

RESOLUTION NO. 222441

DEC 18 1978

RESOLUTION AMENDING COUNCIL POLICY NO.
000-19 REGARDING LEGISLATIVE POLICY
GUIDELINES.

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

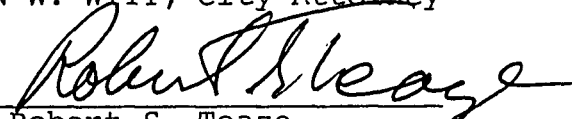
That Council Policy No. 000-19 regarding Legislative
Policy Guidelines be and it is hereby amended as set forth
in the Council Policy filed in the Office of the City Clerk
as Document No. 765268.

BE IT FURTHER RESOLVED, that the City Clerk is hereby
instructed to add the aforesaid to the Council Policy
Manual.

BE IT FURTHER RESOLVED, that Resolution No. 221046,
adopted June 5, 1978, be and the same is hereby rescinded.

APPROVED: JOHN W. WITT, City Attorney

By


Robert S. Teaze
Assistant City Attorney

RST:rb 011.1
12-8-78
Orig.Dept.: Legis. Repr.

MICROFILMED

#151
12-18-78

City of San Diego, California
COUNCIL POLICY

Subject

LEGISLATIVE POLICY GUIDELINES

Page

1 of 17

BACKGROUND

Chapter II, Article 2, Division 19, Section 22.1901 of the San Diego Municipal Code provides that the Department of Legislative Representation shall, under direction of the Mayor and Council Committee on Rules:

1. Develop for City Council approval City legislative programs for the State and Federal legislative sessions.
2. Represent the City before State and Federal legislative and administrative bodies.

PURPOSE

The purpose of this policy is to establish general legislative policy guidelines for City representation before State and Federal legislative and administrative bodies. The legislative policy guidelines allow the Department of Legislative Representation to respond immediately to legislative issues during the regular session.

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DOCUMENT NO. 765268
 FILED DEC 25 1978
 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA

MICROFILMED

01995
222441

RULES APPROVED DRAFT

CONSUMER PROTECTION

BACKGROUND: Consumer legislation and the continued issuance of federal and state consumer protection regulations tend to increase local enforcement responsibilities and diminish some local regulatory authority. However, it is the continuing policy of the city to encourage efforts to protect consumers against unethical and illegal business practices.

REFERENCE: Legislative Policy Guidelines adopted 2/22/78 (Resolution #220343), amended 4/4/78 (Resolution #220610), amended 6/5/78 (Resolution #221046).

POLICY RECOMMENDATION:

It shall be the legislative policy of the Council with regard to Consumer Protection to:

1. Support efforts which provide the necessary funding for state mandated consumer education and consumer enforcement programs.
2. Continue to support legislation embodying the City Attorney as an enforcing officer for consumer complaints within the City of San Diego.
3. Support efforts to reduce the amount of time now required to approve general rate increase applications of public utilities, and oppose efforts to pass to the consumer the sought rate increase prior to approval by the P.U.C.
4. Oppose efforts to eliminate the insurance practice of territorial rating when determining insurance premiums, including but not limited to automobile insurance.
- (Add) 5. Support efforts to base Hoover Dam, Parker Dam, California Water Project and other power rate determinations, that effect San Diego, on actual production costs. (#221643 - August 14, 1978).

Adopt as amended

MICROFILMED

01996

222441

RULES APPROVED DRAFT

ENERGY CONSERVATION AND DEVELOPMENT

BACKGROUND: Over the past several sessions, the California Legislature has directed substantial efforts toward codifying restrictions for energy conservation; specifically those requirements relative to the insulation of buildings and the development of efficient energy systems within those structures. Much of the legislature's attention will continue to focus on the development of alternative energy sources, i.e., solar, solid waste conversion, nuclear, as well as the conservation of existing resources. Of concern is the legislative interest in solid waste management and attempts to add more restrictions to the City's collection and disposal of its waste and the addition of new reviews and permits that must be granted by the state or county. Also, the development of a long range energy policy, rather than piece meal reaction to crisis situations may receive greater legislative attention over the next few sessions.

