AN ORDINANCE OF THE CITY OF SAN DIEGO, CALIFORNIA, ORDERING, CALLING, PROVIDING FOR AND GIVING NOTICE OF A SPECIAL MUNICIPAL ELECTION TO BE HELD IN THE CITY ON JUNE 4, 1974, 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 SPECIAL MUNICIPAL ELECTION WITH THE STATEWIDE PRIMARY ELECTION TO BE HELD ON THE SAME DATE.

WHEREAS, at a meeting held on <u>MAR 191974</u>, the City Council of The City of San Diego adopted Resolution

No. <u>2101'70</u> 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 4, 1974, 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 4, 1974; 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:



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Amend Section 144 of Article IX of the Charter of The City of San Diego to read as follows:
Section 144. BOARD OF ADMINISTRATION.

The system shall be managed by a Board of Administration which is hereby created, consisting of the City Manager, City Auditor and Comptroller, the City Treasurer, three members of the Retirement System to be elected by the active membership, one retired member of the retirement system to be elected by the retired membership, an officer of a local bank, and three other citizens of the City, the latter four to be appointed by the Council. Such appointees shall serve without compensation. Members of the Board, other than ex-officio, shall serve six years or until their successors are elected and qualified, and shall so classify themselves by lot that one term shall expire each year. The members of the existing Board shall serve out their unexpired terms.

The Board of Administration may establish such rules and regulations as it may deem proper; shall elect one of its members president and appoint a secretary and may appoint such other employees as may be necessary. Such appointments, except the actuary, shall be made under the provisions of Article VIII of this Charter.

The Board of Administration shall be the sole authority and judge under such general ordinances as may be adopted by the Council as to the conditions under which persons may be admitted to benefits of any sort under the retirement system; and shall



have exclusive control of the administration and investment of such fund or funds as may be established; and shall be permitted to invest in any bonds or securities which are authorized by General Law for savings banks; and, further, shall be permitted to invest in such additional classes or types of investments as are approved by resolution of the Council of The City of San Diego; provided, however, that individual investments within the classes or types approved by the Council must be approved by independent investment counsel; and, provided, further, the Board may place such funds in the hands of the Funds Commission for investment. Provided, however, that the Auditor and Comptroller shall refuse to allow any warrant drawn for payment of a retirement allowance if, in the opinion of the Auditor and Comptroller, such retirement allowance has been granted in contravention of this Article or any ordinances passed under the authority granted herein.

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Amend Section 39 of Article V and Sections 88 and 89 of Article VII of the Charter of The City of San Diego to read as follows:

Section 39. CITY AUDITOR AND COMPTROLLER.

The City Auditor and Comptroller shall be elected by the Council for an indefinite term and shall serve until his successor is elected and qualified. The City Auditor and Comptroller shall be the chief fiscal officer of the City. He shall exercise supervision over all accounts, and accounts shall be kept showing the financial transactions of all Departments of the City upon forms





prescribed by him and approved by the City Manager and the Council. He shall submit to the City Manager and to the Council at least monthly a summary statement of revenues and expenses for the preceding accounting period, detailed as to appropriations and funds in such manner as to show the exact financial condition of the City and of each Department, Division and office thereof. No contract, agreement, or other obligation for the expenditure of public funds shall be entered into by any officer of the City and no such contract shall be valid unless the Auditor and Comptroller shall certify in writing that there has been made an appropriation to cover the expenditure and that there remains a sufficient balance to meet the demand thereof. He shall perform the duties imposed upon City Auditors and Comptrollers by the laws of the State of California, and such other duties as may be imposed upon him by ordinances of the Council, but nothing shall prevent the Council from transferring to other officers matters in charge of the City Auditor and Comptroller which do not relate directly to the finances of the City. He shall prepare and submit to the City Manager such information as shall be required by the City Manager for the preparation of an annual budget. He shall appoint his subordinates subject to the Civil Service provisions of this Charter. Section 88. MONTHLY REPORTS OF OFFICERS.

