

RESOLUTION NUMBER R- 299545

ADOPTED ON AUG 03 2004

A RESOLUTION REQUESTING THE CONSOLIDATION OF A MUNICIPAL SPECIAL 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, at a meeting held on July 26, 2004, the City Council adopted Ordinance No. O- 19305 (N.S.) calling a Municipal Special Election to submit to the qualified voters of the City various propositions; and

WHEREAS, at meetings held on June 28, 2004, June 29, 2004, July 19, 2004, July 27, 2004, and August 3, 2004, the City Council adopted Ordinance Nos. O-19292, O-19293, O-19294, O-19299, O-19300, O-19306, and O-19307 (N.S.), placing separate propositions on the November 2, 2004 ballot; and

WHEREAS, it is desirable that this Municipal Special 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 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 Special Election; and

WHEREAS, it is desirable that this Municipal Special 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 Special Election; NOW, THEREFORE,

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

1. The Board of Supervisors for the County of San Diego is hereby requested to consolidate the Municipal Special 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.

2. The exact form of the propositions to be voted upon at the Municipal Special Election and as they are to appear on the ballot is as they are shown in Ordinance Nos. O-19292, O-19293, O-19294, O-19299, O-19300, O-19307, and O-19306 (N.S.). Each proposition shall be designated on the ballot by a letter printed on the left margin of the square containing the description of the proposition as provided in Section 13116 of the Elections Code of the State of California.

3. That the Registrar of Voters is hereby authorized to canvass the returns of the Municipal Special Election and is requested to conduct the election in all respects as if there were only one election using only one form of ballot.

4. 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.

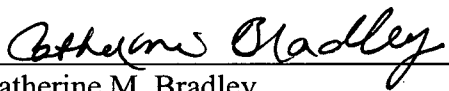
5. That the City Clerk of the City of San Diego is hereby directed to file a certified copy of this resolution with the Board of Supervisors and Registrar of Voters of the County of San Diego.

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 a result of an election contest initiated pursuant to the provisions of California Elections Code sections 16000 through 16900.

APPROVED: CASEY GWINN, City Attorney

By 
Catherine M. Bradley
Deputy City Attorney

CMB:jab
07/16/2004
08/03/2004 COR.COPY
08/05/2004 REV.
Or.Dept: Clerk
Aud.Cert: 2500050
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