

MAR 21 1972

AN ORDINANCE OF THE CITY OF SAN DIEGO, CALIFORNIA, ORDERING, CALLING, PROVIDING FOR AND GIVING NOTICE OF A SPECIAL ELECTION TO BE HELD IN THE CITY ON JUNE 6, 1972, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY TWO PROPOSITIONS AMENDING THE CHARTER OF THE CITY OF SAN DIEGO, AND CONSOLIDATING SUCH ELECTION WITH THE STATEWIDE PRIMARY ELECTION TO BE HELD ON THE SAME DATE.

WHEREAS, at a meeting held on March 21, 1972, the City Council of The City of San Diego adopted Resolution No.

205178 requesting the Board of Supervisors of the County of San Diego to order the consolidation of a special municipal election to be held on June 6, 1972, with the Statewide Primary Election to be held on the same date; and

WHEREAS, the Board of Supervisors of the County of San Diego is expected to grant the request and order the consolidation of the two elections; NOW, THEREFORE,

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

Section 1. A special municipal election is hereby called and ordered to be held in the City of San Diego, California, on June 6, 1972; and, pursuant to the provisions of Section 223 of the Charter of The City of San Diego and the provisions of Sections 34450 through 34463 of the Government Code of the State of California, the Council of The City of San Diego being the legislative body thereof, hereby proposes and submits to the qualified voters of the City at such special municipal election, two propositions to amend the Charter of The City of San Diego, as follows:

PROPOSITION _____

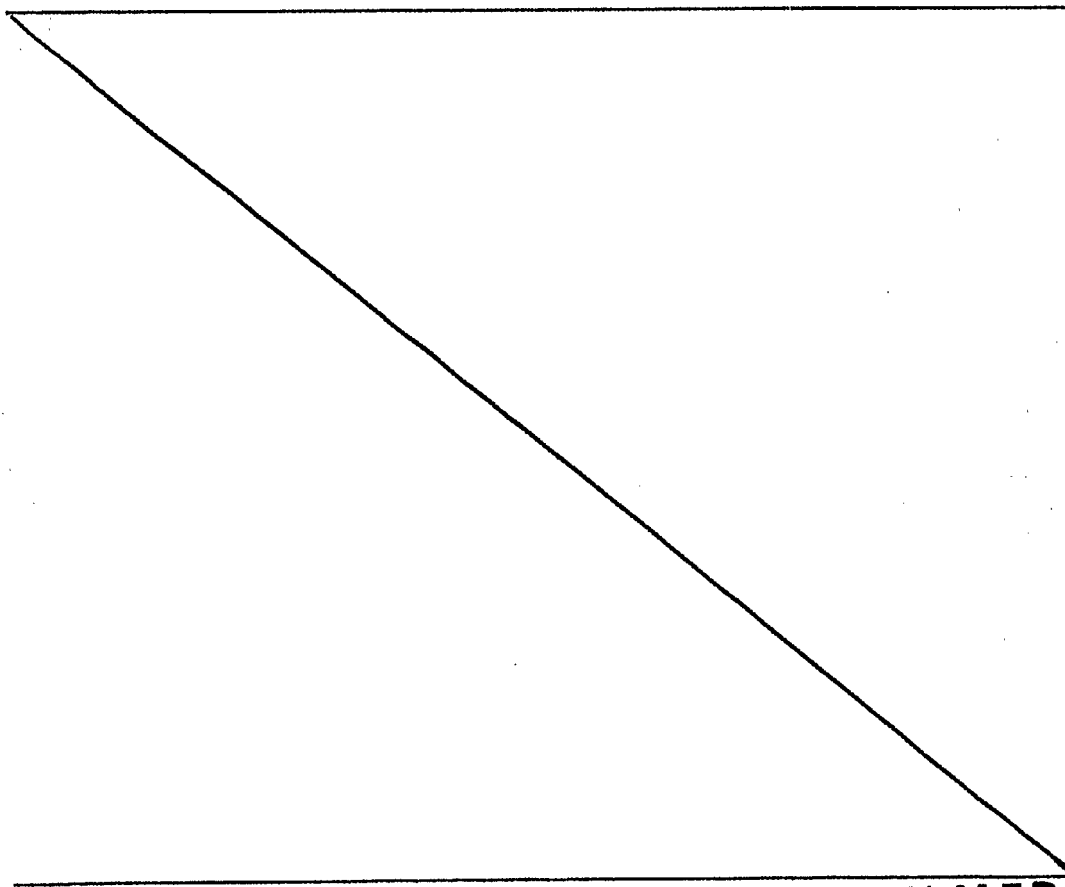
Add Section 103.1a to Article VII of the Charter of The City of San Diego to read as follows:

Section 103.1a ENVIRONMENTAL GROWTH FUND.