At least monthly every officer authorized by law to charge any fee, commission, percentage, allowance or compensation, must make a written report to the Auditor and Comptroller of all moneys lm received by him during the preceding accounting period.

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Section 89. MONTHLY STATEMENTS BY THE AUDITOR AND COMPTROLLER.

The Auditor and Comptroller shall prepare for submission to the Council at least monthly, or when requested, a summary statement of revenues and expenses for the preceding accounting period, detailed as to appropriations and funds in such manner as to show the exact financial condition of the City and of each Department and Division thereof as of the last day of the previous accounting period.

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 4, 1974, and shall remain open continuously until 8 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 forms of the two propositions as they are to appear on the ballot are as follows:

PROPOSITION . CITY OF SAN DIEGO CHARTER AMENDMENT. AMEND SECTION 144 OF THE CHARTER OF THE CITY OF SAN DIEGO.

Shall Section 144 of the Charter of The City of San Diego be amended to expand the City Employees Retirement Board of Administration from eleven (11) to thirteen (13) members and provide that one of the two additional members be a retired City employee?

| YES |  |
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|     |  |
| NO  |  |

REVISED 3/18/34

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**1126**9 C08**36**  PROPOSITION . CITY OF SAN DIEGO CHARTER AMENDMENT. AMEND SECTIONS 39, 88 AND 89 OF THE CHARTER OF THE CITY OF SAN DIEGO.

Shall Sections 39, 88 and 89 of the Charter of The City of San Diego be amended to enable the City Auditor to use a standard length reporting period in his reports to the City Manager and City Council regarding the financial transactions of the City?

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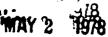
Section 5. An appropriate mark placed in the voting square after the word "YES," shall be counted in favor of the adoption of the proposition. An appropriate mark placed in the voting square after the word "NO," in the manner hereinbefore provided, shall be counted against the adoption of the proposition.

Section 6. The special municipal election called for June 4, 1974, 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 City 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.

REVISEDA 3/18/34





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 19, 1974, being the day of its introduction and passage.

APPROVED: JOHN W. WITT, City Attorney

Peter D. Bulens, Deputy

PDB:1c 3/12/74 Revised 3/18/74

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ATTORNEY (S)

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\*CITY OF SAN DIEGO, 202 "C" Street, 12th Floor, San Diego, CA.

## CERTIFICATE OF PUBLICATION

No.

IN THE MATTER OF

SPECIAL MUNICIPAL ELECTION

APR 23 1974 sq

I. Patricia M. Applestill
hereby certify that San Diego Dally 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. 11269 (NEW SERIES)

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

April 16, 1974

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

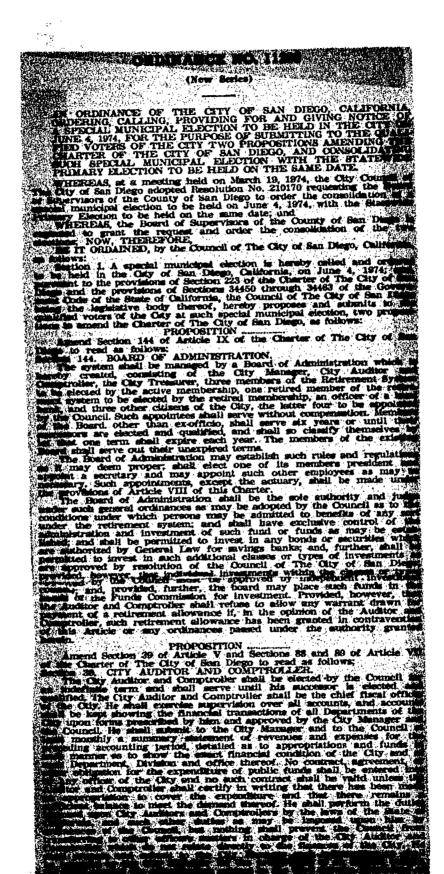
April 22, 1974

Signature)

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The Auditor and Comptroller shall prepare for submission to submission at the comptroller shall prepare for submission to submission at least monthly, or when requested, a summary statement is averaged at the expenses for the preciding accounting period, detailed as a subpropriations and funds in such manner as to show the exact financial considion of the City and of each Department and Division thereof as of the last day of the previous accounting period.

