



CITY OF POMONA COUNCIL REPORT

June 3, 2024

To: Honorable Mayor and Members of the City Council

From: Anita Gutierrez, City Manager

Submitted By: Rosalia A. Butler, MMC, City Clerk

Subject: **NOTICE AND CALL OF GENERAL MUNICIPAL ELECTION ON NOVEMBER 5, 2024 TO BE CONSOLIDATED WITH THE LOS ANGELES COUNTY PRESIDENTIAL (STATEWIDE) GENERAL ELECTION FOR THE ELECTION OF THREE (3) MEMBERS OF THE CITY COUNCIL FOR DISTRICTS 1, 4, AND 6**

RECOMMENDATION:

It is recommended that the City Council adopt the following resolutions in order to conduct a General Municipal Election on November 5, 2024:

RESOLUTION NO. 2024-72 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, CALLING FOR THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 5, 2024, FOR THE ELECTION OF THREE MEMBERS OF THE CITY COUNCIL AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO CHARTER CITIES

RESOLUTION NO. 2024-73 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 5, 2024, WITH THE PRESIDENTIAL (STATEWIDE) GENERAL ELECTION TO BE HELD ON THE DATE PURSUANT TO SECTION 10403 OF THE ELECTIONS CODE

RESOLUTION NO. 2024-74 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES STATEMENTS SUBMITTED TO THE VOTERS AT A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 5, 2024

EXECUTIVE SUMMARY:

City Council approval of staff's recommendations will result in the scheduling of the General Municipal Election on November 5, 2024 for three (3) Members of the City Council for Districts 1, 4, and 6.

SB1439/GOVERNMENT CODE §84308 APPLICABILITY:

☐ When this box is checked, it indicates the agenda item is subject to the Levine Act SB1439 requirements. Councilmembers are reminded to check their campaign contributions and determine whether they have received a campaign contribution of \$250 or more that would require disclosure and/or recusal from discussing or acting on this agenda item. Campaign contributions of \$250 or more made 1) by any person or entity who is identified in the agenda report as the applicant or proposer or 2) on behalf of the applicant or participant, including a parent, subsidiary or otherwise related business entity, or 3) by any person who has a financial interest in the agenda item requires a councilmember to comply with SB1439.

FISCAL IMPACT:

It is estimated that the cost of the General Municipal Election for three (3) Members of the City Council for Districts 1, 4, and 6, and one (1) citizen initiated measure will be approximately \$441,000 which has been allocated in the City Clerk's Fiscal Year 2024-25 Election budget.

PREVIOUS RELATED ACTION:

On March 18, 2024 the City Council adopted Resolution No. 2024-41 (Attachment No. 1), Resolution No. 2024-42 (Attachment No. 1), and Resolution No. 2024-43 (Attachment No. 1) which allowed a citizen initiated ballot measure to be submitted to the qualified voters of the City of Pomona at the General Municipal Election to be held on Tuesday, November 5, 2024.

On April 15, 2024 the City Council adopted Resolution No. 2024-63 (Attachment No. 1) which accepted the canvassed results of the March 5, 2024 Primary Election. These canvassed results declared Mayor Sandoval won re-election by a majority vote, and therefore no general municipal election will be held for the mayoral office. For the three members of the City Council for Districts 1, 4 & 6, no candidate for each of these offices received a majority of all votes cast. Thus, the following top two candidates from each district will be placed on the ballot for the November 5, 2024 General Municipal Election:

- District 1: Debra Martin and John Nolte
- District 4: Guillermo Gonzalez and Elizabeth Ontiveros-Cole
- District 6: Lorraine Canales and Miranda Sheffield

DISCUSSION:

Pursuant to Article IX (“Elections”), Section 901(“Primary and General Municipal Elections”) of the City Charter:

- (a) If any candidate for Mayor or Council receives a majority of all votes cast for Mayor or for a specific Council office, that candidate shall be declared elected and no general municipal election shall be held for that office. If no candidate for Mayor or for a specific City Council office receives a majority of all votes cast for that office, the two candidates receiving the highest number of votes for that office at the primary nominating election shall be the candidates and the only candidates for that office whose names shall be printed upon the ballots to be used at the general municipal election.
- (b) If any candidate for Mayor or Council receives a majority of all votes cast for Mayor or for a specific Council office, that candidate shall be declared elected and no general municipal election shall be held for that office. If no candidate for Mayor or for a specific City Council office receives a majority of all votes cast for that office, the two candidates receiving the highest number of votes for that office at the primary nominating election shall be the candidates and the only candidates for that office whose names shall be printed upon the ballots to be used at the general municipal election.

The General Municipal Election is proposed to be consolidated with the Presidential (Statewide) General Election to be conducted by the County of Los Angeles on November 5, 2024. The County will provide the majority of the election services. The City Clerk will be responsible for providing and transmitting the necessary documents to the County in order to hold the election, and provide for receipt of all candidates’ statements and related documents. Only those candidates that finished in the top two spots of Districts 1, 4 & 6, during the March 5, 2024 Primary Municipal Election will be allowed to run in this November 5, 2024 General Municipal Election. Should these candidates decide to change their ballot designation, or amend their Form 501, they must do so before Tuesday, July 30, 2024.

Prepared by:

Diana Robles
Deputy City Clerk

ATTACHMENT(S):

Attachment No. 1 – Previously Adopted Resolutions

Attachment No. 2 – Resolution No. 2024-72 – Calling for the Holding of a General Municipal Election to be Held on Tuesday, November 5, 2024.

Attachment No. 3 – Resolution No. 2024-73 – Resolution Requesting the L.A. County Board of Supervisors Consolidate a General Municipal Election with the Presidential (Statewide) Primary Election.

Attachment No. 4 – Resolution No. 2024-74 – Resolution Adopting Regulation for Candidates for Elective Office Pertaining to Candidate Statements.