

RESOLUTION NUMBER R- 294354

ADOPTED ON DEC 05 2000

A RESOLUTION OF THE COUNCIL OF THE CITY  
OF SAN DIEGO CALLING A SPECIAL MUNICIPAL  
ELECTION TO BE HELD IN THE CITY OF SAN DIEGO  
ON FEBRUARY 27, 2001.

WHEREAS, District 8 Councilmember Juan Vargas was elected to the California State Assembly on November 7, 2000; and

WHEREAS, Councilmember Vargas has subsequently submitted to the City Clerk his resignation from the City Council effective 12:00 p.m. on December 4, 2000; and

WHEREAS, the Charter of The City of San Diego provides that a Special Election shall be held within ninety (90) days of the date of vacancy, as there is no regular municipal or statewide election scheduled to be held within 180 days of the vacancy; and

WHEREAS, if one candidate receives the majority of votes cast for all candidates in the special election, the candidate receiving the majority of votes cast shall be deemed to be and declared by the Council to be elected to the vacant office; and

WHEREAS, if no candidate receives a majority of votes cast in the special election, a special run-off election shall be held within forty-nine (49) days of the first special election, as there is no regular municipal or statewide election scheduled to be held within ninety (90) days of the proposed special run-off election date; and

WHEREAS, the City Council has called the first special election to be held on the 27th

day of February, 2001; and

WHEREAS, it is deemed to be economical and in the public interest to have the Registrar of Voters of the County of San Diego perform for the City of San Diego certain services in regard to said elections; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

That the Board of Supervisors of the County of San Diego be and is hereby requested to authorize and direct the Registrar of Voters of the County of San Diego to perform the following services, under the direction and supervision of the City Clerk of The City of San Diego, in connection with the special election:

1. Furnish a tabulation of the number of registered voters in Council District 8 by precinct;
2. Examine and verify the signatures of nominating petitions;
3. Establish voting precincts with polling places in number consistent with the structure that resulted in 75 polling places, more or less, for District 8 in the 1998 General Municipal Election, and establish additional polling places as may be required to accommodate populations changes since that election;
4. Negotiate and secure the locations for polling places and secure the services of three (3) persons for each precinct to serve as members of the various precinct boards and furnish a list of same for filing in the office of the City Clerk;
5. Prepare and furnish for each election three (3) copies of the Index to the Great Register, together with supplements thereto;
6. Cause to be printed the requisite number of sample ballots, official ballots, polling

place slips, rosters, tally books and other necessary forms;

7. Furnish and address for each election the voter pamphlets necessary to mail sample ballots to the registered voters of the City;

8. Assemble the sample ballots and other printed matter into voter pamphlets for mailing, and cause the same to be mailed, as required by law;

9. Assemble the election material and supplies into ballot bags for delivery to the various precincts;

10. Issue absent voter ballots as required by law;

11. Make all necessary arrangements for the delivery and pickup of polling place supplies and booths, and for the delivery of the ballot bags for the various precincts;

12. Make arrangements for answering the telephone at the Registrar's office between 6:30 a.m. and 8:00 a.m., and between 5:00 p.m. and the close of the polls on election day;

13. Receive the returns of the elections and supplies, and arrange for the issuance of bulletins of the returns of the election on the night of the election;

14. Sort and assemble the election material and supplies in preparation for the canvassing of the returns of the election;

15. Canvass the returns of the election, including absent voter ballots;

16. Furnish a tabulation of the number of votes given in Council District 8 by precinct;

17. Make all arrangements and take the necessary steps to pay the members of the Precinct Boards, the polling place rentals, and the persons returning the ballot bags.

BE IT FURTHER RESOLVED, that the Board of Supervisors of the County of San Diego be and is hereby requested to authorize and direct the Auditor and Controller of the

County of San Diego to assist the Registrar of Voters of the County of San Diego in the conduct of the work by the drawing of the warrants for the payment of the members of the Precinct Boards, the polling place rentals and the persons returning the ballot bags, in the amounts to be specified by the ordinance of The City of San Diego calling said election.

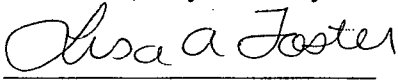
BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is hereby authorized and directed to make payments to the Registrar of Voters in compliance with the Board of Supervisors' advance payment policy.

BE IT FURTHER RESOLVED, that the County of San Diego shall be reimbursed in full for the services performed by the Registrar of Voters for The City of San Diego in connection with the election services herein described.

BE IT FURTHER RESOLVED, that The City of San Diego agrees to indemnify and to save free and harmless the County, its officers, agents and employees from expense or liability, including reasonable attorneys fees, as the result of an election contest initiated pursuant to the provisions of Division 13 of the Elections Code of the State of California after conduct of these elections.

APPROVED:

CASEY GWINN, City Attorney

By   
Lisa A. Foster  
Deputy City Attorney

LAF:jrl  
11/20/00  
Aud.Cert:  
Or.Dept:City  
R-2001-905

**The City of San Diego  
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

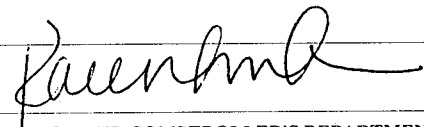
**CERTIFICATE OF UNALLOTTED BALANCE**

ORIGINATING DEPT. NO.: AC 2100600  
035

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount 150,000.00 Fund 100

Purpose Authorizing the expenditure of funds for the Special Election to fill the Council District 8 vacancy.

Date November 20, 2000 By:   
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
1	0	100	601	2350	4222	2350				\$150,000.00
TOTAL AMOUNT										\$150,000.00

FUND OVERRIDE

**CERTIFICATION OF UNENCUMBERED BALANCE**

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed \$ \_\_\_\_\_

Vendor \_\_\_\_\_

Purpose \_\_\_\_\_

Date \_\_\_\_\_ By: \_\_\_\_\_

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT										

FUND OVERRIDE

294354

DEC 05 2000