

RESOLUTION NO.

201463

DEC 17 1970

A RESOLUTION DECLARING THE INTENT OF  
THE CITY CONCERNING CITIZEN PARTICIPATION  
IN THE SAN DIEGO MODEL CITIES PROGRAM.

STATEMENT OF CITIZEN PARTICIPATION

CITY OF SAN DIEGO MODEL CITIES PROGRAM

WHEREAS, the City has entered into a contract with the Department of Housing and Urban Development of the United States of America for a grant to carry out within the City of San Diego, a Model Cities Program; and

WHEREAS, Section 103(a)(2) of The Demonstration Cities and Metropolitan Development Act of 1966 and HUD Citizen Participation Policy for Model Cities Programs (MC 3135.1; MCGR 3100.3) call upon the City to create a citizen participation component which must be actively and continuously involved in planning, monitoring, evaluating and influencing the Model Cities Program and, in good faith deliberation with its citizen participation component, to define clearly and set forth the responsibilities and authority of the citizen participation component in these areas; and

WHEREAS, the City recognizes that the tradition of citizen participation in the governing process is older than the founding of the Republic and that although the form of government may alter over time, the need for citizen participation in the governing process does not change; and

WHEREAS, the City recognizes that the increased bureaucratization and complexity of public life in this century makes the humanizing quality of local citizen participation progressively more vital than ever if government action is to respond honestly to the needs and aspirations of the people; and

WHEREAS, the City recognizes that poor people and minorities have not participated fully in the governing process and therefore they must now be afforded the maximum participation in determining the direction of their own lives if their faith and trust in government is to be restored; and

WHEREAS, the City recognizes further that it is the fundamental right of people affected by public programs to have access to and influence over the process by which decisions about their lives are made; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego as follows:

1. The City shall look to the Citizens Policy Committee (CPC) to provide the City with the means to permit the active involvement and participation of the citizens of the Model City Area in the policy making, planning and execution of all programs, and further to create and maintain a relationship with the Area such that the CPC as an organization shall reflect, through its membership and function, the general needs, interests and aspirations of the Area.

2. The City shall provide the CPC with such funds as are set out in the current action-year approved Budget. Said Budget shall provide funds so that an appropriate number of authorized representatives of the Area shall attend all policy making meetings of the City or Agency of the City and HUD or between the City and any government entity, which meeting shall have as its objective any consideration of the Model Cities Program.

3. The City shall provide the CPC with access to such City resources and technical assistance calculated to enable the CPC to better carry out any of its proper functions. Such assistance shall include where feasible the training of Area residents to carry out the particular task for which the assistance was sought.

4. The several City departments shall inform the CPC on a continual basis of all proposed projects and activities that could have an impact on the Model Neighborhood.

5. The City shall encourage all City department heads and staffs to form a comprehensive working relation with the Model Cities Areas required by the Demonstration Cities and Metropolitan Development Act of 1966 in order to provide the maximum feasible support of the Program.

6. The City shall provide the CPC with access to all records, reports and data of any kind produced by any Model City Agency or the City relative to the Model Cities Project not otherwise subject to confidentiality.

7. The City shall receive and acknowledge resolutions by the CPC acting as a body regarding any City regulations affecting the Model Neighborhood.

8. The City shall permit the CPC to participate at all stages in the formulation, review and implementation of the operating manuals which the City shall from time to time provide.

9. The City shall require that every Agency interview board charged with the hiring of personnel for jobs generated by such Agency's Model Cities contract, when sitting for that purpose, shall include in that board's membership either one or two members of the CPC Personnel Committee, such number to be determined in each instance by the CPC.

10. Where permitted by law, one-third of each and every Agency project board of directors charged with operating a project under contract with the San Diego Model Cities Program shall be chosen or approved by the CPC, of which project board of directors one member may be a member of the CPC. Where an Agency has no project board of directors, such a board shall be formed. Where the implementation of this provision is forbidden by law or is otherwise determined by the CPC to be infeasible or unwise, a Project Policy Board, of which two-thirds shall be CPC appointees and which shall act in an advisory capacity to the Agency, shall be established in its stead.

11. The City shall provide that where an Agency or contractor fails to fill a position generated by a City-Agency contract with an area resident, the CPC may

declare this a dispute subject to Section 17 of this Statement.

12. The City shall, at the request of the CPC, direct an Agency to take such additional steps as the CPC shall reasonably provide to insure that proper notice is given to Area residents of positions generated by City-Agency agreements. Any dispute so arising shall be subject to Section 17 of this Statement.

13. The City and the Agency shall supply to the CPC one copy of all of the reports and data required by the City for the purpose of monitoring and evaluating Agency performance.

14. The City shall provide that the CPC be afforded every opportunity for full and active participation in the process of monitoring and evaluating Agency contract compliance and effectiveness. Any dispute regarding contract compliance shall be subject to Section 17 of this Statement.

15. The City shall, at the request of the CPC, require any employee of the City or of any Agency who is subject to HUD conflict of interest disclosure requirements to clarify in writing any matter required by the conflict of interest disclosure requirement to the reasonable satisfaction of the CPC.

16. Where any City-Agency agreement does not provide the CPC with a means to initiate a suspension or termination procedure against such Agency, then the CPC may initiate

such a procedure by filing with the City a statement of facts upon which the request is based. If the City determines not to initiate such a procedure, the City shall so notify the CPC in writing stating the reasons why such a procedure is not in order.

17. Where there is a dispute between the CPC and an Agency as defined by any of the several clauses of this Statement, and where the agreement between the City and Agency does not provide the CPC a satisfactory procedure to resolve such dispute, then one representative each from the Agency, the City and the CPC shall meet to attempt in good faith to resolve the differences. Where no resolution can be reached, the matter shall be resolved by an arbitration board to be made up of one member selected by the CPC, one member selected by the Agency and a third member to be selected by the first two selected members. Their decision shall be final unless overruled by the affirmative action of the City Council.

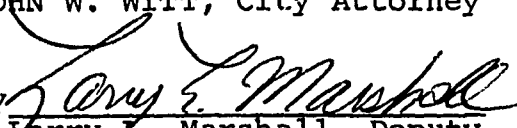
18. This Statement shall be incorporated and thereby made a part of each and every agreement entered into between the City and any Model Cities agency. Where the rights, powers or role of the CPC is in dispute, this Statement shall be controlling.

19. If any provision of this Statement is held invalid, the remainder of this agreement shall not be affected thereby

if such remainder would then continue to conform to the  
terms and requirements of applicable law.

APPROVED: JOHN W. WITT, City Attorney

By

  
Larry L. Marshall, Deputy

LLM:clh  
12/4/70

Passed and adopted by the Council of The City of San Diego on DEC 17 1970,  
 by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Helen Cobb	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sam T. Loftin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry L. Landt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Floyd L. Morrow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Martinet	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Allen Hitch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Schaefer	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Mayor Frank Curran	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

AUTHENTICATED BY:

FRANK CURRAN  
 Mayor of The City of San Diego, California.

JOHN LOCKWOOD  
 City Clerk of The City of San Diego, California.

By Elfa J. Hamel Deputy. *KE*

(Seal)

RECEIVED  
 1970 DEC 11 PM 12:34  
 SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California

Resolution Number 201463 Adopted DEC 17 1970