There is hereby created a fund in the City Treasury, to be known as the Environmental Growth Fund. Into this fund each year there shall be placed 25 percent of all moneys derived from the revenues accruing to the City from any franchises for the transmission and distribution of gas, electricity and steam within the City of San Diego.

The Environmental Growth Fund shall be used exclusively for the purpose of preserving and enhancing the environment of the City of San Diego in whatever manner is deemed appropriate by the City Council of The City of San Diego; provided, however, that two-thirds of the moneys paid into the Environmental Growth Fund shall be used exclusively as debt service for bonds of any nature issued for the acquisition, improvement and maintenance of open space to be used for park or recreational purposes. In connection with the issuance of any general obligation bonds for the acquisition, improvement and maintenance of open space to be used for park or recreational purposes, the Council may pledge up to two-thirds of the Environmental Growth Fund to the payment or security of such general obligation bonds and the interest thereon and may so state in any ordinance calling an election authorizing the issuance of said general

obligation bonds. If there are no such bonds outstanding or if two-thirds of the moneys paid into the Environmental Growth Fund exceed the amount necessary to service any outstanding bonds issued for the above purposes in any fiscal year, then in those events, and those events only, the moneys set aside for debt service of said bonds or that portion of said moneys which is not needed for debt service of said bonds, shall be used, if at all, exclusively for the purpose of preserving and enhancing the environment of the City of San Diego in whatever manner is deemed appropriate by the City Council of The City of San Diego.



PROPOSITION _____

Amend Section 12 of Article III of the Charter of The City of San Diego to read as follows:

Section 12. THE COUNCIL.

The Council shall be composed of nine (9) Councilmen, including the Mayor, and shall be the legislative body of the City, each of the members of which, including the Mayor, shall have the right to vote upon all questions before it.

Councilmen, including the Mayor, shall be elected at a general municipal election held in the odd-numbered years and, except as hereinafter provided, shall hold office for the term of four years from and after 10 a.m. the first Monday after the first day of December next succeeding their election and until their successors are elected and qualified. Upon any redistricting pursuant to the provisions of this Charter, incumbent councilmen will continue to represent the district in which they reside, unless as a result of such redistricting more than one incumbent councilman resides within any one district, in which case the City Council may determine by lot which councilman shall represent each district. At the next municipal primary and general elections following a redistricting, councilmen shall be elected from those districts not represented and from those districts represented by incumbent councilmen whose terms expire as of the general election in said year. If as a result of any

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redistricting more than a simple majority of the City Council as redistricted shall be elected at the general election next following any such redistricting, the City Council prior to any such election shall designate one or more new districts for which the initial councilmanic term shall be two (2) years in order to retain staggered terms for councilmen.

The one-year district residency requirement of Section 7 of this Charter shall not apply to a person, herein called "prospective candidate," who seeks to be a candidate for election or appointment to the office of councilman and is otherwise eligible for the office, if all of the following conditions apply: a redistricting has occurred less than one year before prospective candidate, if elected or appointed, would take office; as a result of the redistricting, the district of prospective candidate's residence has changed to a district in which no councilmanic election will be held at the next succeeding municipal election; prior to filing his candidacy for election or appointment, prospective candidate moves his residence into a district bordering upon the district into which prospective candidate's residence has been placed by the redistricting.

Any vacancy occurring in the Council shall be filled from the District in which the vacancy occurs by appointment by the remaining Councilmen; but in the event that said remaining Councilmen fail to fill such vacancy by appointment within thirty (30) days after the vacancy occurs, they must immediately cause an election to be held to fill such vacancy;

