

**THE COMMITTEE ON  
RULES, OPEN GOVERNMENT, AND INTERGOVERNMENTAL RELATIONS  
OF THE CITY COUNCIL OF THE CITY OF SAN DIEGO**

**Council President Tony Young, Chair  
Council President Pro Tem Kevin Faulconer, Vice Chair  
Councilmember Sherri Lightner  
Councilmember Todd Gloria  
Councilmember Marti Emerald**

**ACTIONS FOR  
WEDNESDAY, MAY 18, 2011, AT 9:00 A.M.**

**COUNCIL COMMITTEE ROOM (12TH FLOOR),  
CITY ADMINISTRATION BUILDING  
202 C STREET, SAN DIEGO, CALIFORNIA**

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All Committee members present.

NON-AGENDA PUBLIC COMMENT: Katheryn Rhodes commented about faulting in the Embarcadero area and funding for the stadium and convention center expansion.

COMMITTEE COMMENT: None.

CITY ATTORNEY, IBA, AND MAYORAL STAFF COMMENT: None.

ADOPTION AGENDA

Approval of the Record of Action Items for April 27, 2011

**ACTION:** Motion by Councilmember Emerald, second by Council President Tony Young, to approve.

**VOTE:** 5-0; Young-yea, Faulconer-yea, Lightner-yea, Gloria-yea, Emerald-yea

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INFORMATION ITEMS

ITEM-1: **NOTE: This item was continued and will be heard at a future committee meeting.**  
Report from the Intergovernmental Relations Department regarding FEDERAL LEGISLATIVE UPDATE

ITEM-2: Report from the Business Office regarding MANAGED COMPETITION STATUS REPORT [PowerPoint](#)

ACTION: Information only. No action taken.

ACTION ITEMS

ITEM-3: [Report from the Independent Budget Analyst](#) regarding UNRESOLVED ISSUES FROM THE 2007 CHARTER REVIEW COMMISSION [PowerPoint](#)

ACTION: No action taken. The committee directed the Independent Budget Analyst and the City Attorney to return to the committee at a future date with a proposed update to Council Policy 000-13 regarding the processes for appointment to boards, commissions, committees and other governmental agencies that would reflect the current form of government. The committee also recommended that the Committee on Budget and Finance continue to review the issue of a legislative amendment that would enable City Council to make mid-year budget adjustments based on established criteria.

ITEM-4: [Report from the Business Office](#) regarding [PRELIMINARY STATEMENT OF WORK FOR LANDFILL FUNCTIONS](#) [PowerPoint](#)

ACTION: Motion by Councilmember Emerald, second by Councilmember Gloria, to direct the Business Office to return to the committee on June 22, 2011, with information in response to the following questions and concerns raised by members of the public and the committee: (1) provide a commitment in writing from the Navy that they will approve the outsourcing of the landfill operations; (2) clearly identify any lease requirements related to landfill operations especially as it relates to the adjacent air base; (3) provide a list of contracts associated with the landfill and whether or not they will be a part of the Statement of Work (SOW), and for those contracts which are part of the SOW, who has oversight and what are the potential liabilities for each; (4) provide a list of the regulatory agencies

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involved in all landfill operations included in the Preliminary Statement of Work (PSOW) and whether agency interaction will be with the City or the contractor, and provide analysis of the risks of privatizing landfill operations as they relate to the requirements of each regulatory agency; (5) provide any City Attorney opinion(s) regarding outsourcing of Hazmat and code compliance activities; (6) provide more details on day-to-day operations so that the Council can provide more specificity in levels of service in the PSOW if desired, and provide more information on current food-waste tonnage at the greenery and City goals for food-waste and other organics recycling tonnages for the next five years; (7) define whether the City or the contractor would be required to take steps to reach waste diversion and greenhouse gas emissions targets that the state or federal governments require now or may require in the future; (8) address issues raised at the hearing by AFSCME 127; (9) explain how the tipping fees, which will continue to be set by the City, will be described in the SOW, and are there any assumptions about the possible increase of the fees, will they need to be cost-recoverable and will other landfill related fees be controlled by the City as well; (10) describe what will be done to ensure oversight of the collection of revenues and what role the City Auditor can play in the process; and (11) provide a copy of the divestiture study to all council members for review before the item goes to Council.

Council President Young stated his intention that the item would go to full Council on June 27, 2011, if the questions and concerns were addressed as requested.

VOTE: 4-1; Young-yea, Faulconer-nay, Lightner-yea, Gloria-yea, Emerald-yea

ITEM-5: [Report from the Office of Council President](#) regarding PERMANENT RULES OF COUNCIL AND OTHER [COUNCIL POLICY REVISIONS](#) [PowerPoint](#)

ACTION: Motion by Councilmember Emerald, second by Council President Young, to forward to full Council for approval.

VOTE: 5-0; Young-yea, Faulconer-yea, Lightner-yea, Gloria-yea, Emerald-yea

ITEM-6: [Report from the Office of the City Attorney](#) regarding AMENDMENT TO THE SAN DIEGO MUNICIPAL CODE REGARDING THE TIMING OF ELECTIONS FOR REFERENCED LEGISLATIVE ACTS

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ACTION: Motion by Councilmember Gloria, second by Council President Young, to forward to full Council for approval.

VOTE: 4-1; Young-yea, Faulconer-nay, Lightner-yea, Gloria-yea, Emerald-yea

Anthony Young  
Council President