

(R-82-1276)

RESOLUTION NUMBER R- 255828

Adopted on FEB 16 1982

WHEREAS, the City declared its support for AB 1743 (Ryan) on July 27, 1981 via Resolution No. R-254701; and

WHEREAS, The Bill died in the State Senate Local Government Committee last year but has been resurrected this session; and

WHEREAS, since last July, the City has received additional information regarding the merits of the Bill and is now aware that significant opposition has been registered to its passage, as indicated in the January 15, 1982 memorandum from the Intergovernmental Relations Department to the Rules Committee, attached hereto as Attachment "A"; and

WHEREAS, as a result of the factors arising since last July, it is deemed prudent at this time to withdraw City support for the Bill, adopt a neutral stance, and pursue additional legislation as appropriate; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that Resolution No. R-254701, adopted July 27, 1981 declaring support for Assembly Bill 1743 (Ryan) be and the same is hereby rescinded.

BE IT FURTHER RESOLVED, that The City of San Diego takes no position on Assembly Bill 1743 and directs its Legislative

Representative to pursue additional legislation as may be appropriate.

APPROVED: John W. Witt, City Attorney

By Jack Katz
Jack Katz
Chief Deputy City Attorney

JK:smm
2/4/82
Or.Dept:Rules
Form=r.82-1276

CITY of SAN DIEGO
MEMORANDUM

FILE NO.:

Phone: 236-6276

DATE : January 15, 1982

TO : The Committee on Rules, Legislation and Intergovernmental Relations

FROM : John Witzel via Director, Intergovernmental Relations Department

SUBJECT: Reconsideration of City Position on AB 1743 (Ryan)

Subject bill, which technically died in Senate Local Government, has been resurrected through a bit of parliamentary maneuvering.

We took a support position on July 27, 1981. I recommend that we reconsider that position for the following reasons:

1. The bill would lock into law the definition of costs that could be charged by a county to a city for services rendered under contract. Therefore, we would lose the flexibility to negotiate the type of agreement so successfully worked out as to election costs.
2. Presumably, if this restriction is enacted statewide, it could be easily applied to cities in determining costs as a contractor in those cases where we have offered our services to neighboring cities.
3. AB 1743 attempts to mandate that which should be negotiated on a local level between the two parties to a contract. In effect, it restricts local authority to determine either the costs to be charged or the costs to be paid. It is a little like binding arbitration prior to the impasse.
4. All of the major independent cities in the State oppose AB 1743.
5. All of the major counties and CSAC oppose AB 1743.
6. The Contract Cities Association is attempting to use AB 1743 to broaden their organization into a statewide group that could eventually divide and weaken the League of Cities.

Unfortunately, this measure is dividing cities at a time when we most need to be united; therefore, I recommend that the City change their position to either oppose or watch because the bill mandates contract provisions, and because we now stand alone in conflict with all of the other independent cities. At the very least we should take no position as opposed to the present support position.

SH:mpa

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Passed and adopted by the Council of The City of San Diego on FEB 16 1982,
 by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Susan Golding	<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"/>
Ed Struiksma	<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"/>

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. Blackrell*, Deputy.

Office of the City Clerk, San Diego, California

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