

ORDINANCE NO. 11762
 (New Series)

JAN 14 1976

AN ORDINANCE AMENDING RULES 1, 17, 29 AND 30 OF SECTION 22.0101 OF CHAPTER II, ARTICLE 2, DIVISION 1 OF THE SAN DIEGO MUNICIPAL CODE RELATING TO TIME OF COUNCIL MEETINGS, DOCKET CLOSING DATE AND SUPPLEMENTAL DOCKET PREPARATION.

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

Section 1. That Rule 1 of Section 22.0101 of Chapter II, Article 2, Division 1, of the San Diego Municipal Code be amended to read as follows:

Rule 1. Hours of Meetings

(a) Regular meetings of the City Council each week shall be as follows:

Tuesday afternoon meeting	2:00 p.m. - 5:30 p.m.
Wednesday morning meeting	8:30 a.m. - 12:00 noon
Wednesday afternoon meeting	2:00 p.m. - 5:30 p.m.

(b) A single docket covering all of the regular Council meetings in any one week shall be published.

(c) The time of a meeting may be extended beyond the time specified above by two-thirds (2/3) vote of the members of the Council.

(d) Regular Council meetings shall be held in the Council Chambers of the City Administration Building, Community Concourse, in the City of San Diego, California. In the event a regular meeting shall fall on a legal holiday, the meeting may be held on the next business day.

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(e) The Council may by resolution, when necessary, change the time and place of regular meetings. The resolution shall set forth the circumstances necessitating such change. Such resolution shall be published once in the City official newspaper at least twenty-four (24) hours prior to the first meeting to be held pursuant to such change. Twenty-four hours prior to the first meeting to be held pursuant to such change, the City Clerk shall give each Councilman written notice, personally or by registered mail, of any change from the regular meeting days established by this section.

Section 2. That Rule 17 of Section 22.0101 of Chapter II, Article 2, Division 1, of the San Diego Municipal Code be amended to read as follows:

Rule 17. Conduct of Committee Business

Except as otherwise provided in these rules, committee hearings shall be governed as follows:

(a) The chairman shall preside at meetings of the committee except when the committee is considering a resolution or ordinance of which he is the sole author or principal author. Whenever the chairman is not presiding, the vice-chairman shall assume the duties of the chairman.

(b) The chairman shall direct the order of presentation of the arguments for and against matters for consideration by the committee, and shall permit questions to be asked by the various members of the committee

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in an orderly fashion and in keeping with proper decorum.

(c) A majority of the membership of the committee shall constitute a quorum for the transaction of business, including the decision to recommend the adoption of any amendments to a resolution or ordinance. A majority of all members constituting the committee, however, shall be required to report a resolution or ordinance out of committee.

(d) The date for the first committee hearing on any ordinance or resolution shall be set as provided for in Rule 14. The committee chairman shall set the date for any continued hearings and shall arrange the agenda for committee meetings. An agenda for each committee meeting shall be delivered by the committee chairman to the City Clerk for the purpose of public notice at least 24 hours prior to the committee meeting.

(e) A resolution or ordinance shall be reported back to the Council only if the committee makes one of the following recommendations:

(1) Introduce or introduce as amended (for ordinances); or

(2) Adopt or adopt as amended (for resolutions). If the committee does report the resolution or ordinance back to the Council by making one of these recommendations, the committee may make the additional recommendation that the resolution or ordinance be listed as a consent item on the

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Adoption Agenda of the Council docket, and such recommendation shall cause the City Clerk to so list the resolution or ordinance.

(f) A resolution or ordinance shall be held in committee for further study or shall be filed if the committee does not make one of the following recommendations:

(1) Introduce or introduce as amended (for ordinances); or

(2) Adopt or adopt as amended (for resolutions).

Provided, however, that the Council can by a majority vote cause a resolution or ordinance which has been held in committee to be placed on the Adoption Agenda of the Council docket. A resolution or ordinance shall be deemed "held in committee" if the committee has not reported the resolution or ordinance back to the Council within thirty (30) days of the first committee hearing on the item, unless continuances of the item for greater than this 30-day period are made with the concurrence of the initiator of the item.

(g) If the committee recommends that an ordinance be introduced as amended or that a resolution be adopted as amended, the City Attorney shall cause the amendments to be shown by interlineation and shall prepare an amended digest, attach it to the amended resolution or

ordinance, and deliver both to the committee chairman. The committee chairman shall cause the resolution or ordinance, with attached digest to be delivered to the Rules Committee by 5:00 p.m. on Tuesday for listing on the docket of the regular Council meetings to be held the following week or, at the discretion of the Rules Committee, the week thereafter. The Rules Committee must list items so delivered to it on the Adoption Agenda.

(h) The City Clerk or his designee shall keep a complete record of the meetings and actions taken by the committee.

(i) When the committee takes action on a resolution or ordinance, the vote shall be by roll call vote only. All roll call votes shall be recorded by the City Clerk and shall appear thereafter on the Council docket in explanation of the item whenever the item appears on the Council docket.

(j) On the next business day following each meeting of a standing committee, other than the Rules Committee, the chairman of the standing committee shall notify the Rules Committee by memorandum or on forms provided by the Rules Committee of the roll call votes on all actions taken at the standing committee meeting.

(k) No action shall be taken on any measure outside of a duly constituted committee meeting.

