RESOLUTION NUMBER R- **313879**

DATE OF FINAL PASSAGE ___FEB 0 1 2022___

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO REQUESTING THE CONSOLIDATION OF A
MUNICIPAL PRIMARY ELECTION TO BE HELD IN THE
CITY OF SAN DIEGO ON TUESDAY, JUNE 7, 2022, WITH
THE CALIFORNIA STATE PRIMARY ELECTION TO BE
HELD ON THE SAME DATE.

WHEREAS, San Diego Charter section 10 provides that the Municipal Primary Elections

in the City of San Diego (City) for the offices of City Councilmember for Districts 2, 4, 6, and 8,

respectively, shall be held on the same date in each election year as the California State Primary

Election; and

WHEREAS, in 2022, the California State Primary Election will be held on Tuesday,

June 7, 2022; and

WHEREAS, at a meeting on ___FEB 01___, 2022, the Council of the City of

San Diego (City Council) passed Ordinance No. O- **21431** (N.S.), calling a Municipal

Primary Election in the City of San Diego on Tuesday, June 7, 2022, to nominate candidates for

the offices of City Councilmember for Districts 2, 4, 6, and 8, respectively; and

WHEREAS, it is desirable that this Municipal Primary Election be consolidated with the

California State Primary Election to be held on the same date, and 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, the consolidation is requested pursuant to local procedures authorized under

the California Elections Code, including sections 10402, 10403, 10411, and 10418, and the

City's Elections Code, set forth in Chapter 2, Article 7 of the San Diego Municipal Code; and

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

WHEREAS, it is desirable that this election and the California State Primary Election be held in all respects as if there were only one election and only one form of ballot shall be used; and

WHEREAS, actions related to calling the Municipal Primary Election for the same date as the California State Primary Election are mandated by San Diego Charter section 10 and, therefore, are not subject to veto by the Mayor; 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 (Board of Supervisors) is hereby authorized and requested to consolidate the Municipal Primary Election for the offices of Councilmember for Districts 2, 4, 6, and 8, respectively, to be held in the City of San Diego on Tuesday, June 7, 2022, with the California State Primary Election to be held on the same date.

2. The Board of Supervisors is hereby authorized and requested to permit the Registrar of Voters of the County of San Diego (Registrar of Voters) to canvass the returns of the Municipal Primary Election, and to conduct the election in all respects as if there were only one election using only one form of ballot.

3. The Board of Supervisors is requested to issue to all officers of the County of San Diego (County) charged with duties pertaining to the California State Primary Election appropriate instructions to take any and all steps necessary for the holding of a consolidated election.

4.   The Board of Supervisors is hereby requested to authorize and direct the Registrar of Voters to render the following services:

    (a)   Furnish a tabulation of the number of registered voters in each Council district by precinct;

    (b)   Examine and verify the signatures on nominating petitions;

    (c)   Provide election materials in languages other than English in accordance with federal law;

    (d)   Canvass the returns of the election, including absent voter ballots;

    (e)   Furnish a tabulation of the number of votes given in each precinct;

    (f)   Furnish a tabulation of the number of votes given in each Council district by precinct; and

    (g)   Complete any and all tasks related to the legal conduct of this election as required of the City Clerk upon the request of the City Clerk or the City Council.

5.   The City of San Diego will be bound by section 439.1 of the County of San Diego's Code of Administrative Ordinances, and such other terms and conditions as the Registrar of Voters may prescribe, for the conduct of the election.

6.   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.

BE IT FURTHER RESOLVED, that the City Comptroller is authorized to reimburse the County of San Diego for the actual and direct cost of the services performed for the City of San Diego by the Registrar of Voters in connection with the election services herein described,

provided that the City 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 of liability, including reasonable attorney fees, as the result of an election contest arising after the election, which may be initiated pursuant to California Elections Code sections 16000 through 16900.

APPROVED: MARA W. ELLIOTT, City Attorney

By   */s/Kathy J. Steinman*
      Kathy J. Steinman
      Deputy City Attorney

KJS:jvg
1/18/22
Or.Dept: City Clerk
CC No. N/A
Doc. No.: 2860494_2

Passed by the Council of The City of San Diego on _____ FEB **01 2022** _____, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	☑	☐	☐	☐
Jennifer Campbell	☑	☐	☐	☐
Stephen Whitburn	☑	☐	☐	☐
Monica Montgomery Steppe	☑	☐	☐	☐
Marni von Wilpert	☑	☐	☐	☐
Chris Cate	☑	☐	☐	☐
Raul A. Campillo	☑	☐	☐	☐
Vivian Moreno	☑	☐	☐	☐
Sean Elo-Rivera	☑	☐	☐	☐

Date of final passage _____ FEB **01 2022** _____ .

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

_____ TODD GLORIA _____
Mayor of The City of San Diego, California.

(Seal)

_____ ELIZABETH S. MALAND _____
City Clerk of The City of San Diego, California.

By _Connie Patterson_ , Deputy

Office of the City Clerk, San Diego, California

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