Huntington Beach, in the State of California, hereby give notice that we are the proponents of a recall petition and that we intend to seek your recall and removal from the office of City Council Member, in the City of Huntington Beach, California, and to demand election of a successor in that office.

The grounds for the recall are as follows:

Council Member Mike Posey has failed in his duty to protect the interests of the citizens of Huntington Beach by refusing to oppose a state requirement that we add over 13,000 High Density Apartments to our city, the equivalent of 47 Beach-Ellis style high-rises, thus threatening the suburban beach community character of our beloved city. He has violated and damaged the City Charter by surrendering our local control of zoning to the state. He has made numerous attempts to undermine our elected City Attorney, Michael Gates, and not follow legal advice to protect the citizens of Huntington Beach, thereby abusing his authority. He has further flouted the express will of the voters by: 1) shamefully harassing Mr. Tito Ortiz out of office and 2) replacing him with a person of the Council's, rather than the voters' choice, all in furtherance of the destructive High Density Development scheme. His immediate replacement, rather than waiting for the next election is urgent and necessary to stop further damage and Save Surf City. (See SaveSurfCity.org for details) Proponents include Cari Swan, Russell A. Neal II, David A Sullivan, Milton B. Dardis Jr., Edwin C. Laird, Patricia L. Ferlita, Pat Garcia, Patricia J. Garcia, Ceason Ann Baker, Victoria Gray, Kathryn Carrick, Maria Piccolo, Raymond Raines, Kristi DuRose, James Martin, Luanne Shoup, Roy L. Arnold, Margaret L. Arnold, Sylvia Calhoun, and Linda A. Polkinghorne.

The answer of the officer sought to be recalled is as follows:

Recalls are never about policy differences. Instead, it's usually a reaction to election results. The timing of this petition underscores the point. The proponent's Council candidate of choice was not selected. The argument for the recall is dissatisfaction with State Law requiring City Council to plan for housing. As I've stated many times, the battle against high density development is in Sacramento and not at City Council. The dissatisfaction about "high density development" should be leveled against those serving on the Council in 2013. That's when development agreements were approved. I was elected to the Council in 2014 never voting for BECSP high density. In June this year, I voted at Orange County Council of Governments to oppose state mandated housing requirements. This pivotal vote enjoined Huntington Beach with all other Orange County cities in the fight for a reduction in our zoning objectives. Naming me in the recall is a political stunt. I voted for the proponent's Council candidate of choice and have opposed usurpation of local control by the State. This recall serves only to distract the Council from continuing progress on addressing the overriding concerns of the taxpayers.

Each of the undersigned states for himself/herself that he or she is a registered and qualified elector of the City of Huntington Beach, County of Orange, California.

	PRINT YOUR NAME	RESIDENCE (STREET) ADDRESS ONLY	
	1.		
	YOUR SIGNATURE AS REGISTERED TO VOTE	CITY AND ZIP CODE	
	PRINT YOUR NAME	RESIDENCE (STREET) ADDRESS ONLY	
	2.		
	YOUR SIGNATURE AS REGISTERED TO VOTE	CITY AND ZIP CODE	
	PRINT YOUR NAME	RESIDENCE (STREET) ADDRESS ONLY	
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	5.		
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	PRINT YOUR NAME	RESIDENCE (STREET) ADDRESS ONLY
	9.	
	YOUR SIGNATURE AS REGISTERED TO VOTE	CITY AND ZIP CODE

DECLARATION OF PERSON CIRCULATING SECTION OF RECALL PETITION

(MUST BE IN CIRCULATOR'S OWN HANDWRITING)

I, _____, solemnly swear (or affirm) all of the following:

1. That I am 18 years of age or older.
2. That my residence address, including street and number, is _____. (If no street or number exists, a designation of my residence adequate to readily ascertain its location is _____.)
3. That the signatures on this section of the petition form were obtained between _____, 20____, and _____, 20____; that I circulated the petition and I witnessed the signatures on this section of the petition form being written; and that, to the best of my information and belief, each signature is the genuine signature of the person whose name it purports to be.
4. That I showed each signer a valid and unfalsified "Official Top Funders" sheet, as required by Elections Code Section 107.

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on _____ (Date) at _____ (City or Community where signed), California.

Circulator's Signature

Date