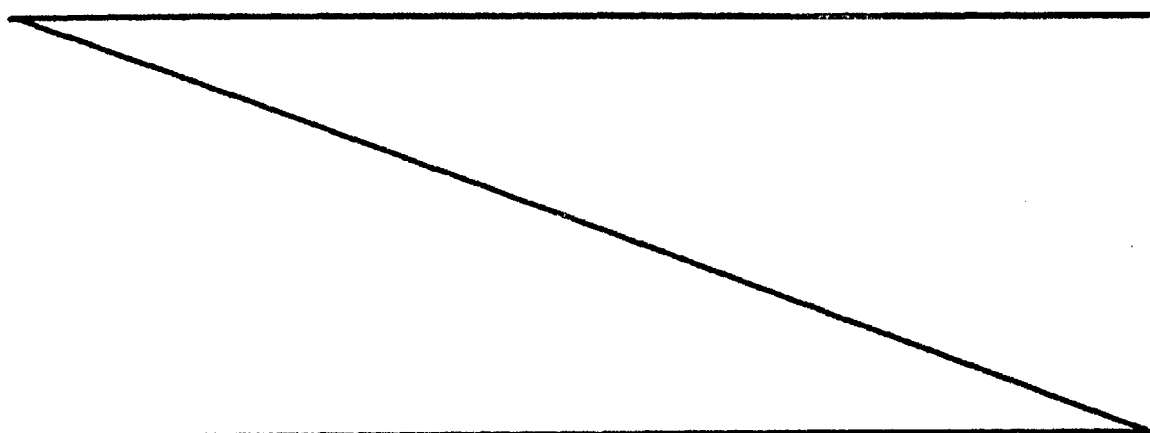
MICROFILMED MAY 1 1978

provided, however, that any person appointed to fill such vacancy shall hold office only until the next regular municipal election, at which date a person shall be elected to serve for the remainder of such unexpired term.

It is the duty of councilmen to attend all Council meetings. The Council shall vacate the seat of any councilman who is absent from eight (8) consecutive meetings or fifty percent (50%) of any scheduled meetings within a month unless the absence thereof is excused by resolution of the Council.

The rate of pay of each Councilman shall be Seven Hundred Fifty Dollars (\$750.00) per month.

No Councilman shall be eligible during the term for which he was appointed or elected to hold any other office or employment with the City, except as Mayor and a member of any Board, Commission or Committee thereof, of which he is constituted such a member by general law or by this Charter.

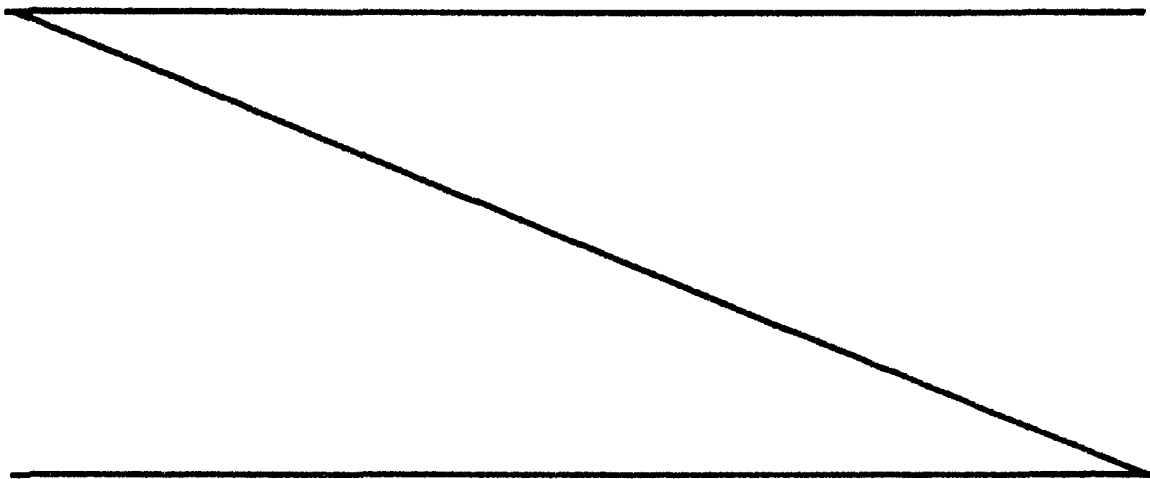


MICROFILMED MAY 1 1978

Section 2. These propositions shall be presented and printed upon the ballot and submitted to the voters in the manner and form set out in Section 4 of this ordinance.

Section 3. The polls for this special municipal election shall be open at 7 a.m. (local time) on June 6, 1972, and shall remain open continuously until 8:00 p.m. (local time) on the same day at which time the polls shall be closed, except as provided in Section 14436 of the Elections Code of the State of California.