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

Section 3. The polis for this special municipal election shall be considered time? on June 4, 1974, and shall remain open continuous at 7 am. (total time) on the same day at which time the polis shall be closed, except as provided in Section 14436 of the Elections Code of the Election 4. Since this election is being consolidated with the States and Diego is hereby authorized to canvase returns of this election; and since the Board of Supervisors of the County and these propositions shall be as provided in the Elections Code of the Since propositions shall be as provided in the Elections Code of the Since propositions shall be as provided in the Elections code of the Since propositions. The forms of the two propositions as they are to appare out the ballot are as follows: PROPOSITION CITY OF SAN DIEGO CHARTER AMENDMENT. AMEND SECTION 141 OF THE CHARTER OF THE CITY OF SAN DIEGO. YES Shall Section 144 of the Charter of The City of San Diego be amended to expand the City Employees Retirement, Board of Administration from eleven (11) to thirteen (12) members and provide that one of the two additional members be a retired City NO PROPOSITION CITY OF SAN DIEGO CHARTER AMENDMENT, AMEND SECTIONS 30, 88 AND 89 OF THE CHARTER OF THE CITY OF SAN DIEGO. YES Shall Sections 39, 88 and 89 of the Charter of The City of San Diego be amended to enable the City Auditor to use a standard length reporting period in his reports to the City Manager and City Council regarding the financial transactions of the City? NO Section 5. An appropriate mark placed in the voting square after a word "YES." shall be counted in favor of the adoption of the proposition of the proposition of the proposition of the proposition.

Section 6. The special municipal election called for June 4. 1971, the City of San Diego is hereby ordered consolidated with the Statew Frimary Election to be held on the same date. Within the City of Election to be held on the same date. Within the City of Election shall be the same as those provided for in a special municipal election shall be the same as those provided for in a special municipal election, all as set forth in the List of Election Office and Polling Places for the Primary Election proposed to be published the flam Diego Union.

Section 7. The Board of Supervisors of the County of San Diego hareby authorized to canvass the returns of the special municipal elections and within the City only one form of ballot shall be used. I section, and within the City only one form of ballot shall be used. I section a special municipal election to the City Council of The City of Diago which shall then declare the results of the canvass of the returns of the special municipal election to the City Council of The City of Diago which shall then declare the results of the election.

Bection 8. Each of the propositions submitted by this ordinance is decision. Section 9. Except us otherwise provided in this ordinance, the special municipal elections shall be conducted as provided by law for of subminishal elections of the City City.

Bection 10. The City City was a large this ordinance to be published.

Earch 19, 1974, by the following vote:

[EAS: Johnson, O'Connor, Hubbard, Williams, Morrow, Martinet, Ellister, Wilson, Mayor of The City of San Diego, California, EDWARD NIELSEN.

[City Clerk of The City of San Diego, California, By YOLANDA LIMON, Deputy.

[Seal]

[HEREBY CERTIFY that the foregoing ordinance was passed on the lay of its introduction, to wit, on March 19, 1971, said ordinance being the kind and character authorized for pussage on its introduction will be seen to be seen to be considered with by a vote of not less than a majority of the member of each member of the Council and that there was available for the considered of section in the Council, and that there was available for the considered of each member of the Council and the public prior to the day of each member of the Council and the public prior to the day of each member of the Council and the public prior to the day of each member of the Council and the public prior to the day of each member of the Council and the public prior to the day of each member of the Council and the public prior to the day of the passage a written or printed copy of said ordinance.

EDWARD NIELSEN.

Cuy Dex M. The City of San Diego, California.