REFERENCE: Legislative Policy Guidelines adopted 2/22/78 (Resolution #220343), amended 4/4/78 (Resolution #220610), amended 6/5/78 (Resolution #221046).

POLICY RECOMMENDATION:

It shall be the legislative policy of the Council with regard to Energy Conservation and Development to:

- (Amend) 1. Support efforts to establish a an national and statewide energy policy which encourages both conservation and maximum production of energy from all sources.
- 2. Support efforts which expand the cooperation among local, state and federal governments, and the private sector in developing alternative energy sources via tax incentives or other means for the development of alternative energy sources.
- (Amend) 3. Support efforts which enhance the development of solar, geothermal, nuclear and ~~other non-fossil~~ energy conversion systems as long range solutions to the present growing energy crisis and support further efforts to improve upon safeguards for the disposal of nuclear waste.
- (Delete) See #8 4. ~~Support efforts which establish in the City of San Diego an urban resource recovery plant for solid waste conversion.~~
- (Amend) 5. Support responsible efforts to educate the public in ways to conserve existing energy sources by the establishment of economically responsible efficiency and utilization standards which do not pass any unreasonable costs to the consumer.

Adopt AS amended. MICROFILMED

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ENERGY CONSERVATION AND DEVELOPMENT (Continued)

POLICY RECOMMENDATION: (Continued)

- 6. Support efforts which require that state-mandated programs, relative to the requirement of energy efficiency and utilization standards, or modification of existing City structures, receive full funding in compliance with the intent of SB 90, Chapter 1135, Statutes of 1977.
- 7. Support efforts to eliminate the duplication of enforcement programs reviewing solid waste operating facilities for compliance with state minimum standards.
- (Amend) 8. Support efforts to provide non-categorical state funding for local government solid waste programs; including San Diego's urban resource recovery plant for solid waste conversion.
- (Transfer to Environmental Protection) 9. ~~Support efforts to provide state funding for pollution control equipment which is necessary to meet air quality standards and requirements for resource recovery projects.~~
- (Delete) 10. ~~Support efforts to provide for tax credits for the acquisition of solar energy devices.~~

Adopt as Amended.

MICROFILMED

01898
222441

RULES APPROVED DRAFT

ENVIRONMENTAL PROTECTION

BACKGROUND: Air quality standards, particularly emission control standards and devices will likely be a major legislative issue through the 1979-80 session.

REFERENCE: Legislative Policy Guidelines adopted 2/22/78 (Resolution #220343), amended 4/4/78 (Resolution #220610), amended 6/5/78, (Resolution #221046).

POLICY RECOMMENDATION:

It shall be the legislative policy of the Council with regard to Environmental Protection to:

1. Support efforts requiring that master EIR's be prepared for general plans, community plans, the air shed and the water shed in order that such EIR's can be used to expedite the evaluation and processing of project EIR's without unnecessary procedural delay.
- (Add) 2. Support efforts to achieve further reductions in the emission of air pollutants through the application of reasonably available control technology to motor vehicles. (#221580 - August 7, 1978).
- (Add) 3. Support efforts to promote a voluntary motor vehicle emission inspection and maintenance program. (#221580 - August 7, 1978).
- (Add) 4. Support efforts, where feasible both technologically and economically, to require substitutes for petroleum-based products other than fuels to further reduce air pollutants. (#221580 - August 7, 1978).
- (Transfer from page 4) 5. Support efforts to provide state funding for pollution control equipment which is necessary to meet air quality standards and requirements for resource recovery projects.

Adopt as Amended.

