

ORDINANCE NO. 0-15427
(New Series)

JAN 19 1981

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 7, DIVISION 31 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 27.3106 AND 27.3107 RELATING TO PROCEDURE FOR FILLING VACANCIES IN ELECTIVE OFFICES.

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

Section 1. That Chapter II, Article 7, Division 31 of the San Diego Municipal Code be and it is hereby amended by amending Sections 27.3106 and 27.3107, to read as follows:

SEC. 27.3106 FIRST PUBLIC HEARING

a. At the first public hearing required by Section 27.3105, each applicant shall be allowed three (3) minutes to make a presentation to the Council in support of the applicant's candidacy for appointment. At the discretion of the presiding officer, Council members may ask brief questions for clarification concerning either the presentation or matters contained in the application filed with the City Clerk.

b. Before the conclusion of the first public hearing the Council shall select at least four (4) but no more than six (6) applicants to appear at the second public hearing. After the selection is made the presiding officer shall announce the

names of the applicants invited to appear at the second public hearing and advise those selected that each will be required to file financial disclosure statements with the City Clerk by close of business (5:00 o'clock p.m.) on the following day or the next business day if the following days are holidays.

SEC. 27.3107 SECOND PUBLIC HEARING AND APPOINTMENT

a. At the second public hearing required by Section 27.3105, applicants shall be expected to answer questions concerning their candidacy. Such questions may concern but need not be limited to the candidate's background, philosophy of government, reasons for seeking appointment, and opinions on relevant municipal issues. The presiding officer shall allow, through appropriate parliamentary procedures and within appropriate time limits, an appropriate number of questions to be asked of any applicant by those members of the public in attendance at the second public meeting.

b. At the conclusion of the second public hearing the Council may then or at a later meeting adopt a resolution appointing the person to fill the vacancy.

Section 2. 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 Stuart H. Swett
Stuart H. Swett
Chief Deputy City Attorney

SHS:rc:011(x072)
12/16/80
Or. Dept.: Mayor

SEC. 27.3106 FIRST PUBLIC HEARING

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b. Before the conclusion of the first public hearing the Council shall ~~adjourn-into-executive session-and~~ select at least four (4) but no more than six (6) applicants to appear at the second public hearing. After the selection is made the ~~Council-shall-reconvene-in-public-session-and-the~~ presiding officer shall announce the names of the applicants invited to appear at the second public hearing and advise those selected that each will be required to file financial disclosure statements with the City Clerk by close of business (5:00 o'clock p.m.) on the following day or the next business day if the following days are holidays.

SEC. 27.3107 SECOND PUBLIC HEARING AND APPOINTMENT

a. At the second public hearing required by Section

27.3105, applicants shall be expected to answer questions concerning their candidacy. Such questions may concern but need not be limited to the candidate's background, philosophy of government, reasons for seeking appointment, and opinions on relevant municipal issues. The presiding officer shall allow, through appropriate parliamentary procedures and within appropriate time limits, an appropriate number of questions to be asked of any applicant by those members of the public in attendance at the second public meeting.

b. At the conclusion of the second public hearing the Council may then or at a later meeting ~~meet-in executive-session-to~~ adopt a resolution appointing the person to fill the vacancy.

Passed and adopted by the Council of The City of San Diego on JAN 19 1981,
 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"/>
Bill Cleator	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<hr/>	<hr/>	<hr/>	<hr/>	<hr/>
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"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dick Murphy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lucy Killea	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

VACANT

AUTHENTICATED BY: PETE WILSON
 Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR
 City Clerk of The City of San Diego, California.
 By *June A. Blackwell*, Deputy.

(Seal)

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 JAN 5 1981, and on JAN 19 1981.

~~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.

CHARLES G. ABDELNOUR
 City Clerk of The City of San Diego, California.
 By *June A. Blackwell*, Deputy.

(Seal)

Office of the City Clerk, San Diego, California

Ordinance Number 0-15427 Adopted JAN 19 1981

CERTIFICATE OF PUBLICATION

San Diego, City of
202 C St., 12th floor
San Diego, CA 92101
ATTN: June Blacknell

RECEIVED
CITY CLERK'S OFFICE
1981 FEB -6 PM 3:32
SAN DIEGO, CALIF.

IN THE MATTER OF
AN ORDINANCE AMENDING CHAPTER II, ARTICLE 7,
DIVISION 31 OF THE SAN DIEGO MUNICIPAL CODE BY
AMENDING SECTIONS 27.3106 AND 27.3107 RELATING TO
PROCEDURE FOR FILLING VACANCIES IN ELECTIVE OFFICES.

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AMENDING SECTIONS 27.3106 AND 27.3107 RELATING TO
PROCEDURE FOR FILLING VACANCIES IN ELECTIVE
OFFICES.
Amends Municipal Code provisions relating to procedure for
filling vacancies in elective offices by deleting reference to ex-
ecutive sessions which are no longer permitted under State law.
A complete copy of the ordinance is available for inspection
in the office of the City Clerk of the City of San Diego, 12th Floor
City Administration Building, 202 "C" St., San Diego, CA 92101.
Introduced on January 5, 1981.
Passed and adopted by the Council of The City of San Diego
on January 19, 1981.
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 JUNE A. BLACKNELL, Deputy.
Publish February 2, 1981

I, Camille Simpson, am a citizen
of the United States and a resident of the County aforesaid; I am over the
age of eighteen years, and not a party to or interested in the above-entitled
matter. I am the principal clerk of the San Diego Daily Transcript, a
newspaper of general circulation, printed and published daily, except
Saturdays and Sundays, in the City of San Diego, County of San Diego, and
which newspaper has been adjudged a newspaper of general circulation by
the Superior Court of the County of San Diego, State of California, under
the date of January 23, 1909, Decree No. 14894; and the

ORDINANCE NO. 0-15427 (New Series)

is a true and correct copy of which the annexed is a printed copy and was
published in said newspaper on the following date(s), to wit:

February 2, 1981

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 2nd day of Feb., 1981.

Camille Simpson

(Signature)

2 1/8" x 2 x 7 = 31.15"