(1) The City Manager, the City Attorney, and independent department heads, or their designees, may attend all committee meetings but shall have no vote therein. The Manager, the Attorney, and independent department heads, or their designees, shall have the right to take part in discussions on matters properly before a committee relating to their respective offices, or may participate in discussions in such committee meetings when requested to do so by a member of the committee.

Section 3. That Rule 29 of Section 22.0101 of Chapter II, Article 2, Division 1, of the San Diego Municipal Code be amended to read as follows:

Rule 29. Delivery of Resolution or Ordinance
to Rules Committee

The official who signed the form 1472 shall cause the resolution or ordinance, with attached digest, prepared in accordance with Rule 28, to be delivered to the Rules Committee no later than 5:00 p.m. on Tuesday for listing on the docket of the regular Council meetings to be held the following week or, at the discretion of the Rules Committee, the week thereafter.

Ordinances or resolutions that are reported out of committee in accordance with Rule 17 shall be delivered to the Rules Committee by the committee chairman by 5:00 p.m. on Tuesday for listing on the docket of the regular Council meetings to be held the following week

or, at the discretion of the Rules Committee, the week thereafter.

Section 4. That Rule 30 of Section 22.0101 of Chapter II, Article 2, Division 1, of the San Diego Municipal Code be amended to read as follows:

Rule 30. Preparation of the Council Docket

Only those resolutions or ordinances that have been prepared and delivered in accordance with Rules 28 and 29 shall be listed on the docket.

Each resolution or ordinance so prepared and so delivered shall be reviewed and shall be assigned to one of the categories enumerated below:

1. Adoption Agenda
 - a. Consent Items
 - b. Noticed Hearings
 - c. Other Ordinances and Resolutions
2. Referral Agenda

Each item on a noticed hearing must be assigned to the Noticed Hearing portion of the Adoption Agenda and cannot be referred to a committee.

Each ordinance or resolution that is reported out of committee in accordance with Rule 17 must be assigned to the Adoption Agenda and cannot be referred to a committee.

In assigning every other ordinance or resolution to one of these categories, preference should be given to listing purchasing items and routine business

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resolutions on the Adoption Agenda, and usually as Consent Items on the Adoption Agenda.

In assigning every other ordinance or resolution to one of these categories, preference should be given to referring the item to a standing committee or the Committee of the Whole and listing the item on the Referral Agenda when it would do any of the following: (1) support or oppose state or federal legislation; (2) result in a substantial expenditure of City money; (3) result in a substantial loss of revenue to the City; (4) result in a substantial reduction of expenditures of City money by reducing, transferring or eliminating any existing responsibilities of the City; (5) appropriate money; or (6) add to, modify or abolish existing City policy.

For each resolution or ordinance assigned to the Referral Agenda, the committee to which it has been referred shall be indicated and the City Clerk shall cause this committee assignment to be listed on the docket with the date of the initial committee hearing.

The docket prepared as above and any items under Special Order of Business, together with all resolutions and ordinances prepared in accordance with Rule 28 and delivered in accordance with Rule 29, shall be delivered to the City Clerk by 10:00 a.m. each Wednesday for listing on the docket of the regular meeting or meetings of the City Council to be held the following week and

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the Clerk shall so list the items. Additionally, any item may be set for a time certain hearing.

The City Clerk shall arrange the docket in proper printed format and cause the docket to be published and distributed for public notice by 10:00 a.m. each Friday preceding the regular meetings of the full City Council to be held the following week.

Notwithstanding the above provisions, there may be listed on the Adoption Agenda of the Council docket an ordinance or resolution that has been initiated in accordance with Rules 25, 26 and 27, but which has not been prepared and delivered in accordance with Rules 28 and 29, if the City Attorney certifies in writing to the Rules Committee that an ordinance or resolution will be prepared and delivered by the City Attorney to the Council prior to the time the item is considered on the Adoption Agenda of the Council docket.

Notwithstanding the above provisions, a majority of the Council members or a standing committee of the Council may direct the City Clerk to list a resolution or ordinance on a supplemental docket for a regular Council meeting if the City Attorney certifies to the City Clerk that an ordinance or resolution has been prepared or will be prepared and delivered to the City Council prior to the time the item is considered at the regular Council meeting.

All docket preparation functions in these rules

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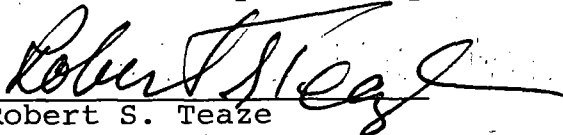
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assigned to the Rules Committee shall be construed to be assigned to the Rules Committee Chairman.

Section 5. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: JOHN W. WITT, City Attorney

By



Robert S. Teaze
Assistant City Attorney

RST:rb 011.2
Rev. 1-6-76
Orig.Dept.: Mayor

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

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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"/>
Lee Hubbard	<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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Tom Gade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Ellis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jess D. Haro	<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 *Kathleen Martiny*, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

DEC 31 1975

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~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

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 *Kathleen Martiny*, Deputy.

RECEIVED
CITY CLERK'S OFFICE

1976 JAN -7 AM 8:43

SAN DIEGO, CALIF.

CC-1255-A (REV. 12-75)

Office of the City Clerk, San Diego, California

Ordinance Number Adopted

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