# THE RULES COMMITTEE
# OF THE CITY COUNCIL OF THE CITY OF SAN DIEGO

**Council President Sherri S. Lightner, Chair**
**Councilmember Chris Cate, Vice Chair**
**Councilmember Myrtle Cole**
**Councilmember Mark Kersey**
**Council President Pro Tem Marti Emerald**

## ACTIONS FOR THE COMMITTEE MEETING OF
## WEDNESDAY, JUNE 15, 2016, at 9:00 A.M.
## CITY ADMINISTRATION BUILDING
## COUNCIL CHAMBERS – 12TH FLOOR
## 202 "C" STREET, SAN DIEGO, CA 92101

**For Information, contact Steven Hadley, Council Committee Consultant**
**Email:** srhadley@sandiego.gov **Phone:** (619) 533-5906

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Committee members present: Lightner, Kersey, Cole, Cate and Emerald

**APPROVAL OF COMMITTEE ACTIONS**
The Committee Record of Actions of the following meetings was approved by Unanimous Consent:

**April 11, 2016 Rules Committee**
**May 18, 2016 Charter Review Committee**

**NON-AGENDA PUBLIC COMMENT:** John Stump, Counsel for the Elite Service Disabled Veteran Business Organization, appeared and raised concerns regarding why disabled veterans were now being denied exemption from business taxes and fees.

**COMMITTEE MEMBERS, MAYOR, INDEPENDENT BUDGET ANALYST, CITY ATTORNEY, CITY CLERK, DIRECTOR OF LEGISLATIVE AFFAIRS COMMENT**:

None

**REQUESTS FOR CONTINUANCE:** None

**DISCUSSION AGENDA:**

ITEM-1: Consideration of ballot measure proposals by Alliance San Diego Mobilization Fund and Independent Voter Project to amend the City Charter:

A) A proposal to maximize voter participation on ballot measures by aligning local law with state law.

Motion by Councilmember Emerald to ask the City Attorney to look into whether there are any legal issues with only placing ballot measures on general election ballots; to also look at bringing the Charter into conformance with state law and the state constitution regarding citizens initiatives and referendums; and return to the City Council by July 11 for review after thorough legal analysis has been conducted. Second by Councilmember Cole.

Passed by the following vote:
Yea: Lightner, Cole and Emerald
Nay: Kersey, Cate
Recused: None
Not Present: None

B) A proposal for a "Right to Vote in the General Election Act," requiring the top two "vote-getters" to be on the general election ballot, regardless of the primary election percentages.

Motion by Councilmember Emerald to ask the City Attorney to conduct legal analysis and forward the proposal to the City Council by July 11, to ask the City Attorney to include language clarifying that if there are only one or two candidates running for a particular office, those candidates would automatically advance to the November run-off and would not need to appear on the primary election ballot. Second by Councilmember Cole.

Motion amended by Chair Lightner and accepted by Councilmembers Emerald and Cole to ask the City Attorney to include the provisions for qualifications of write-in candidates as well as qualifications of one or two

candidates in the legal analysis.

Passed by the following vote:
Yea: Lightner, Cole and Emerald
Nay: Kersey, Cate
Recused: None
Not Present: None

ITEM-2: Consideration of a ballot measure proposal by the Democratic Woman's Club of San Diego County to reinstate Charter sections 61 – Social Service Department and 60 – Department of Public Health.

The proposal failed for lack of a motion.

ITEM-3: Consideration of a ballot measure proposal by the League of Women Voters to change San Diego Municipal Code section 66.0127 – Refuse Collection, commonly referred to as "The People's Ordinance."

Motion by Councilmember Emerald to ask the City Attorney to conduct legal analysis in preparation for consideration at the full Council, and placement on the November 2016 ballot. Motion failed for lack of a second.

The Chair referred the proposal to the Environment Committee.

ITEM-4: Consideration of a ballot measure proposal by Women Occupy San Diego to change Charter section 43(d) – Citizen's Review Board on Police Practices.

The proposal failed for lack of a motion.

ITEM-5: Consideration of ballot measure proposals by John Stump:

A) A proposal to Make Housing More Affordable, Reduce Taxes by temporarily suspending the Zoo Maintenance Tax, unless actually needed to maintain San Diego Zoological exhibits.

The proposal failed for lack of a motion.

B) A proposal to establish a municipal policy and initiative entitled "Transparent and Fair Lease of City Lands" to create standard leases for all City real estate

and personal property.

The proposal failed for lack of a motion.

C) A proposal to exchange dedicated Balboa Park land, currently occupied by San Diego High School, for land(s) of the San Diego Unified School District of objectively equal value.

The proposal failed for lack of a motion.

D) A proposal establishing equal dignity and representation for education on the San Diego Unified School District Board of Education, and increase the number of School Board seats from five (5) to nine (9).

The proposal failed for lack of a motion.

ITEM-6: Consideration of a ballot measure proposal by Clear Corporation to establish a municipal policy and initiative entitled "Public Benefit Utility Advancing Renewables," establishing a public utility that provides alternative renewable energy and open access to communications within the World Wide Web.

The proposal failed for lack of a motion.

ITEM-7: Consideration of ballot measure proposals by Kathryn Rhodes:

A) A proposal to increase the hotel accommodation Transient Occupancy Tax (TOT) rate by 5% with proceeds to the General Fund, on top of the existing 10.5% rate; and base the full maximum 15.5% TOT rate on gross room receipts paid by visitors and transients by defining "operator" to include online travel agencies and third-party agents.

The proposal failed for lack of a motion.

B) Consideration of a proposal to require the City of San Diego to prepare post-audit Comprehensive Annual Financial Reports (CAFR) for the Successor Agency (SA) and former Redevelopment Agency (RDA) Low-Moderate Income Housing Asset Fund (LMIHF) for FY-2011 to the present.

The proposal failed for lack of a motion.

C) Consideration of a proposal for the City of San Diego to authorize the San Diego Association of Governments (SANDAG) to conduct California Environmental Quality Act (CEQA) level review of downtown Convention Center expansion alternatives including multiple-purpose NFL stadium and Convention Center expansion sites and projects not included in the current Environmental Impact Report (EIR); including analyzing a contiguous waterfront site onto Embarcadero Marina Park South [La Playa Plan], the East Village Metropolitan Transit System (MTS) bus maintenance site, and the Tenth Avenue Marine Terminal (TAMT) site.

The proposal failed for lack of a motion.

D) Consideration of a proposal move the CEQA project level planning, engineering and construction of both the San Diego Unified Port District and San Diego Airport Authority to the San Diego Association of Governments (SANDAG).

The proposal failed for lack of a motion.

Sherri S. Lightner

Sherri S. Lightner
Chair