

12322

O 78-242

ORDINANCE NO. \_\_\_\_\_  
(New Series)

MAR 21 1978

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 OF SAN DIEGO ON JUNE 6, 1978, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY OF SAN DIEGO ONE PROPOSITION AMENDING THE CHARTER OF THE CITY OF SAN DIEGO BY AMENDING SECTION 143 RELATING TO THE CITY RETIREMENT SYSTEM: AND CONSOLIDATING SAID SPECIAL MUNICIPAL ELECTION WITH THE STATEWIDE PRIMARY ELECTION TO BE HELD ON THE SAME DATE.

WHEREAS, at a meeting held on March 14 and 15, 1978, the City Council indicated its intention to submit to the qualified voters of the City of San Diego a proposition amending the Charter of The City of San Diego at a special municipal election; and

WHEREAS, concurrently with the adoption of this ordinance the City Council of The City of San Diego adopted Resolution No. 220523 requesting the Board of Supervisors of the County of San Diego to order the consolidation of the special municipal election to be held on June 6, 1978, 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:

MICROFILMED

Section 1. A special municipal election is hereby called and ordered to be held in the City of San Diego, California, on June 6, 1978; and pursuant to the provisions of Section 223 of the Charter of The City of San Diego, the provisions of Section 3 of Article XI of the Constitution of the State of California and the provisions of Sections 34450 and 34459 of the California Government Code, 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 the following proposition amending the Charter of The City of San Diego:

PROPOSITION \_\_\_\_\_

Amend Article IX of the Charter of The City of San Diego by amending Section 143 to read as follows:

Section 143. CONTRIBUTIONS

The retirement system herein provided for shall be conducted on the contributory plan, the City contributing jointly with the employees affected thereunder. Employees shall contribute according to the actuarial tables adopted by the City Council upon reviewing the recommendation of the Board of Administration for normal retirement allowances, except that employees shall, with the approval of the Board, have the option to contribute more than required for normal allowances, and thereby be entitled to receive the proportionate amount of increased allowances paid for by such additional contributions. The City shall contribute annually

an amount substantially equal to that required of the employees for normal retirement allowances, as certified by the actuary, but shall not be required to contribute in excess of that amount, except in the case of financial liabilities accruing under any new retirement plan or revised retirement plan because of past service of the employees. The mortality, service, experience or other table calculated by the actuary and the valuation determined by him and adopted by the City Council upon reviewing the recommendation of the Board of Administration shall be conclusive and final, and any retirement system established under this article shall be based thereon.

Section 2. The proposition 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, 1978, 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; and, on the ballots to be used at this special municipal election, in addition to other matters required by law, there shall be printed substantially the following:

CITY OF SAN DIEGO PROPOSITION

<p>PROPOSITION ____ . CITY OF SAN DIEGO CHARTER AMENDMENT. AMENDS SECTION 143 OF THE CHARTER OF THE CITY OF SAN DIEGO.</p>	<p>YES</p>	
<p>Requires actuarial tables for retirement allowances to be approved by the City Council rather than the Board of Administration of the Retirement System.</p>	<p>NO</p>	

Section 5. The special municipal election called for June 6, 1978, 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, voting booths and officers of the election for the special municipal election shall be the same as those provided for in the statewide primary election.

Section 6. The Board of Supervisors of the County of San Diego is hereby authorized to canvass the returns of the special municipal election and the 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 7. The proposition 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 10219 of the Elections Code of the State of California.

Section 8. 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 9. The City Clerk shall cause this ordinance to be published once in those languages required by law in the official newspaper no later than fifty days before the date of the election. No other notice of the election need be given.

Section 10. This ordinance shall take effect on March 21, 1978, being the day of its introduction and passage, pursuant to Sections 16 and 17 of the Charter.

APPROVED: JOHN W. WITT, City Attorney

By   
Robert S. Teaze  
Assistant City Attorney

RST:rb 930.38  
3-15-78  
Orig.Dept.: Clerk  
REV. 3-22-78

Passed and adopted by the Council of The City of San Diego on MAR 21 1978,  
 by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Bill Mitchell	<input type="checkbox"/>	<input checked="" 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"/>
Bill Lowery	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Fred Schnaubelt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Gade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Larry Stirling	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jess D. Haro	<input type="checkbox"/>	<input checked="" 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.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

(Seal)

By Kathleen Martinez, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on MAR 21 1978, 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.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

(Seal)

By Kathleen Martinez, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 12322 Adopted MAR 21 1978