

(a-d) #200 A
(O-2008-103)

ORDINANCE NUMBER O- 19712 (NEW SERIES)

DATE OF FINAL PASSAGE FEB 04 2008

AN ORDINANCE CALLING A MUNICIPAL PRIMARY ELECTION IN THE CITY OF SAN DIEGO ON TUESDAY, JUNE 3, 2008 AND CONSOLIDATING THE MUNICIPAL PRIMARY ELECTION WITH THE CALIFORNIA STATEWIDE PRIMARY 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 1998 the Municipal Primary Elections to the offices of Mayor, City Attorney and Councilmember for Districts 1, 3, 5, and 7 shall be held on the same date in each election year as the California State Primary Election, and the General Municipal Election for these offices shall be on the same date as the California State General Election for that year; and

WHEREAS, calling the Municipal Primary Election for the same date as the Statewide Primary Election is mandated by Section 10 of the Charter and, therefore, is not subject to veto by the Mayor; and

WHEREAS, at a meeting held on FEB 04 2008, the City Council of the City of San Diego passed Resolution Number R- 303370, requesting the Board of Supervisors of the County of San Diego to order the consolidation of the Municipal Primary Election to be held on June 3, 2008, with the Statewide Primary Election to be held on the same date; NOW, THEREFORE,

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

Section 1. It is hereby ordered that a Municipal Primary Election will be held in the City of San Diego on Tuesday, June 3, 2008, for the purpose of nominating candidates for the following offices:

MAYOR	four-year term
CITY ATTORNEY	four-year term
COUNCILMEMBER for District No. 1	four-year term
COUNCILMEMBER for District No. 3	four-year term
COUNCILMEMBER for District No. 5	four-year term
COUNCILMEMBER for District No. 7	four-year term

Section 2. It is hereby ordered that, in the event one (1) candidate receives a majority of votes cast for all candidates for nomination to the office of Mayor, City Attorney, or to a particular Council District seat, the candidate receiving the majority of votes shall be deemed to be and declared by the Council to be elected to such office, all in accordance with Charter section 10.

Section 3. The Municipal Primary Election called for June 3, 2008, in the City of San Diego is hereby ordered consolidated with the Statewide Primary Election to be held on the same date. Within the City of San Diego precincts, polling places and officers of the election for the Municipal Primary Election shall be the same as those provided for the Statewide Primary Election.

Section 4. For the purpose of said elections, the election precincts shall be the precincts established by the Board of Supervisors for the County of San Diego; provided, however, that certain precincts shall be consolidated in the manner indicated on the list of consolidated precincts on file in the Office of the City Clerk.

Section 5. The Registrar of Voters of the County of San Diego is hereby authorized to canvass returns of this Municipal Primary Election. The Registrar of Voters shall communicate the results of the canvass to the San Diego City Clerk, who shall in turn certify the results to the

Council of the City of San Diego. The City Council shall then declare the results of the Municipal Primary Election by resolution.

Section 6. The polls for this Municipal Primary Election shall be open from 7:00 a.m. on June 3, 2008 and remain open continuously until 8:00 p.m. on the same day. The polls shall close at 8:00 p.m., except as provided in California Elections Code section 14401.

Section 7. The City Clerk is hereby directed to cause this ordinance to be published once in the official newspaper of the City of San Diego.

Section 8. A full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been available to the City Council and the public a day prior to its final passage.

Section 9. Pursuant to Sections 275(c), 295(b) and 295(d) of the Charter of the City of San Diego, this ordinance relating to elections may be passed by the City Council on the date of introduction, which date shall be deemed the date of final passage, and is not subject to veto by the Mayor.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By



Sharon B. Spivak
Deputy City Attorney

SBS:als
01/30/08
Or.Dept:City Clerk
O-2008-103