Section 4. Since this election is being consolidated with the Statewide Primary Election; and since the Board of Supervisors of the County of San Diego is hereby authorized to canvass returns of this election; and since only one form of ballot is authorized, the method of voting upon these propositions shall be as provided in the Elections Code of the State of California. The form of the two propositions as they are to appear on the ballot is as follows:

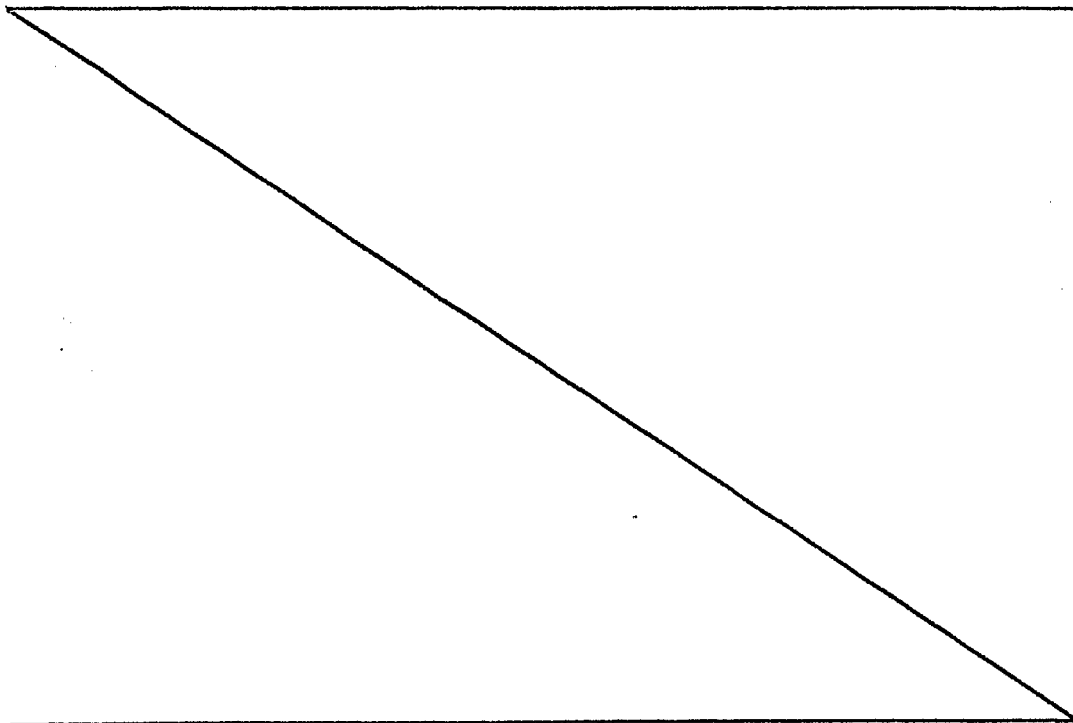


PROPOSITION _____ . CITY OF SAN DIEGO CHARTER AMENDMENT. ADDS SECTION 103.1a TO THE CHARTER OF THE CITY OF SAN DIEGO.

Shall an Environmental Growth Fund be created which sets aside twenty-five (25) percent of revenues collected from franchises for the transmission and distribution of gas, electricity and steam to be used two-thirds for debt service on bonds of any nature which are subsequently authorized to acquire open space for park or recreational purposes and the remaining for the preservation and enhancement of the environment of the City of San Diego? If no such bonds are subsequently issued, the entire Environmental Growth Fund must be used exclusively for the preservation and enhancement of the environment of the City of San Diego.

YES

NO



PROPOSITION _____ . CITY OF SAN
DIEGO CHARTER AMENDMENT. AMEND
SECTION 12 OF THE CHARTER OF THE
CITY OF SAN DIEGO.

Amend Section 12 to provide
that the rate of pay for each
Councilman shall be Seven Hundred
Fifty Dollars (\$750.00) per month.

YES

NO

Section 5. An appropriate mark placed in the voting square after the word "YES," shall be counted in favor of the adoption of the proposition. An appropriate mark placed in the voting square after the word "NO," in the manner hereinbefore provided, shall be counted against the adoption of the proposition.

Section 6. The special municipal election called for June 6, 1972, in the City of San Diego is hereby ordered consolidated with the Statewide Primary Election to be held on the same date. Within the City of San Diego the precincts, polling places and officers of the election for the special municipal election shall be the same as those provided for in the Statewide Primary Election, all as set forth in the List of Election Officers and Polling Places for the Primary Election proposed to be published in the San Diego Union.

