

(O-87-230)

ORDINANCE NUMBER O- 16935 (NEW SERIES)

ADOPTED ON SEP 8 1987

AN ORDINANCE AMENDING CHAPTER IX, ARTICLE 8,
DIVISION 3, OF THE SAN DIEGO MUNICIPAL CODE BY
ADDING PARAGRAPH (h) TO SECTION 98.0301
RELATING TO THE HOUSING COMMISSION.

WHEREAS, The City of San Diego has, in accordance with the authorization in the Housing Authority Law of the State of California, caused the creation of a Housing Commission and has delegated certain functions of the Housing Authority of The City of San Diego to the Housing Commission in accordance with said Housing Authority Law; and

WHEREAS, the appointed members of the Housing Commission have expressed a desire that The City of San Diego provide supplemental indemnification in the event the Housing Commission itself is unable, for any reason, to provide proper indemnification to the Housing Commission members acting within the scope of their duties; NOW, THEREFORE,

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

Section 1. That Chapter IX, Article 8, Division 3, of the San Diego Municipal Code be and the same is hereby amended by adding paragraph (h) to Section 98.0301 to read as follows:

SEC. 98.0301 SAN DIEGO HOUSING COMMISSION

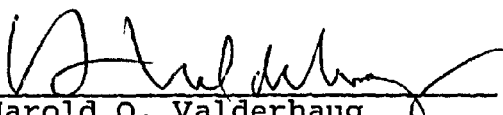
(a) through (g) [No changes to paragraphs (a) through (g)].

(h) Indemnification of Members: To the fullest extent that Commission would itself be permitted by law, and to the extent that insurance and other resources available to Commission are inadequate, City shall indemnify members of the Commission, including former members, against all expenses, judgments, fines, settlements and other amounts actually and reasonably incurred by them in connection with any threatened, pending or completed action or proceeding, whether civil or administrative. Expenses shall include, without limitation, attorney's fees and any expenses of establishing a right to indemnification.

City shall, where indemnification is warranted as provided above, advance expenses incurred by a member in defending any such proceeding, before final disposition thereof, on receipt by City of an undertaking on behalf of that member that the advance will be repaid unless it is ultimately determined that the member is entitled to be indemnified by City for those expenses.

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 
Harold O. Valderhaug
Deputy City Attorney

HOV:ps
07/15/87
Or.Dept:Atty
O-87-230
Form=o.none

0-16935

SEP 3 1987

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

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<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"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
William Jones	<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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Judy McCarty	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Celia Ballesteros	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

MAUREEN O'CONNOR
Mayor of The City of San Diego, California.

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

By *Jana M. Martin* 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

SEP 3 1987, and on SEP 8 1987.

~~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 *Jana M. Martin* Deputy.

(Seal)

Office of the City Clerk, San Diego, California	
Ordinance Number	<u>0-16935</u> Adopted <u>SEP 8 1987</u>

RECEIVED
CITY CLERK'S OFFICE
1987 JUL 22 PM 4:43
SAN DIEGO, CALIF.

JK

RECEIVED
CITY CLERK'S OFFICE

1987 SEP 25 PM 12:48

SAN DIEGO, CALIF.

CITY OF SAN DIEGO
202 C STREET, 2ND FLOOR
SAN DIEGO, CA 92101
ATTN: TENA MARTIN

IN THE MATTER OF

NO.

AN ORDINANCE AMENDING CHAPTER IX, ARTICLE 8, DIVISION 3, OF THE SAN DIEGO MUNICIPAL CODE

ORDINANCE NUMBER 0-16935 (NEW SERIES)

AN ORDINANCE AMENDING CHAPTER IX, ARTICLE 8, DIVISION 3, OF THE SAN DIEGO MUNICIPAL CODE BY ADDING PARAGRAPH (h) TO SECTION 98.0301 RELATING TO THE HOUSING COMMISSION.

This ordinance adds a paragraph (h) to Section 98.0301, Division 3, Article 8, Chapter IX, of the San Diego Municipal Code relating to indemnification of members of the Housing Commission. A copy of the full text of the ordinance is on file in the office of the City Clerk and available for public inspection.

A complete copy of the Ordinance is available for inspection in the Office of the City Clerk of the City of San Diego, 2nd Floor, City Administration Building, 202 "C" Street, San Diego, CA 92101.

Introduced on August 3, 1987
Passed and adopted by the Council of The City of San Diego on September 8, 1987

AUTHENTICATED BY: MAUREEN O'CONNOR
Mayor of The City of San Diego, California
CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California
By TENA MARTIN, Deputy
Pub. September 22, 1987

I, THOMAS D. KELLEHER, 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

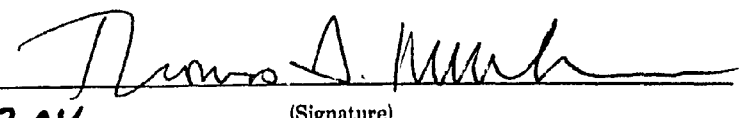
ORDINANCE NUMBER 0-16935 (NEW SERIES)

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:

SEPT. 22

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

Dated at San Diego, California this 22 day of SEPT., 19 87.


(Signature)

24 lines x .98 = \$ 47.04
(2 1/4" x 10.78 x 2 = \$ 48.52)