MICROFILMED

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222441

FISCAL SUPPORT - HOME RULE

BACKGROUND: The maintenance of fiscal self-sufficiency and local autonomy have become the most critical challenges for cities. The enactment of Proposition 13, bailout legislation, unfunded state mandates and local demands for essential services severely test the ability of local agencies to meet these challenges. An inability to fulfill mandates while providing for other locally determined needs through locally derived revenues has forced cities to seek state and federal assistance. Unfortunately, experience has shown that with every dollar received from these sources, local independence is diminished by some degree. It has consistently been the position of this Council that the level of government which is closest to the people is the best able to evaluate and act on their needs. Thus every effort should be made at retaining this Home Rule responsibility and, more importantly, the authority to gather essential revenues. Although there maybe areas where state or federal jurisdiction or direction is appropriate, the Council reserves the right to make this determination and to prevent unjustified erosion of local autonomy. Since the degree to which local agencies independently operate is a function of their financial self-sufficiency, it is necessary to support all reasonable efforts aimed at increasing the percentage of revenues which are locally controlled, and to seek cost reimbursement of mandated programs.

REFERENCE: Legislative Policy Guidelines adopted 2/22/78 (Resolution #220343), amended 4/4/78 (Resolution #220610), amended 6/5/78, (Resolution #221046).
State Constitution Article XI.

POLICY RECOMMENDATION:

It shall be the legislative policy of the Council with regard to Fiscal Support-Revenue Base to:

- (Add) 1. Oppose efforts to diminish local autonomy or the home rule authority to govern municipal affairs as granted by Article XI of the State Constitution.
- (Amend) 2. Support efforts to fully reimburse local agencies for state or federal-mandated costs resulting from legislation, administrative regulations, judicial or executive decisions imposing increased services or enforcement programs that would otherwise require local government to add or increase charges/fees for the new or increased services.
- (Amend) 3. ~~Oppose efforts to unreasonably limit or narrow the state or local revenue base,~~ while Supporting reasonable limitations to state or local revenues derived from annual changes in inflation and population which are similar to but no more restrictive than Proposition J as adopted by the voters and contained in Section 71 of the San Diego City Charter. Appropriate authority, responsibility and flexibility for financing essential community services must continue to rest with charter cities.

MICROFILMED

Adopt as Amended 22244/ 02000

FISCAL SUPPORT - HOME RULE (Continued)

POLICY RECOMMENDATION: (Continued)

- (Amend) 4. Support efforts which permit retention and control by local governments of a greater portion by local governments of the revenue generated by the total federal, state, and local tax burden rather than having those revenues returned with restrictions through by subventions from federal and state government.
- (Delete) 5. Support efforts to reimburse local agencies for judicial decisions which have an adverse impact upon local government and local taxpayers.
combine with #2
- 6. Support efforts by the League of California Cities and others in seeking the formation of a State Revenue Sharing Program for local agencies that does not increase the overall combined state and local tax burden.
- (Delete) 7. Support efforts to provide property tax relief to homeowners, renters, and senior citizens which would not increase the overall combined state and local tax burden or shift government program costs from the state to local levels.
- 8. Oppose efforts which allow the state to preempt those rights to levy taxes as authorized by the California Constitution and the Charter of the City of San Diego.
- 9. Support the enactment by the United States Congress of a federal SB 90 through the coordinated efforts with the League of California Cities, National League of Cities, and the United States Conference of Mayors.
- 10. Support efforts to provide financial assistance to cities supplying public beach-related services.
- (Transfer from Law Enforcement) 11. Support legislation that requires City taxpayers to pay only their fair tax share of County services costs.
- (Add) 12. Support efforts by the League of California Cities to increase the local government share of the State Sales and Use Tax from one cent to two cents and with the additional one cent distributed on a basis of population. (#221646 - August 14, 1978).

Adopt AS Amended

MICROFILMED

02001
222441

GOVERNMENTAL PUBLIC LIABILITY

BACKGROUND: During recent legislative sessions, several Joint Senate/Assembly hearings have been held with an object of amending the California Government Code (particularly the Governmental Tort Claims Act of 1963) to:

1. Provide for strengthened governmental immunity where eroded.
2. Change current claim and suit statutory requirements.
3. Provide for limits in damage claims.
4. Allow for a degree of public entity payment of punitive damages.

The general thrust of argument from public entities is to lessen their exposures to reduce public liability claims and expenditures, and to allow for the purchase of liability insurance in a presently fast-vanishing market. The thrust from the Trial Lawyers Association is to seek a diminution in current existing immunity defenses and statutory requirements.

