

ORDINANCE NUMBER O- 19771 (NEW SERIES)

DATE OF FINAL PASSAGE JUL 15 2008

AN ORDINANCE CALLING A MUNICIPAL GENERAL ELECTION IN THE CITY OF SAN DIEGO ON TUESDAY, NOVEMBER 4, 2008 AND CONSOLIDATING THE MUNICIPAL GENERAL ELECTION WITH THE CALIFORNIA STATEWIDE 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, elections to the offices of Mayor and City Attorney shall be held every four years, and that the Municipal General Elections for those 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 for 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, calling the Municipal General Election for the same date as the Statewide General 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 JUL 15 2008, the City Council of the City of San Diego passed Resolution Number R- 303926, requesting the Board of Supervisors of the County of San Diego to approve the consolidation of the Municipal General Election to be held on November 4, 2008, with the Statewide General Election to be held on the same date; and

WHEREAS, Section 10 of the Charter of the City of San Diego also provides that, in the event one candidate receives the majority of votes cast for all candidates for nomination to a particular elective office in the municipal primary election, that the candidate shall be deemed to be, and declared by the Council to be, elected to such office, and this occurred in the June 4, 2008 municipal primary election for Mayor and for the representative for Council District 5; 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 General Election will be held in the City of San Diego on Tuesday, November 4, 2008, for the purpose of electing candidates for the following offices:

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. 7	four-year term

Section 2. The Municipal General Election called for November 4, 2008, in the City of San Diego is hereby ordered consolidated with the Statewide General 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 General Election shall be the same as those provided for the Statewide General Election.

Section 3. 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.

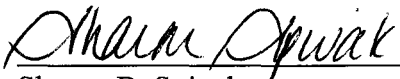
Section 4. The Registrar of Voters of the County of San Diego is hereby authorized to canvass returns of this Municipal General Election. The Registrar of Voters shall communicate the results of the canvass to the San Diego City Clerk, who shall in turn certify the results to the Council of the City of San Diego. The City Council shall then declare the results of the Municipal General Election by resolution.

Section 5. The polls for this Municipal General Election shall be open from 7:00 a.m. on November 4, 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 6. 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 7. 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  
06/26/08  
Or.Dept:City Clerk  
O-2008-169