CHY CLERK'S OFFICE

ATTORNEY (8)

CITY OF SAN DIEGO, 202 "C" St., 12th Floor, San Diego, CA. 1974 APR -5 AM 9:50 SAN DIEGO. CALIF. Py

## CERTIFICATE OF PUBLICATION

No.

IN THE MATTER OF

A SCHEDULE OF COMPENSATION FOR THE MAYOR AND MEMBERS OF THE CITY COUNCIL

APR 05 1974

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. 11270 (New Series)

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

March 28, 1974

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

March 29, 197

(Clamatura)

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L-10-636-77

AN ORDINANCE ESTABLISHING
A SCHEDULE OF COMPENSA.
TION FOR THE MAYOR AND
MEMBERS OF THE CITY OF SAN
DIEGO FOR THE PERIOD JULY
1, 1974 THROUGH JUNE 30,
1976.
WHEREAS, Proposition E on the
November, 1973 ballot proposed an
amendment to the Charter of The
City of San Diego to add new sections providing for a Salary Setting
Commission (herein called "Commission") and procedures for adjustments to salaries of the Mayor
and Council; and
WHEREAS, the electorate of The
City of San Diego approved Propposition E providing for such
amendments to the Charter; and
WHEREAS, such amendments to
the Charter were were ratified by
the Legislature of the State of
California on December 7, 1973
pursuant to the requirements of
Article XI, Section 5 of the California Constitution; and
WHEREAS, Section 41.1 of the
Charter established the Commisment that said Commission shall
recommend to the Council the ensectment of an ordinance establishing misries for the Mayor and
Council as provided by the Charter;
and
WHEREAS, Section 12.1 pertain
WHEREAS, Section 12.1 pertain

council as provided by the Charter; and WHEREAS. Section 12.1 pertaining to councilmanic salaries and Section 24.1 pertaining to councilmanic salaries and Section 24.1 pertaining to the Mayor's salary require that taid Commission's recommendation be presented on or before February 15 of every even year, said salaries to be effective the following July 1 for a two-year period; and WHEREAS, the Commission conducted extensive research and held a series of public hearings to determine and ascertain facts sufficient to establish salary levels for recommendation to the Mayor and Council for adoption by ordinance as required by the Charter; and WHEREAS, the Commission, pursuent to the mandate of the Charter, presented its recommendations to the Council in public meeting on February 12, 1974; and WHEREAS, the Commission frommended that an annual salary of \$20,000 for the Mayor and \$12,000 for each Council member be established and incorporated in the fiscal 1975 salary ordinance as the official evapenastion authorized for said elected of ficials; NOW, THEREFORE.

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

The City of San Diego, as follows:

Bection 1. That pursuant to Section 41.1 of the Charter of The City of San Diego, the report of the Salary Setting. Commission to the Marcor and Council, dated February 12. 1974, on file in the office of the City Clerk as Document No. 746613, is hereby accepted and approved.

Section 2. That pursuant to Sections 24.1 and 12.1 of the Charter of The City of San Diego, and pursuant to the recommendations of the Commission, there is hereby pursuant to the recommendations of the Commission, there is hereby pursuant and end edopted a schedule of compensation for the Mayor and Council members as follows:

dinance with the more period of the City of San Diego and shall be effective for the period July 1, 1974 and ending June 30, 1976. Section 4. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

Passed and adopted by the Council of The City of San Diego on March 19, 1974, by the following vote:

YEAS: Johnson, O'Connor, Hubbard, Williams, Morrow, Martinet, Edlia, Bates, Wilson, NAYS; None.

ABSENT: None.

ABSENT: None.

ABSENT: None.

ABSENT: None.

CHY CITY Of San Diego, California.

EDWARD NIELSEN,

City Clerk of The City of San Diego, California.

By YOLANDA LIMON,

Deputy.

(Seal)

By YOL.

By YOLANDA LIMON.

(Seal)

1 HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve ralender days had elapsed between the day of its final passage, to wit, on March 5, 1974, an on March 19, 1974.

1 FURTHER CERTIFY that the reading of each 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 YOLANDA LIMON,