

RESOLUTION NUMBER R- 315594

DATE OF FINAL PASSAGE JUN 10 2024

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO REJECTING THE INITIATIVE PETITION
TITLED "POWER SAN DIEGO."

WHEREAS, on May 14, 2024, William E. Powers and Harry C. Powell (proponents) filed an initiative petition titled "Power San Diego" (the initiative petition); and

WHEREAS, according to the initiative petition, it would "establish a not-for-profit municipal electric distribution utility to provide customers in the City of San Diego (City) with reliable, affordable electric service . . ."; and

WHEREAS, according to the initiative petition, it would authorize the municipal electric distribution utility to "do all acts necessary for the exercise of its powers to fulfill its purpose, including . . . : provide electricity to customers; to make and enter into contracts; to employ agents and employees; to construct, provide for maintenance and operation of, or maintain and operate, any buildings, Utility Facility, or improvements; to acquire, hold or dispose of property; and generally to do any and all things necessary or convenient to accomplish the purposes set forth [in the initiative petition]"; and

WHEREAS, under San Diego Charter (Charter) section 23 and San Diego Municipal Code (Municipal Code) sections 27.1019 through 27.1021, the City Clerk accepted the initiative petition as filed and determined that it was filed on time and as a three-percent initiative; and

WHEREAS, the City Clerk submitted the initiative petition to the San Diego County Registrar of Voters (Registrar of Voters) for signature verification; and

WHEREAS, the Registrar of Voters conducted a legally required verification and found the projected number of signatures on the initiative petition fell within the 95 to 110% of the

number of signatures needed to declare the petition sufficient, with a projected number of valid signatures to be 24,167; and

WHEREAS, currently, the number of signatures required to qualify as a three-percent initiative is 24,006; and

WHEREAS, on May 31, 2024, the City Clerk certified that the signatures on the initiative petition were sufficient to qualify for presentation to the Council of the City of San Diego (Council) under Municipal Code section 27.1031; and


WHEREAS, on June 10, 2024, the City Clerk presented the initiative petition, with its certification attached, to the Council; and

WHEREAS, under Municipal Code section 27.1032, for a three-percent initiative, the Council “shall within ten business days of the date of presentation approve or reject the legislative act as presented, but may not amend it. The City Council may submit the petition to the voters, but is not required to do so”; and

WHEREAS, pursuant to Charter sections 280(a)(1) and 295(b), the Council’s decision to approve or reject an initiative petition is not subject to veto by the Mayor; NOW, THEREFORE

BE IT RESOLVED, by the Council of the City of San Diego, as follows: the Council rejects the Power San Diego initiative petition.

APPROVED: MARA W. ELLIOTT, City Attorney

By 

Kathy J. Steinman
Senior Deputy City Attorney

KJS:jvg:jdf:jvg
06/04/2024
06/11/2024 COR. COPY
Or.Dept: City Clerk
Doc. No. 3673346_2

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 10 2024.

DIANA J.S. FUENTES
City Clerk

By Connie Patterson
Deputy City Clerk

Passed by the Council of The City of San Diego on JUN 10 2024, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry L. Foster III	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kent Lee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JUN 10 2024.

(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)

DIANA J.S. FUENTES
City Clerk of The City of San Diego, California.

By Connie Patterson Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- **315594**