Section 7. The Board of Supervisors of the County of San Diego is hereby authorized to canvass the returns of the special municipal election and these elections shall be held in all respects as if there were only one election, and within the City only one form of ballot shall be used. The Board of Supervisors shall certify the results of the canvass of the returns of this special municipal election to the Council of The City of San Diego which shall then declare the results of the election.

Section 8. Each of the propositions submitted by this ordinance shall be designated on the ballot by a letter

printed on the left margin of the square containing the description of the measure as provided in Section 10231 of the Elections Code of the State of California.

Section 9. Except as otherwise provided in this ordinance, the special municipal election shall be conducted as provided by law for other municipal elections of the City.

Section 10. The City Clerk shall cause this ordinance to be published once in the official newspaper not less than 40 nor more than 60 days before the date of the election. No other notice of the election need be given.

Section 11. This ordinance shall take effect on March 21, 1972, being the day of its introduction and passage.

APPROVED: JOHN W. WITT, City Attorney

By 
Robert S. Teaze
Assistant City Attorney

RST:rb
3-17-72

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MAY 1 1978

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MAR 21 1972

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

RECEIVED
CITY CLERK'S OFFICE
1972 MAR 22 PM 1:57
SAN DIEGO, CALIF.

| Councilmen | Yeas | Nays | Excused | Absent |
|---------------------|-------------------------------------|--------------------------|--------------------------|--------------------------|
| Gil Johnson | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Maureen F. O'Connor | <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"/> |
| Jim Bates | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Mayor Pete Wilson | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

AUTHENTICATED BY:

PETE WILSON
Mayor of The City of San Diego, California.

EDWARD NIELSEN
City Clerk of The City of San Diego, California.

(Seal)

By LaVerne E. Miller, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on
MAR 21 1972, said ordinance being of the kind and character
authorized for passage on its introduction by Section 16 of the Charter.

~~I FURTHER CERTIFY that the final reading of said ordinance was in full.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not
less than a majority of the members elected to the Council, and that there was available for the consideration
of each member of the Council and the public prior to the day of its passage a written or printed copy of said
ordinance.

EDWARD NIELSEN
City Clerk of The City of San Diego, California.

(Seal)

By LaVerne E. Miller, Deputy.

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Office of the City Clerk, San Diego, California

MAY 1 1978

Ordinance Number 10803 Adopted MAR 21 1972

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orig. Ord 10803

ATTORNEY (S)

* CITY OF SAN DIEGO
202 "C" Street
Community Concourse
San Diego, California 92101

RECEIVED
CITY CLERK'S OFFICE
1972 APR 20 AM 9:03
SAN DIEGO, CALIF. *De*

CERTIFICATE OF PUBLICATION

No.

IN THE MATTER OF

THE CHARTER OF THE CITY OF SAN DIEGO

I, Patricia M. Applestill hereby certify that San Diego Daily Transcript is a daily newspaper of general circulation within the provisions of the Government Code of the State of California, printed and published in the City of San Diego, County of San Diego, State of California; that I am the principal clerk of said newspaper; that the

ORDINANCE NO. 10803 (NEW SERIES)

to a true and correct copy of which this certificate is annexed was published in said newspaper on

April 7, 1972

I certify under penalty of perjury that the foregoing is true and correct, at San Diego, California, on

April 7, 1972

Patricia M. Applestill
(Signature)

40" \$ 168.00 00780

ORDINANCE NO. 10803
(NEW SERIES)

AN ORDINANCE OF THE CITY OF SAN DIEGO, CALIFORNIA, ORDERING, CALLING, PROVIDING FOR AND GIVING NOTICE OF A SPECIAL ELECTION TO BE HELD IN THE CITY ON JUNE 6, 1972, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY TWO PROPOSITIONS AMENDING THE CHARTER OF THE CITY OF SAN DIEGO AND CONSOLIDATING SUCH ELECTION WITH THE STATEWIDE PRIMARY ELECTION TO BE HELD ON THE SAME DATE. WHEREAS, at a meeting held on March 21, 1972, the City Council of the City of San Diego adopted Resolution No. 205178 requesting the Board of Supervisors of the County of San Diego to order the consolidation of a special municipal election to be held on June 6, 1972, with the Statewide Primary Election to be held on the same date; and WHEREAS, the Board of Supervisors of the County of San Diego is expected to grant the request and order the consolidation of the two elections; NOW, THEREFORE,

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

Section 1. A special municipal election is hereby called and ordered to be held in the City of San Diego, California, on June 6, 1972, and pursuant to the provisions of Section 223 of the Charter of The City of San Diego and the provisions of Sections 34450 through 34463 of the Government Code of the State of California, the Council of The City of San Diego, being the legislative body thereof, hereby proposes and submits to the qualified voters of the City at such special municipal election, two propositions to amend the Charter of The City of San Diego, as follows:

PROPOSITION

Add Section 103.1a to Article VII of the Charter of The City of San Diego to read as follows:

Section 103.1a. ENVIRONMENTAL GROWTH FUND.