REFERENCE: Legislative Policy Guidelines adopted 2/22/78 (Resolution #220343), amended 4/4/78 (Resolution #220610), amended 6/5/78 (Resolution #221046).
California Government Code (Calif. Tort Claims Act of 1963).

POLICY RECOMMENDATION:

It shall be the legislative policy of the Council, with regard to Public Liability, that the provisions of the California Tort Claims Act of 1963 as written are workable statutes as utilized by the City in its self-funded and self-administered public liability risk management program and that Council will:

1. Oppose legislative and judicial efforts to further erode governmental tort immunity.
2. Oppose efforts to remove or weaken any statutory time limits as to the filing and serving of claims and lawsuits.
3. Oppose efforts to open public entities to liability for punitive or exemplary damages.
4. Encourage efforts to reinforce public entity design and discretionary act immunity.
5. Encourage efforts to abolish lump-sum awards for damages and to substitute installment payments projected over the plaintiff's life span, to cease at time of death.
6. Encourage efforts to develop statutory provisions calling for the reimbursement of all public entity defense costs and expenditures incurred in the defense of frivolous and spurious claims and lawsuits.

no Action

MICROFILMED 02002
222441

HOUSING AND COMMUNITY DEVELOPMENT

BACKGROUND: Legislation enacted in the last session prohibited the practice of "red-lining"; whereby financial institutions refused to provide loans in various geographic areas. It is anticipated that the administration will pursue legislation which gives the state greater control over the development and enforcement of local housing elements and programs.

REFERENCE: Legislative Policy Guidelines adopted 2/22/78 (Resolution #220343), amended 4/4/78 (Resolution #220610, amended 6/5/78 (Resolution #221046).
Council Policy (600-10, 600-18, 600-19).

POLICY RECOMMENDATION:

It shall be the legislative policy of the Council with regard to Housing and Community Development to:

1. Support efforts which enhance the City of San Diego's balanced community concept.
2. Support efforts to develop state participation and financial support for creative programs to provide adequate housing for the elderly, handicapped, poor, and middle income families throughout the community, including programs which would reduce construction and mortgage loan interest rates.
3. Oppose efforts which diminish the housing and community development authority of local elected officials.
4. Oppose continuing efforts which grant the state approval or veto authority in the implementation of local redevelopment and rehabilitation projects, particularly with respect to the use of tax increment financing by local agencies.
5. Oppose state-mandated referendum requirements for local housing and community development projects which would alter those contained in the San Diego City Charter.

(Amend)

6. Support efforts to explore the use of property tax abatement and other state and federal tax as an incentives for construction, ownership, improvement and/or maintenance of buildings and structures housing designed to serve low income or handicapped citizens and as an additional tool for the promotion of redevelopment projects.
7. Support efforts to permit local jurisdictions to be able to assemble enough land, within a given area, so that operations of sufficient scale become feasible and can be returned to private development.

(Amend)

8. Support reasonable efforts directed to lowering the cost of any of the major components of housing: i.e., land, materials, labor, financing, marketing, and the elimination of restrictive code requirements, federal and state land use policies that raise the cost of housing and reduce competition.
9. Support efforts that would lead to repeal of Article XXXIV of the State Constitution.

MICROFILMED

02003

Adopt AS Amended

222441

LAND USE PLANNING

BACKGROUND: Because of its comprehensive and encompassing nature, the California Coastal Act of 1976 has inspired a number of proposed amendments since its enactment. Efforts at revision are likely to continue during the coming legislative session. The legislature will again raise issues relative to local land use determination and control including the protection of prime agricultural lands. Also, there may be state efforts to control land uses adjacent to airports and under flight corridors.

REFERENCE: Legislative Policy Guidelines adopted 2/22/78 (Resolution #220343) amended 4/4/78, (Resolution #220610), amended 6/5/78, (Resolution #221046.)
Council Policy 600-series.

