

RESOLUTION NO. R-253379

JAN 5 1981

RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DECLARING THE RESULTS OF THE CANVASS OF THE SPECIAL MUNICIPAL ELECTION HELD ON NOVEMBER 4, 1980, ON TWO PROPOSITIONS RELATING TO AMENDING SECTIONS 11.1, 12.1 AND 24.1 OF THE CHARTER OF THE CITY OF SAN DIEGO AND TWO PROPOSITIONS RELATING TO INITIATIVE MEASURES ADDING SECTIONS 43.2 AND 130.5 TO THE CHARTER OF THE CITY OF SAN DIEGO.

WHEREAS, this Council by Ordinance No. 15309 (New Series), adopted August 11, 1980, and Ordinance No. 15310 (New Series), adopted August 22, 1980, called a special municipal election to be held in the City on November 4, 1980; and

WHEREAS, this special municipal election was duly consolidated with the statewide general election held upon the same date; and

WHEREAS, the special municipal election was held on November 4, 1980, for the purpose of proposing and submitting to the qualified electors of the City two propositions relating to amending Sections 11.1, 12.1 and 24.1 of the Charter of The City of San Diego and two propositions relating to initiative measures adding Sections 43.2 and 130.5 to the Charter of The City of San Diego, as follows:

PROPOSITION L:

CITY OF SAN DIEGO CHARTER AMENDMENT.
AMENDS SECTION 11.1 OF THE CHARTER OF
THE CITY OF SAN DIEGO.

Extends the prohibition against unlawful delegation of the legislative responsibility to set compensation for City employees to any scheme or formula which seeks to fix the compensation to that of employees of any other public agency whose governing board is not elected by and not accountable to the people of the City of San Diego.

PROPOSITION M:

CITY OF SAN DIEGO CHARTER AMENDMENT.
AMENDS SECTIONS 12.1 AND 24.1 OF THE
CHARTER OF THE CITY OF SAN DIEGO.

Provides that each year the Salary Setting Commission shall recommend to the Council the enactment of an ordinance establishing the salary of the Mayor and Members of the Council for the following fiscal year instead of submitting recommendations every even year. The Council shall adopt the salaries as recommended by the Commission, or in some lesser amount, but in no event may it increase the amount.

PROPOSITION N:

INITIATIVE MEASURE ADDING SECTION 130.5
TO THE CHARTER OF THE CITY OF SAN DIEGO.

Establishes a formula to pay San Diego City fire fighters salaries equal to the average of salaries paid to fire fighters of the five largest cities in California other than San Diego. Each year the Civil Service Commission is required to survey the rates of compensation paid to fire fighters, fire engineers, fire captains, fire battalion chiefs and fire deputy chiefs in the five largest cities and certify to the City Council the average monthly salary, excluding fringe benefits, paid to these ranks.

Requires the City Council to fix minimum monthly rates of compensation paid to San Diego City fire fighters at least equal to the average salary for each rank as certified by the Civil Service Commission. The rates of compensation fixed shall be minimum rates and nothing in section would prevent the City from meeting and conferring with fire fighters' representatives to negotiate rates of compensation in excess of the minimum rates provided for.

Provides for gradual adjustment of salaries over four years. The difference between San Diego City fire fighters' salaries and those of the surveyed cities shall be computed in 1981 and adjusted each fiscal year with 40 percent of the difference to be paid July 1, 1981 and 20 percent on each succeeding July 1 so that from and after July 1, 1984, San Diego City fire fighters shall be paid salaries at least equal to the average salaries for those ranks in the surveyed cities.

PROPOSITION O:

INITIATIVE MEASURE ADDING SECTION 43.2
ENTITLED, "FAIR RENT BOARDS" TO THE
CHARTER OF THE CITY OF SAN DIEGO.

