



Memorandum

**TO: HONORABLE MAYOR
AND COUNCIL MEMBERS**

FROM: Deanna J. Santana

**SUBJECT: CERTIFICATION OF MUNICIPAL
ELECTION HELD MARCH 2, 2004**

DATE: March 19, 2004

RECOMMENDATION

- (a) Adoption of a Resolution declaring results of the March 2, 2004 Municipal Election pursuant to Elections Code Section 15400; and,
- (b) Calling for a Run-Off Election to be held November 2, 2004, setting a deadline of August 3, 2004 for ballot measures to be added to the ballot, and authorizing the City Clerk to take such actions necessary to facilitate the Election.

BACKGROUND AND ANALYSIS

The City of San Jose Charter calls for the City's Municipal Elections to be held in conjunction with State Elections held on that day. Attachment B, Certificate of Election Results, is provided by the Santa Clara County Registrar of Voters and reflects the final published Election results. In its original form it will be filed as an Exhibit to the Resolution Certifying the Results of the Municipal Election.

On October 21, 2003 the City Council adopted Resolution No. 71792 calling for a Municipal Election to be held on March 2, 2004 and authorizing the City Clerk to take such actions necessary to facilitate the Election in the time specified for the purpose of electing a Council Member from Districts 2, 4, 6, 8, and 10, each for a full term beginning January 1, 2005 and ending December 31, 2008. On December 2, 2003, the City Council adopted Resolution No. 71848 referring a ballot measure to amend the City Charter regarding the Design-Build Procurement Process (Measure D).

For City Council District 10, no candidate received the required amount of votes to be elected to office. Therefore, a Run-Off Election needs to be scheduled in conjunction with the State Election day of November 2, 2004. Approval of this action authorizes the Acting City Clerk to take all necessary actions to facilitate the Election. In addition, the proposed action calls for August 2, 2004 as the deadline to submit ballot measures to the November 2, 2004 ballot.

HONORABLE MAYOR AND CITY COUNCIL
RE: Certification of March 2, 2004 Election Results
March 19, 2004
Page 2 of 2

PUBLIC OUTREACH

The Municipal Election was held in accordance with established procedures governing the conduct of a Municipal Election, and the registered voters received all appropriate ballot materials.

COORDINATION

This memorandum has been coordinated with the City Attorney's Office.

Deanna J. Santana
Acting City Clerk

Attachment