POLICY RECOMMENDATION:

It shall be the legislative policy of the Council with regard to Land Use Planning to:

- 1. Support efforts to strengthen the legal and fiscal capability of local agencies for implementing plans, including but not limited to the regulatory authority over zoning, subdivisions, annexation, and taxation.
- 2. Support efforts to strengthen the extension of land use planning authority to include the City's sphere of influence* in such matters as the delivery of public services, annexation, the dedication of land, zoning, and the General Plan.
- 3. Support efforts to clearly define the state's role and authority in land use matters as restricted to those having a clear statewide significance; recognizing that such state authority should not preempt authority presently granted to cities.
- 4. Support efforts to expand local agencies' authority to require land dedications and/or in-lieu fee payments for the site acquisition and construction of public facilities as conditions precedent to the approval of tentative maps of subdivision.
- 5. Oppose efforts which restrict local agency authority to rezone or approve subdivision maps and those which limit the achievement of local planning policy objectives.
- 6. Support efforts to extend the extraterritorial regulatory authority of cities into adjoining unincorporated areas within their sphere of influence.*
- 7. Oppose piecemeal amendments to the California Coastal Act of 1976 not originated or approved by the city-government of the City of San Diego which would alter the Coastal Zone boundary in San Diego.

(Amend)

(Delete
See #6)

(Delete
See #1)

(Amend)

MICROFILMED

222441
Adopt AS Amended 02001
with the exception of Item 6.

LAND USE PLANNING (Continued)

POLICY RECOMMENDATION: Continued

- (Add) 8. Oppose efforts to limit the authority of local agencies to abate nonconforming land uses.
- (Add) 9. Oppose further efforts to attach statutory limitations on the collection and use of park land dedications or payment of in-lieu fees in connection with the approval of subdivision maps.
- (Add) 10. Oppose efforts to further limit the amendment of general plan mandatory elements per calendar year.
- (Add) 11. Support amendments to the California Coastal Act of 1976 that would increase the land use planning authority of cities and counties in the local coastal program process, and that would streamline the certification process in terms of timing and documentation.

*Sphere of influence: "...means a plan for the probable ultimate physical boundaries and service area of a local governmental agency." (Cal. Gov. Code Sec. 54774).

Adopt as amended.

MICROFILMED

02005

222441

LAW ENFORCEMENT AND CRIMINAL JUSTICE

BACKGROUND: Congress and the California Legislature will again attempt to totally revise and streamline their respective Penal Codes. Primary concern in California will be extensive court reform and continued cleanup of the recently enacted Determinate Sentence Law.

REFERENCE: Legislative Policy Guidelines adopted 2/22/78 (Resolution #220343), amended 4/4/78 (Resolution #220610), amended 6/5/78, (Resolution #221046).

POLICY RECOMMENDATION:

It shall be the legislative policy of the Council with regard to Law Enforcement and Criminal Justice to:

- 1. Support legislation that strengthens present state laws against prostitution and gives local governments the power to further restrict or regulate prostitution.
- 2. Support efforts to upgrade the training, education and professionalism of police officers.
- (Delete) 3. Support efforts to improve entry level standards of police officer applicants, including but not limited to psychological testing and polygraph tests.
- (Delete) 4. Support legislation that would provide funding for research and development and/or implementation of innovative approaches to law enforcement with as much local discretion in the use of the funding as possible.
- 5. Support efforts to provide state and federal funding for City law enforcement program costs resulting from criminal activity extending beyond or originating outside the City's boundaries.
- (Transfer to Fiscal Support) 6. Support legislation that requires City taxpayers to pay only their fair tax share of County services costs.
- 7. Support legislation that encourages and/or provides for the better treatment of victims/witnesses of crime and/or encourages victims/witnesses of crime to participate willingly in the criminal justice system.
- (Amend) 8. Support legislation that recognizes and protects constitutional safeguards, without restricting and oppose legislation that imposes upon legally conducted law enforcement activities unnecessary restrictions which exceed constitutional safeguards.
- 9. Support efforts to prohibit the use of children in sexually explicit materials.

UNRECOMMENDED

Restore Items 3 & 4.
Adopt AS Amended.

