

RESOLUTION NO. 2024-74

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORONADO, CALIFORNIA, CALLING FOR AND GIVING NOTICE OF THE HOLDING OF AN ALL-MAIL BALLOT SPECIAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, DATE, 2025, TO FILL A VACANCY ON THE CITY COUNCIL REQUIRED BY THE PROVISION OF THE LAWS OF THE STATE OF CALIFORNIA RELATED TO GENERAL LAW CITIES

WHEREAS, a vacancy in the office of City Councilmember on the Coronado City Council was created by the election of Councilmember John Duncan to the Office of Mayor, effective December 17, 2024; and

WHEREAS, the remainder of the term of office in which the vacancy occurs ends in December 2026; and

WHEREAS, within sixty (60) days following a vacancy, California Government Code Section 36512 provides that vacancies in an elective office may be filled either by appointment or by calling a special election to be held on the next regularly established election date not less than 114 days from the call of the special election; and

WHEREAS, pursuant to Elections Code Section 4004, the City of Coronado, as a small city (defined as less than 100,000 population according to the Demographic Research Unit of the Department of Finance statistics), has the option of conducting an all-mail ballot election under certain conditions; and

WHEREAS, the conditions for an all-mail ballot include:

- A. The City Council, by resolution, authorizes the use of all mail ballots for the election;
- B. The election is a special election to fill a vacancy in the legislative body or governing body;
- C. The election is not held on the same date as a Statewide Primary or Statewide General Election;
- D. The election is not consolidated with any other election; and
- E. The return of voted mail ballots is subject to Section 3017

WHEREAS, Elections Code Section 1100 requires that all elections be held on a Tuesday that is not a Statewide holiday; and

WHEREAS, Elections Code Section 1500 provides that the first Tuesday after the first Monday in May of each year or the last Tuesday in August of each year is an established all mail ballot election date; and

WHEREAS, the City Council desires to conduct the election in conjunction with the County of San Diego to ensure efficiency and compliance with applicable laws; and

WHEREAS, the City Council desires to conduct the election in compliance with applicable state law and to ensure the most efficient process for voters and election officials.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Coronado as follows:

SECTION 1. That pursuant to the requirements of the laws of the State of California, there is called and ordered to be held in the City of Coronado, California, on Tuesday, DATE, 2025, an all-mail Special Municipal Election for the purpose of electing one (1) Member of the City Council for a partial term to expire in December 2026.

SECTION 2. That the ballots to be used at the election shall be in the form and content as required by law.

SECTION 3. That the City Clerk is authorized, instructed and directed to coordinate with the San Diego County Registrar of Voters/Elections Department to procure and furnish any and all official ballots, notices, printed matter and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct the election.

SECTION 4. That pursuant to the California Elections Code, said all-mail ballot special municipal election shall be conducted by all-mail ballot, and shall be conducted pursuant to Chapter 2 of Division 4 (commencing with Section 4100) of the California Elections Code, only insofar as required by law. Notwithstanding Elections Code Section 4103, ballots cast in this special municipal election shall be returned to the County of San Diego Registrar of Voters no later than 8:00 p.m. on Election Day in order to be counted. Ballots that are postmarked on Election Day and received no later than seven (7) days following Election Day will also be counted

SECTION 5. That in all particulars not recited in this Resolution, the election shall be held and conducted as provided by law for holding municipal elections.

SECTION 6. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.

SECTION 7. That the City Council authorizes the San Diego County Registrar of Voters to administer said election, and recognizes that additional costs will be incurred by the County of San Diego by reason of this request and agrees to reimburse the County of San Diego for any costs associated with the all-mail ballot special municipal election.

SECTION 8. That the Administrative Services Manager/City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

PASSED, ADOPTED, AND APPROVED by the City Council of the City of Coronado, California, at a regular meeting thereof this Seventeenth day of December 2024, by the following vote to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

APPROVED:

JOHN D. DUNCAN, Mayor of the
City of Coronado, California

ATTEST:

KELSEA HOLIAN, City Clerk of the
City of Coronado, California