Shall the Charter be amended to do, among other things, the following: to create eight (8) local boards of five (5) members to review complaints with respect to rent increases, with various powers, including the power to limit the increases to fair and equitable levels and to disapprove excessive increases; to create a central board consisting of 17 members made up of one (1) landlord and one (1) tenant member from each of the local boards and a 17th member selected by them with various powers, including the power to suspend the rent adjustment provision of the amendment, make studies, report to the Council on the rental market and subpoena witnesses; to provide for rent increases only when demonstrated necessary to the landlord making a fair return on investment; and to limit the landlord's right to recover possession?

WHEREAS, a copy of the certificate of the Registrar of Voters of the County of San Diego canvassing the returns of the special municipal election, including absentee votes cast, as certified to the Clerk of the Board of Supervisors, has been duly received; and

WHEREAS, a canvass of the special municipal election has been completed and the City Clerk has certified the results to the City Council; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the Council finds and determines pursuant to the provisions of Section 27.2206 of the San Diego Municipal Code, as follows:

1. The total number of votes cast in the City, including absentee votes, is 348,683.

2. The number of votes, including absentee votes, cast for and against each of the four propositions lettered L, M, N and O and the total number of votes cast upon each proposition, including absentee votes, are as follows:

PROPOSITION L:

For	178,998
Against	<u>117,316</u>
Total	296,314

PROPOSITION M:

For	123,778
Against	<u>168,084</u>
Total	291,862

PROPOSITION N:

For	137,008
Against	<u>174,418</u>
Total	311,426

PROPOSITION O:

For	83,979
Against	<u>241,234</u>
Total	325,213

3. Proposition L received the affirmative vote of a majority of the qualified voters voting on said proposition and is hereby declared to have been approved. Propositions M, N and O did not receive the affirmative vote of a majority of the qualified voters voting on said propositions and are hereby declared to have failed.

4. The number of votes cast, including absentee votes, is recorded in the Election Returns Book, which book is a part of the records of this Council.

5. The City Clerk shall make public the results of the canvass of the special municipal election by publication of a copy of this resolution.

APPROVED: JOHN W. WITT, City Attorney

By Stuart H. Swett
Stuart H. Swett
Chief Deputy City Attorney

SHS:rc:930.43
12/9/80
Or. Dept.: Clerk

R 253379

CERTIFICATE OF CITY CLERK

I, CHARLES G. ABDELNOUR, City Clerk of The City of San Diego, California,
DO HEREBY CERTIFY the results of the canvass of the Special Municipal Election
held on Tuesday, November 4, 1980, to be as follows, to wit:

- (a) The whole number of votes cast in the City was 348,683 ;
- (b) The measure voted upon, and the number of
votes given for and against each measure are
as follows, to wit:

PROPOSITION L

CITY OF SAN DIEGO CHARTER AMENDMENT. AMENDS SECTION 11.1 OF THE
CHARTER OF THE CITY OF SAN DIEGO.

Extends the prohibition against unlawful delegation of the
legislative responsibility to set compensation for City employ-
ees to any scheme or formula which seeks to fix the compen-
sation to that of employees of any other public agency whose
governing board is not elected by and not accountable to the
people of the City of San Diego.

This proposition requires a majority vote.

For said proposition the vote was	<u>178,998</u> ;
Against said proposition the vote was	<u>117,316</u> ;
The total vote was	<u>296,314</u> ;

PROPOSITION M

CITY OF SAN DIEGO CHARTER AMENDMENT. AMENDS SECTIONS 12.1 AND 24.1
OF THE CHARTER OF THE CITY OF SAN DIEGO.

Provides that each year the Salary Setting Commission shall
recommend to the Council the enactment of an ordinance
establishing the salary of the Mayor and Members of the
Council for the following fiscal year instead of submitting
recommendations every even year. The Council shall adopt
the salaries as recommended by the Commission, or in some
lesser amount, but in no event may it increase the amount.

This proposition requires a majority vote.

For said proposition the vote was	<u>123,778</u>	;
Against said proposition the vote was	<u>168,084</u>	;
The total vote was	<u>291,862</u>	;

PROPOSITION N

INITIATIVE MEASURE ADDING SECTION 130.5 TO THE CHARTER OF THE CITY OF SAN DIEGO.

