

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

**ACTIONS FOR
WEDNESDAY, SEPTEMBER 20, 2006, AT 9:00 A.M.**

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

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NON-AGENDA PUBLIC COMMENT: None.

COMMITTEE COMMENT: Council Member Frye spoke about the Kroll recommendation to have the City Council review and approve the use of the City's CAFR and asked about the process for Council hearings and review in light of the City's release of the draft FY 2003 CAFR to outside auditors. This was referred to the IBA and will be considered by Council President Peters in consultation with Council Member Atkins, Chair of the Budget & Finance Committee.

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

ADOPTION AGENDA

Approval of the Record of Action Items for July 26, 2006.

ACTION: Motion by Council Member Frye, second by Council Member Madaffer to approve.

VOTE: 4-0; Peters-yea, Maienschein-yea, Frye-yea, Madaffer-yea

ITEM-1: Presentation from the Mayor's Office and City Attorney's Office on the Implementation Ordinances related to the MAYOR'S BALLOT PROPOSITIONS REGARDING MANAGED COMPETITION AND PENSION REFORM.

(See Mayor September 20, 2006, PowerPoint)

ACTION: Motion by Council President Pro Tem Young, second by Council

ACTIONS
Committee on Rules, Open Government, and Intergovernmental Relations
September 20, 2006

- 2 -

President Peters, to direct the City Attorney to develop a resolution to express the intent of the City of San Diego to exclude the possibility of subjecting the services of sworn personnel to Managed Competition, even if Proposition C is passed by the voters on November 7, 2006.

VOTE: 5-0; Peters-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea

ITEM-2: Report from the Ethics Commission on PROPOSED AMENDMENTS TO THE ETHICS COMMISSION'S INVESTIGATIVE AND ENFORCEMENT PROCEDURES.

(See Stacey Fulhorst's August 17, 2006, memo with attachment)

ACTION: Motion by Council Member Madaffer, second by Council President Peters, to forward all of the recommendations made by the Ethics Commission to the full City Council, with the following amendments:

1. Add language to specifically exclude from appointment to the Commission a person who is a former opponent, or a campaign staff member to a former opponent, of a current elected official;
2. Add language that Commissioners shall not participate in a campaign supporting or opposing a City ballot measure, unless that ballot measure is sponsored by the Ethics Commission; and
3. Add language allowing Commissioners to be selected from registered voters in the County, not just in the City, and provide options with regard to whether at least one Commissioner must have held an elective governmental office.

In addition, direct the Ethics Commission to:

1. Work with the State of California to advance legislation that would allow local candidates to open Legal Defense Funds independent of their campaign committees, which would have the effect of not forcing officeholders to keep their committees open during their entire term; and
2. Provide information on City Charter requirements for equal representation within Council districts on the Commission.

VOTE: 5-0; Peters-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea

ACTIONS
Committee on Rules, Open Government, and Intergovernmental Relations
September 20, 2006

- 3 -

Scott Peters
Council President