

RESOLUTION NUMBER R- 299476

ADOPTED ON JUL 26 2004

A RESOLUTION REQUESTING THE CONSOLIDATION OF A MUNICIPAL GENERAL ELECTION TO BE HELD IN THE CITY OF SAN DIEGO ON NOVEMBER 2, 2004, WITH THE CALIFORNIA STATE GENERAL ELECTION TO BE HELD ON THE SAME DATE.

WHEREAS, Section 10 of the Charter of the City of San Diego provides that commencing with the year 1984 the elections to the offices of Mayor and City Attorney shall be held every four (4) years, and that the Municipal General Election for these offices shall be held on the same date in each election year as the California State General Election; and

WHEREAS, Section 10 of the Charter of the City of San Diego provides that commencing with the year 1996 the Municipal General Elections to the offices of Councilmember of Districts 1, 3, 5 and 7 shall be held on the same date in each election year as the California State General Election; and

WHEREAS, at a meeting on JUL 26 2004, the City Council adopted Ordinance No. O- 19304 (N.S.), calling a Municipal General Election in the City of San Diego on Tuesday, November 2, 2004; and

WHEREAS, it is desirable that this Municipal General Election be consolidated with the California State General Election to be held on the same date; and

WHEREAS, it is desirable that within the City of San Diego the election precincts, polling places, voting booths, and election officials for the two elections be the same; and

WHEREAS, it is desirable that the Registrar of Voters of the County of San Diego be authorized to canvass the returns of the Municipal General Election; and


WHEREAS, it is desirable that this Municipal General Election and the California State General Election be held in all respects as if there were only one election; and

WHEREAS, in the year 2004, the California State General Election will be held on the 2nd day of November; and

WHEREAS, this Council within the time required by law has adopted, or will adopt, an ordinance calling for a Municipal General Election; NOW, THEREFORE,

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

1. The Board of Supervisors of the County of San Diego is hereby requested to consolidate the Municipal General Election for the offices of Mayor, City Attorney, and Councilmember for District 1, to be held in the City of San Diego on November 2, 2004, with the California State General Election to be held on the same date.
2. That the Registrar of Voters is hereby authorized to canvass the returns of the Municipal General Election and is requested to conduct the election in all respects as if there were only one election using only one form of ballot.
3. That the Registrar of Voters is requested to issue to all officers of the County charged with duties pertaining to the California State General Election appropriate instructions to take any and all steps necessary for the holding of a consolidated election.
4. That the Board of Supervisors of the County of San Diego is hereby requested to authorize and direct the Registrar of Voters of the County of San Diego to perform the following:
 - (a) Furnish a tabulation of the number of registered voters in each Council district by precinct;

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- (b) Examine and verify the signatures on nominating petitions;
- (c) Canvass the returns of the election, including absent voter ballots;
- (d) Furnish a tabulation of the number of votes given in each precinct; and
- (e) Furnish a tabulation of the number of votes given in each Council district by precinct.

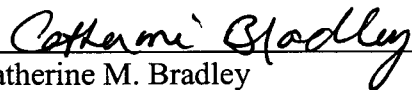
5. That the City Clerk of the City of San Diego is hereby directed to file a certified copy of this resolution with the Board of Supervisors and Registrar of Voters of the County of San Diego.

BE IT FURTHER RESOLVED, that the City Auditor and Controller is authorized to reimburse the County of San Diego 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, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.


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 attorney's fees, as the result of an election contest initiated pursuant to the California Elections Code sections 16000 through 16900.

APPROVED: CASEY GWINN, City Attorney

By


Catherine M. Bradley
Deputy City Attorney

CMB:jab
07/16/2004
Or.Dept: Clerk
Aud.Cert: 2500050
R-2005-74

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The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTRROLLER

CERTIFICATE OF UNALLOTTED BALANCE

AC 2500050
REVISED

ORIGINATING DEPT. NO.: 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: \$1,485,000.00 Fund: 10001/100

Purpose: Authorizing the expenditure of funds for the Municipal General Election and Municipal Special Election on November 2, 2004.

Date: July 23, 2004 By: [Signature]
AUDITOR AND COMPTRROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY/PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/EQUIP	FACILITY	AMOUNT
1	0	10001	901		4222	036011				\$45,988.56
2	0	10001	901		4222	046011				1,067,375.44
3	0	100	601	2350	4222	002350				371,636.00
TOTAL AMOUNT										\$1,485,000.00

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 COMPTRROLLER'S DEPARTMENT

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

FUND OVERRIDE

AC 2500050

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