02006
222441

LAW ENFORCEMENT AND CRIMINAL JUSTICE (Continued)

POLICY RECOMMENDATION: (Continued)

- 10. Support efforts to impose additional penalties upon persons committing crimes involving bodily injury against the elderly, handicapped or children.
- 11. Support efforts to strengthen California's obscenity laws.
- 12. Support state and/or federal efforts to assist local law enforcement agencies in investigating and solving sex-oriented crimes and murders of children.
- (Add) 13. Oppose legislation which broadens access to those law enforcement records, including intelligence files, which are presently privileged and confidential, subject to the public's need to know.

Adopt as amended.

MICROFILMED

02007

222441

RULES APPROVED DRAFT

PUBLIC EMPLOYER-EMPLOYEE RELATIONS

BACKGROUND: The issue of mandatory binding arbitration will continue to be with us in 1979-80 as an ever-present threat to local discretion and authority.

REFERENCE: Legislative Policy Guidelines adopted 2/22/78, (Resolution #220343) amended 4/4/78, (Resolution #220610) amended 6/5/78, (Resolution #221046).
Council Policy (300-6).

POLICY RECOMMENDATIONS:

It shall be the legislative policy of the Council with regard to Public Employer-Employee Relations to:

1. Support efforts to protect the right of cities to establish public employer-employee relations regarding matters of hours, wages, employee benefits, meet and confer procedures, appeal procedures, and management rights.
- (Delete) 2. ~~Oppose efforts to diminish any rights now reserved to the cities.~~
3. Oppose efforts which provide the expressed right of public employees to "strike" or public agencies to "lock out."
4. Oppose efforts to establish a statewide agency or board to administer employer-employee relations, compulsory and binding arbitration procedures, and any delegation of authority to a third party who is not accountable to the local electorate.
- (Delete) 5. ~~Oppose efforts which impose restrictions on the scope and authority of charter cities to control their own retirement systems.~~
- (Amend) 6. Support efforts to establish separate safety standards ~~(Cal-OSHA)~~ for public safety officers, and support efforts to obtain uniform enforcement of safety such standards ~~(Cal-OSHA)~~ by enforcement agencies throughout the state.
7. Oppose efforts to remove the prohibition against peace officers joining bargaining units not composed exclusively of peace officers.

Restore Items 2 & 5
Adopt as amended.

MICROFILMED

02008

222441

RESOURCE CONSERVATION

BACKGROUND: Over the last several years, shortages of natural resources have impacted communities throughout California. This includes shortages of water, natural fuels, and building materials. Thus, the potential for re-use of these resources through recycling or reclaiming is increasing with each day. In past sessions, legislative attention focused on the conservation of water and the pilot water conservation program recently implemented has been successful in San Diego. Beyond this remains the potential for recycling of sewage water, timber products, and other earth resources.

REFERENCE: Legislative Policy Guidelines adopted 2/22/78, (Resolution #220343) amended 4/4/78, (Resolution #220610) amended 6/5/78, (Resolution #221046).

POLICY RECOMMENDATION:

It shall be the legislative policy of the Council with regard to Resource Conservation to:

- 1. Support efforts to promote and ^{where feasible} require conservation of natural resources, including but not limited to water, timber, oil, natural gas, minerals, and earth metals in all aspects of their use by business, agriculture, government, and private life.
- 2. Support efforts to promote and fund the recycling-reclaiming of natural resources for re-use, including but not limited to water, timber, oil, gas, minerals, and earth metals.
- 3. Support efforts to promote and allow the secondary use of "gray water" for outdoor irrigation for commercial and residential purposes.
- 4. Support efforts encouraging the use of meters for water in those communities reliant upon shared water systems.
- 5. Support efforts encouraging the State to establish priorities for the use of water, including the promotion of drought tolerant landscaping.
- 6. Support efforts to implement the most cost-effective alternative energy generation technologies via recycling-reclaiming of water, timber, oil, gas, and solid waste materials.
- 7. Support efforts to secure funds assisting local governments to increase the supply of potable water where technically and economically feasible, including but not limited to the allocation of funds for waste water reclamation and desalinization.