There is hereby created a fund in the City Treasury, to be known as the Environmental Growth Fund. Into this fund each year there shall be placed 25 percent of all moneys derived from the revenues accruing to the City from any franchises for the transmission and distribution of gas, electricity and steam within the City of San Diego.

The Environmental Growth Fund shall be used exclusively for the purpose of preserving and enhancing the environment of the City of San Diego in whatever manner is deemed appropriate by the City Council of The City of San Diego, provided, however, that two-thirds of the moneys paid into the Environmental Growth Fund shall be used exclusively as debt service for bonds of any nature issued for the acquisition, improvement and maintenance of open space to be used for park or recreational purposes. In connection with the issuance of any general obligation bonds for the acquisition, improvement and maintenance of open space to be used for park or recreational purposes, the Council may pledge up to two-thirds of the Environmental Growth Fund to the payment or security of such general obligation bonds and the interest thereon and may so state in any ordinance calling an election authorizing the issuance of said general obligation bonds. If there are no such bonds outstanding or if two-thirds of the moneys paid into the Environmental Growth Fund exceed the amount necessary to service any outstanding bonds issued for the above purposes in any fiscal year, then in those events, and those events only, the moneys set aside for debt service of said bonds or that portion of said moneys which is not needed for debt service of said bonds shall be used, if at all, exclusively for the purpose of preserving and enhancing the environment of the City of San Diego in whatever manner is deemed appropriate by the City Council of The City of San Diego.

PROPOSITION

Amend Section 12 of Article III of the Charter of The City of San Diego to read as follows:

Section 12. THE COUNCIL.

The Council shall be composed of nine (9) Councilmen, including the Mayor, and shall be the legislative body of the City, each of the members of which, including the Mayor, shall have the right to vote upon all questions before it.

Councilmen, including the Mayor, shall be elected at a general municipal

cipal election held in the odd-numbered years and, except as hereinafter provided, shall hold office for the term of four years next and after 10 a.m. the first Monday after the first day of December next succeeding their election and until their successors are elected and qualified. Upon any redistricting pursuant to the provisions of this Charter, incumbent councilmen will continue to represent the district in which they reside, unless as a result of such redistricting more than one incumbent councilman resides within any one district. In which case the City Council may determine by lot which councilman shall represent each district. At the next municipal primary and general elections following a redistricting, councilmen shall be elected from those districts not represented and from those districts represented by incumbent councilmen whose terms expire as of the general election in said year. If as a result of any redistricting more than a simple majority of the City Council as redistricted shall be elected at the general election next following any such redistricting, the City Council prior to any such election shall designate one or more new districts for which the initial councilman term shall be two (2) years in order to retain staggered terms for councilmen.

The one-year district residency requirement of Section 7 of this Charter shall not apply to a person, herein called "prospective candidate," who seeks to be a candidate for election or appointment to the office of councilman and is otherwise eligible for the office, if all of the following conditions apply: a redistricting has occurred less than one year before prospective candidate, if elected or appointed, would take office; as a result of the redistricting, the district of prospective candidate's residence has changed to a district in which no councilman election will be held at the next succeeding municipal election; prior to filing his candidacy for election or appointment, prospective candidate moves his residence into a district bordering upon the district into which prospective candidate's residence has been placed by the redistricting.

Any vacancy occurring in the Council shall be filled from the District in which the vacancy occurs by appointment by the remaining Councilmen; but in the event that said remaining Councilmen fail to fill such vacancy, they must immediately cause an election to be held to fill such vacancy, provided, however, that any person appointed to fill such vacancy shall hold office only until the next regular municipal election, at which date a person shall be elected to serve for the remainder of such unexpired term.

