

ORDINANCE NUMBER O- 21823 (NEW SERIES)

DATE OF FINAL PASSAGE JUN 10 2024

AN ORDINANCE CALLING A MUNICIPAL GENERAL ELECTION IN THE CITY OF SAN DIEGO ON TUESDAY, NOVEMBER 5, 2024, AND CONSOLIDATING THE MUNICIPAL GENERAL ELECTION WITH THE CALIFORNIA STATEWIDE GENERAL ELECTION TO BE HELD ON THE SAME DATE.

WHEREAS, San Diego Charter section 10 provides that the Municipal General Election in the City of San Diego (City) for the offices of Mayor, City Attorney, and City Councilmember for Districts 1, 3, 5, 7, and 9, respectively, shall be held on the same date in each election year as the California Statewide General Election; and

WHEREAS, in 2024, the California Statewide General Election will be held on Tuesday, November 5, 2024; and

WHEREAS, actions related to calling the Municipal General Election for the same date as the California Statewide General Election are mandated by San Diego Charter section 10 and, therefore, are not subject to veto by the Mayor; and

WHEREAS, at a meeting held on JUN 10, 2024, the Council of the City of San Diego (City Council) passed Resolution Number R 315589, requesting that the Board of Supervisors of the County of San Diego approve the consolidation of the Municipal General Election to be held on November 5, 2024, with the California Statewide General Election to be held on the same date; and

WHEREAS, San Diego Charter section 10 also provides that all elective officers of the City shall be nominated at the Municipal Primary Election, which was held this year on March 5, 2024, and the two candidates receiving the highest number of votes in that election for a particular elective office will advance to a Municipal General Election; and

WHEREAS, if only one candidate qualifies for the ballot for a particular office in the Municipal Primary Election, the sole qualified candidate receiving votes shall be deemed to be, and declared by the City Council to be, elected to such office after the Municipal Primary Election results are certified; and

WHEREAS, on April 8, 2024, in Resolution Number R-315447, the City Council declared the results for the Municipal Primary Election and Municipal Special Election held on March 5, 2024; and

WHEREAS, the top two vote-getters for the following elective offices will advance to the Municipal General Election: Mayor, City Attorney, Councilmember for District 3, and Councilmember for District 9; and

WHEREAS, the Office of the City Attorney has drafted this Ordinance based on the information provided by City staff including information provided by affected third parties and verified by City staff, with the understanding that this information is complete, true, and accurate; NOW, THEREFORE,

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

Section 1. A Municipal General Election is hereby called and ordered to be held in the City of San Diego on Tuesday, November 5, 2024, to elect candidates for the following offices:

MAYOR	four-year term
CITY ATTORNEY	four-year term
COUNCILMEMBER for District No. 3	four-year term
COUNCILMEMBER for District No. 9	four-year term.

Section 2. The Board of Supervisors of the County of San Diego is hereby requested to consent and agree to the consolidation of the Municipal General Election in the City of San Diego with the California Statewide General Election to be held on Tuesday, November 5, 2024, 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. The election shall be held in all respects as if there were only one election. Only one form of ballot shall be used. Within the City of San Diego precincts, vote centers, and officials of the election for the Municipal General Election shall be the same as those provided for the California Statewide General Election.

Section 3. For the purpose of this election, 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 Board of Supervisors for the County of San Diego, through the Registrar of Voters of the County of San Diego, is hereby authorized to canvass returns of this Municipal General Election, in compliance with San Diego County Code of Administrative Ordinances section 439.1 and San Diego Municipal Code section 27.0111. 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 City Council. The City Council shall then declare the results of the Municipal General Election by resolution.

Section 5. The vote centers for this Municipal General Election shall be open from 7:00 a.m. on Election Day, November 5, 2024, and remain open continuously until 8:00 p.m. on the

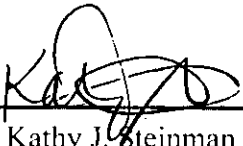
same day. The vote centers shall close at 8:00 p.m., except as provided in California Elections Code section 14401.

Section 6. The City Clerk shall 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: MARA W. ELLIOTT, City Attorney

By  _____
Kathy J. Steinman
Senior Deputy City Attorney

KJS:jdf
05/13/24.
Or.Dept: City Clerk
Doc. No.: 3648354

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.

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

I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on JUN 10 2024, said ordinance being of the kind and character authorized for passage on its introduction by Section 275 of the Charter.

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

(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
Ordinance Number O- 21823