MICROFILMED

Item I - Add "where feasible"

02009
222441

TRANSPORTATION

BACKGROUND: During the last session legislation was enacted which consolidated four state transportation boards into a single California Transportation Commission and reformed the transportation planning programming and funding processes at both the state and local levels. Legislative attention will continue to focus on highway funding priorities. Of concern are potential efforts to restrict funding in regions appearing to have received their fair share of state highway funds.

REFERENCE: Legislative Policy Guidelines adopted 2/22/78 (Resolution #220343), amended 4/4/78 (Resolution #220610), amended 6/5/78 (Resolution #231046).

POLICY RECOMMENDATION:

It shall be the legislative policy of the Council with regard to Transportation to:

1. Support efforts to clearly define state, regional, and local governmental roles and responsibilities with respect to transportation.
2. Support efforts to maximize California's ability to qualify for and receive federal funding for transportation projects and related purposes.
3. Support efforts to increase the amount of funding available to the City for maintaining and/or improving our transportation system.
4. Support effort to maximize local governments' discretionary authority to expend available transportation monies, and to reduce state review requirements of projects that are predominantly of regional or local significance.
- (Amend) 5. Support efforts to provide funding that would complete the missing links of the primary (FAP), and interstate (FAI) and urban (FAU) highway systems.
6. Support efforts to maintain and/or expand ^{freight} rail services to and from San Diego; both north and east of the City.
7. Oppose efforts to alter the membership of the San Diego Metropolitan Transit Development Board to give the City less than 50% representation.
- (Add) 8. Support efforts to allow the exchange of FAU funds with State Gas Tax funds. (#222327 - December 4, 1978).

Item 6 - Add "freight" between "expand" and "RAIL".

Add Items 9, 10, & 11. See attached. 02010
222441

MICROFILMED

9. Support efforts to designate the route between I-8 and I-805, as Interstate 15.
10. Urge the route adoption and early implementation of Route 52 from I-5 to State Route 125.
11. City supports the cooperative development of an adequate transportation system for the North City area. Said system to include at a minimum the following facilities: 1) Route 56 (I-5 to I-15), 2) SF 728 as a prime arterial, and 3) SA 680 as a prime arterial."

MICROFILMED

02011

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WORKERS' COMPENSATION

BACKGROUND: During recent legislative sessions, numerous bills were introduced regarding the entire area of Workers' Compensation. There is, for the first time, a thrust to limit employers' liability, primarily arising out of the mushrooming "continuous trauma" phenomenon. There is also a counter-thrust to increase benefits both in the disability and medical areas, primarily in the form of a diminution of employer control over its incurred workers' compensation liabilities. The greatest concern to the City will be to stem and stop efforts to place the City's self-funded and self-administered program under the direct operational control of the State Division of Industrial Accidents; and ongoing effort to directly regulate local government in this area.

REFERENCE: Legislative Policy Guidelines adopted 2/22/78, (Resolution #220343), amended 4/4/78 (Resolution #220610) amended 6/5/78, (Resolution #221046).

POLICY RECOMMENDATION:

It shall be the legislative policy of the Council with regard to Workers' Compensation to :

1. Oppose legislative efforts to increase the City's liability base for Workers' Compensation.
2. Oppose efforts to impose state controls and regulation over legally uninsured local government such as the City of San Diego.
3. Oppose Workers' Compensation legislation that does not provide for full reimbursement to local government for mandated cost increases.
4. Encourage efforts to change the basic interpretation of Workers' Compensation laws from the present bias in all cases in favor of the employee/applicant to that of a charge to resolve disputes in the interest of equity and fairness to the employee and the employer.

Adopted by Resolution No. 215271 2-4-1976
 Amended by Resolution No. 217593 1-19-1977
 Amended by Resolution No. 220343 2-22-1978
 Amended by Resolution No. 220610 4-4-1978
 Amended by Resolution No. 221046 6-5-1978

No action

MICROFILMED

02012

222441

DEC 18 1978

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

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<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"/>
Bill Lowery	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
Lucy Killea	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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.

(Seal)

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

By E. A. Cook, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number 222441 Adopted DEC 18 1978

RECEIVED
CITY CLERK'S OFFICE
1978 DEC -8 AM 10:36
SAN DIEGO, CALIF.

10/10/78

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