Establishes a formula to pay San Diego City fire fighters salaries equal to the average of salaries paid to fire fighters of the five largest cities in California other than San Diego. Each year the Civil Service Commission is required to survey the rates of compensation paid to fire fighters, fire engineers, fire captains, fire battalion chiefs and fire deputy chiefs in the five largest cities and certify to the City Council the average monthly salary, excluding fringe benefits, paid to these ranks.

Requires the City Council to fix minimum monthly rates of compensation paid to San Diego City fire fighters at least equal to the average salary for each rank as certified by the Civil Service Commission. The rates of compensation fixed shall be minimum rates and nothing in section would prevent the City from meeting and conferring with fire fighters' representatives to negotiate rates of compensation in excess of the minimum rates provided for.

Provides for gradual adjustment of salaries over four years. The difference between San Diego City fire fighters' salaries and those of the surveyed cities shall be computed in 1981 and adjusted each fiscal year with 40 percent of the difference to be paid July 1, 1981 and 20 percent on each succeeding July 1 so that from and after July 1, 1984, San Diego City fire fighters shall be paid salaries at least equal to the average salaries for those ranks in the surveyed cities.

This proposition requires a majority vote.

For said proposition the vote was	<u>137,008</u>	;
Against said proposition the vote was	<u>174,418</u>	;
The total vote was	<u>311,426</u>	;

PROPOSITION 0

CITY OF SAN DIEGO CHARTER AMENDMENT INITIATIVE. AMMENDS CHARTER OF THE CITY OF SAN DIEGO BY ADDING A NEW SECTION 43.2 ENTITLED, "FAIR RENT BOARDS."

Shall the Charter be amended to do, among other things, the following: to create eight (8) local boards of five (5) members to review complaints with respect to rent increases, with various powers, including the power to limit the increases to fair and equitable levels and to disapprove excessive increases; to create a central board consisting of 17 members made up of one (1) landlord and one (1) tenant member from each of the local boards and a 17th member selected by them with various powers, including the power to suspend the rent adjustment provision of the amendment, make studies, report to the Council on the rental market and subpoena witnesses; to provide for rent increases only when demonstrated necessary to the landlord making a fair return on investment; and to limit the landlord's right to recover possession?

This proposition requires a majority vote.

For said proposition the vote was	<u>83,979</u>	;
Against said proposition the vote was	<u>241,234</u>	;
The total vote was	<u>325,213</u>	;

(c) The number of votes given in each precinct for and against each measure is recorded in the Election Returns Book, which book is authorized and is considered as a part of the Council.



CHARLES G. ABDELNOUR, City Clerk of the
City of San Diego, California

(SEAL)

Dated at San Diego, California
this 4 day of December, 1980

Passed and adopted by the Council of The City of San Diego on JAN 5 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator Vacant	<input 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"/>
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"/>
Mike Gotch 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"/>

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 Ellen Bower, Deputy.

(Seal)

Office of the City Clerk, San Diego, California

Resolution Number R 252379 Adopted JAN 5 1981

CERTIFICATE OF PUBLICATION

FILED
1980
JAN 19 1980
CITY CLERK

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WHEREAS, this Council by Ordinance No. 15308 (New Series), adopted August 11, 1980, and Ordinance No. 15210 (New Series), adopted August 22, 1980, called a special municipal election to be held in the City on November 4, 1980; and

WHEREAS, this special municipal election was duly consolidated with the statewide general election held upon the same date; and

WHEREAS, the special municipal election was held on November 4, 1980 for the purpose of proposing and submitting to the qualified electors of the City two propositions relating to amending Sections 11.1, 12.1 and 24.1 of the Charter of The City of San Diego and two propositions relating to initiative measures adding Sections 43.2 and 130.5 to the Charter of The City of San Diego, as follows:

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CITY OF SAN DIEGO CHARTER AMENDMENT. AMENDS SECTIONS 12.1 AND 24.1 OF THE CHARTER OF THE CITY OF SAN DIEGO

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Carille Simpson

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RESOLUTION NO. R-25379
CITY OF SAN DIEGO
JANUARY 19, 1980

19th Jan. 1980

Carille Simpson
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