

ORDINANCE NUMBER O- 21139 (NEW SERIES)DATE OF FINAL PASSAGE OCT 01 2019

AN ORDINANCE CALLING A MUNICIPAL SPECIAL ELECTION IN THE CITY OF SAN DIEGO ON TUESDAY, MARCH 3, 2020 TO SUBMIT ONE OR MORE BALLOT MEASURES TO THE QUALIFIED VOTERS OF THE CITY, AND CONSOLIDATING THE MUNICIPAL SPECIAL ELECTION WITH THE CALIFORNIA STATE PRIMARY ELECTION TO BE HELD ON THE SAME DATE.

WHEREAS, pursuant to San Diego Charter section 223, Article XI, section 3(b) of the Constitution of the State of California, and section 9255(a)(2) of the California Elections Code, all dealing with Charter amendments; and, pursuant to San Diego Charter section 23 and San Diego Municipal Code section 27.1001, pertaining to initiative measures submitted by petition or by action of the San Diego City Council (City Council), the City Council, by separate ordinances, may submit one or more ballot measures to the qualified voters of the City of San Diego at a Municipal Special Election; and

WHEREAS, the Council now desires to call a Municipal Special Election, and order it to be held in the City of San Diego on Tuesday, March 3, 2020, for the purpose of submitting one or more ballot measures to the qualified voters of the City of San Diego; and

WHEREAS, at a meeting held on OCT 01, 2019, the City Council passed Resolution Number R- 312677, requesting that the Board of Supervisors of the County of San Diego approve the consolidation of the Municipal Special Election to be held on Tuesday, March 3, 2020, with the California State Primary Election (officially consolidated with and titled the Presidential Primary Election) to be held on the same date; NOW, THEREFORE,

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

Section 1. A Municipal Special Election is hereby called and ordered to be held in the City of San Diego on Tuesday, March 3, 2020, to submit one or more ballot measures to the qualified voters of the City of San Diego.

Section 2. The measures shall be presented and printed upon the ballot and submitted to the voters in the manner and form set out in the separate ordinances placing the measures on the March 3, 2020 ballot.

Section 3. The measures submitted by separate ordinances for placement on the March 3, 2020 ballot, if any, shall be designated on the ballot by a letter printed on the left margin of the square containing the description of the proposition as provided in California Elections Code section 13116.

Section 4. City measures to be submitted to the voters at the March 3, 2020 Municipal Special Election, if any, shall appear on the ballot, pursuant to San Diego Municipal Code (Municipal Code) section 27.0507, in the following order:

- (a) Initiative measures, including both measures placed on the ballot by petition and measures placed on the ballot by action of the City Council pursuant to Municipal Code section 27.1001, in the order in which the ordinances placing the initiative measures on the ballot are adopted by the City Council;
- (b) Bond measures, in the order in which the ordinances placing them on the ballot are adopted by the City Council;

- (c) Charter amendments, in the order in which the ordinances placing them on the ballot are adopted by the City Council;
- (d) Other legislative measures, in the order in which the ordinances placing them on the ballot are adopted by the City Council;
- (e) Referendum measures, in the order in which the ordinances placing them on the ballot are adopted by the City Council; and
- (f) Advisory matters, in the order in which the ordinances placing them on the ballot are adopted by the City Council.

Section 5. The Board of Supervisors of the County of San Diego is hereby requested to consent and agree to the consolidation of the Municipal Special Election in the City of San Diego with the California State Primary Election (consolidated with and officially titled the Presidential Primary Election) to be held on Tuesday, March 3, 2020, pursuant to local procedures authorized under the California Elections Code, including sections 10402, 10411 and 10418, and the City's Elections 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, polling places and officers of the election for the Municipal Special Election shall be the same as those provided for the California State Primary Election (Presidential Primary Election).

Section 6. 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 7. The polls for this Municipal Special Election shall be open from 7:00 a.m. on March 3, 2020, 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 8. Except as otherwise provided in this ordinance, the Municipal Special Election called for March 3, 2020 shall be conducted as provided by law for other municipal elections in the City of San Diego. The method of voting on the measures shall be provided in the California Elections Code.

Section 9. 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 Special 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 (City Clerk), who shall in turn certify the results to the City Council. The City Council shall then declare the results of the Municipal Special Election by resolution.

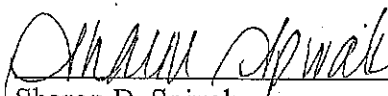
Section 10. The City Clerk shall cause this ordinance to be published once in the official newspaper of the City of San Diego.

Section 11. 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 12. 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



Sharon B. Spivak

Senior Deputy City Attorney

SBS:jdf

08/19/19

Or.Dept: City Clerk

Doc. No.: 2042559

Passed by the Council of The City of San Diego on OCT 01 2019, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Chris Ward	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Georgette Gómez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage OCT 01 2019.

AUTHENTICATED BY:

KEVIN L. FAULCONER

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

I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on OCT 01 2019, 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)

ELIZABETH S. MALAND

City Clerk of The City of San Diego, California.

By Connie Patterson Deputy

Office of the City Clerk, San Diego, California

Ordinance Number O- 21139

Passed by the Council of The City of San Diego on October 1, 2019, by the following vote:

YEAS: **BRY, WARD, MONTGOMERY, KERSEY, CATE, SHERMAN, MORENO, & GOMEZ.**

NAYS: **NONE.**

NOT PRESENT: **CAMPBELL.**

RECUSED: **NONE.**

AUTHENTICATED BY:

KEVIN L. FAULCONER

Mayor of The City of San Diego, California

ELIZABETH S. MALAND

City Clerk of The City of San Diego, California

(Seal)

By: **Connie Patterson**, Deputy

I HEREBY CERTIFY that the above and foregoing is a full, true, and correct copy of ORDINANCE NO. **O-21139** (New Series) of The City of San Diego, California.

I FURTHER CERTIFY that said ordinance was passed on the day of its introduction, to wit, on **October 1, 2019**, 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.

ELIZABETH S. MALAND

City Clerk of The City of San Diego, California

(SEAL)

By: , Deputy