

ORDINANCE NUMBER O- 20124 (NEW SERIES)

DATE OF FINAL PASSAGE JAN 30 2012

AN ORDINANCE CALLING A MUNICIPAL PRIMARY ELECTION IN THE CITY OF SAN DIEGO ON TUESDAY, JUNE 5, 2012 AND CONSOLIDATING THE MUNICIPAL PRIMARY ELECTION WITH THE CALIFORNIA STATE PRIMARY ELECTION TO BE HELD ON THE SAME DATE.

WHEREAS, San Diego Charter section 10 provides that, commencing with the year 1996, the Municipal Primary 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 Primary Election; and

WHEREAS, San Diego Charter sections 270(a), 10 and 12 direct that the Councilmember for the new District 9 shall be elected at the next municipal primary and general elections following the redistricting occurring after the 2010 national decennial census, and the Final Redistricting Plan was effective September 24, 2011; and

WHEREAS, San Diego Charter section 10 also directs that, commencing with the year 1984, elections to the offices of Mayor and City Attorney shall be held every four years, with the Municipal Primary Elections to those offices to be held on the same date in each election year as the California State Primary Election; and

WHEREAS, in the year 2012, the California State Primary Election will be held on Tuesday, June 5, 2012; and

WHEREAS, calling the Municipal Primary Election for the same date as the California State Primary Election is mandated by the San Diego Charter section 10 and, therefore, is not subject to veto by the Mayor; and

WHEREAS, at a meeting held on JAN. 30, 2012, the City Council of the City of San Diego passed Resolution Number R-307246 requesting that the Board of Supervisors of the County of San Diego approve the consolidation of the Municipal Primary Election to be held on June 5, 2012, with the California State Primary Election to be held on the same date; and

WHEREAS, San Diego Charter section 10 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, if not, the top two vote-getters will advance to a Municipal General Election; 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 5, 2012, for the purpose of electing 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
COUNCILMEMBER for District No. 9	four-year term

Section 2. The Municipal Primary Election called for Tuesday, June 5, 2012, in the City of San Diego is hereby ordered consolidated with the California State 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 California State Primary 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 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.

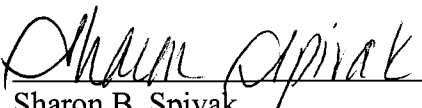
Section 5. The polls for this Municipal Primary Election shall be open from 7:00 a.m. on June 5, 2012, and remain open continuously until 8:00 p.m. on the same day. The polls shall close at 8:00 p.m., except as provided in California Elections Code section 14401.

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

Section 8. Pursuant to San Diego Charter sections 275(c), 295(b) and 295(d), 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: JAN I. GOLDSMITH, City Attorney

By   
Sharon B. Spivak  
Deputy City Attorney

SBS:jdf  
12/29/11  
Or.Dept:City Clerk  
Doc.No.: 295115