It is the duty of councilmen to attend all Council meetings. The Council shall vacate the seat of any councilman who is absent from eight (8) consecutive meetings or fifty percent (50%) of any scheduled meetings within a month unless the absence thereof is excused by resolution of the Council.

The rate of pay of each Councilman shall be Seven Hundred Fifty Dollars (\$750.00) per month. No Councilman shall be eligible during the term for which he was appointed or elected to hold any other office or employment with the City, except as Mayor and a member of any Board, Commission or Committee thereof, of which he is constituted such a member by general law or by this Charter.

Section 2. These propositions shall be presented and printed upon the ballot and submitted to the voters in the manner and form set out in Section 4 of this ordinance.

Section 3. The polls for this special municipal election shall be open at 7 a.m. (local time) on June 6, 1972, and shall remain open continuously until 8:00 p.m. (local time) on the same day at which time the polls shall be closed, except as provided in Section 14436 of the Elections Code of the State of California.

Section 4. Since this election is being consolidated with the Statewide Primary Election, and since the Board of Supervisors of the County of San Diego is hereby authorized to canvass returns of this election, and since only one form of ballot is authorized, the method of voting upon these propositions shall be as provided in the Elections Code of the State of California. The form of the two propositions as they are to appear on the ballot is as follows:

PROPOSITION CITY OF SAN DIEGO CHARTER AMENDMENT ADDS SECTION 108 TO THE CHARTER OF THE CITY OF SAN DIEGO.

Shall an Environmental Growth Fund be created which sets aside twenty-five (25) percent of revenues collected from franchises for the transmission and distribution of gas, electricity and steam to be used two-thirds for debt service on bonds of any nature which are subsequently authorized to acquire open space for park or recreational purposes and the remaining for the preservation and enhancement of the environment of the City of San Diego. If no such bonds are subsequently issued, the entire Environmental Growth Fund must be used exclusively for the preservation and enhancement of the environment of the City of San Diego.

PROPOSITION CITY OF SAN DIEGO CHARTER AMENDMENT AMENDS SECTION 12 OF THE CHARTER OF THE CITY OF SAN DIEGO.

Amend Section 12 to provide that the rate of pay for each Councilman shall be Seven Hundred Fifty Dollars (\$750.00) per month.

Section 5. An appropriate mark placed in the voting square after the word "YES," shall be counted in favor of the adoption of the proposition. An appropriate mark placed in the voting square after the word "NO," in the manner hereinbefore provided, shall be counted against the adoption of the proposition.

Section 6. The special municipal election called for June 6, 1972, in the City of San Diego is hereby ordered consolidated with the Statewide Primary Election to be held on the same date. Within the City of San Diego the precincts, polling places and officers of the election for the special municipal election shall be the same as those provided for in the Statewide Primary Election, all as set forth in the List of Election Officers and Polling Places for the Primary Election proposed to be published in the San Diego Union.

Section 7. The Board of Supervisors of the County of San Diego is hereby authorized to canvass the returns of the special municipal election and these returns shall be held in all respects as if there were only one election, and within the City only one form of ballot shall be used. The Board of Supervisors shall certify the results of the canvass of the returns of this special municipal election to the Council of the City of San Diego which shall then declare the results of the election.

Section 8. Each of the propositions submitted by this ordinance shall be designated on the ballot by a letter printed on the left margin of the square containing the description of the measure as provided in Section 10231 of the Elections Code of the State of California.

Section 9. Except as otherwise provided in this ordinance, the special municipal election shall be conducted as provided by law for other municipal elections of the City.

Section 10. The City Clerk shall cause this ordinance to be published once in the official newspaper not less than 40 nor more than 60 days before the date of the election. No other notice of the election need be given.

Section 11. This ordinance shall take effect on March 21, 1972, being the day of its introduction and passage.

Passed and adopted by the Council of The City of San Diego on March 21, 1972, by the following vote:
YEAS: Johnson, O'Connor, Landt, Williams, Morrow, Martinet, Hitch, Bates, Wilson.
NAYS: None.
ABSENT: None.

AUTHENTICATED BY:
PETE WILSON,
Mayor of The City of San Diego, California.
EDWARD NIELSEN,
City Clerk of The City of San Diego, California.
By LA VERNE E. MILLER, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on March 21, 1972, said ordinance being of the kind and character authorized for passage on its introduction by Section 16 of the Charter.

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

EDWARD NIELSEN,
City Clerk of The City of San Diego, California.
By LA VERNE E. MILLER, Deputy.

Published April 7, 1972

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