

ORDINANCE NUMBER O- 17744 (NEW SERIES)

ADOPTED ON FEB 24 1992

AN ORDINANCE OF THE CITY OF SAN DIEGO, CALIFORNIA, REPEALING ORDINANCE NO. O-17713 (NEW SERIES) ADOPTED ON NOVEMBER 25, 1991; AND, ORDERING, CALLING, PROVIDING FOR AND GIVING NOTICE OF A SPECIAL MUNICIPAL ELECTION TO BE HELD IN THE CITY OF SAN DIEGO ON JUNE 2, 1992, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY OF SAN DIEGO ONE PROPOSITION AMENDING THE CHARTER OF THE CITY OF SAN DIEGO BY AMENDING CHARTER SECTIONS 12, 24 AND 40 ESTABLISHING TERM LIMITS FOR CITY COUNCIL MEMBERS, MAYOR AND CITY ATTORNEY; ONE PROPOSITION AMENDING THE CHARTER OF THE CITY OF SAN DIEGO BY AMENDING CHARTER SECTION 12 PERTAINING TO ELECTIONS OF COUNCIL MEMBERS IN THE EVENT OF VACANCY IN OFFICE; ONE PROPOSITION AMENDING THE CHARTER OF THE CITY OF SAN DIEGO BY AMENDING CHARTER SECTIONS 4 AND 5 AND ADDING CHARTER SECTION 5.1 ESTABLISHING A REDISTRICTING COMMISSION; ONE PROPOSITION AMENDING THE CHARTER OF THE CITY OF SAN DIEGO BY ADDING CHARTER SECTION 32.1 PERTAINING TO CITY MANAGER AND NON-MANAGERIAL OFFICERS' DUTY TO REPORT MATTERS TO CITY COUNCIL; ONE PROPOSITION AMENDING THE CHARTER OF THE CITY OF SAN DIEGO BY ADDING CHARTER SECTION 225 REQUIRING DISCLOSURE BY PERSONS DOING BUSINESS WITH CITY; ONE PROPOSITION PERTAINING TO RATIFICATION OF A TRANSFER OF A PORTION OF MT. SOLEDAD NATURAL PARK TO A PRIVATE NON-PROFIT CORPORATION; AND, ONE PROPOSITION (ADVISORY VOTE ONLY) PERTAINING TO ALLOCATION OF PROCEEDS FROM THE SAN DIEGO COUNTY REGIONAL JUSTICE AGENCY'S HALF-CENT SALES TAX FOR POLICE SERVICES; AND, CONSOLIDATING SAID SPECIAL MUNICIPAL ELECTION WITH THE STATE PRIMARY ELECTION TO BE HELD IN SAID CITY ON JUNE 2, 1992.

WHEREAS, under authority of San Diego City Charter section 23 and San Diego Municipal Code section 27.2501, the Council of

The City of San Diego has the authority to place proposed legislative acts, including charter amendments, on the ballot for vote of the people without having first received a petition therefor; and

WHEREAS, San Diego City Charter section 55 allows the City to remove park land from designated park status and transfer that land to private ownership with ratification by two-thirds (2/3) of the qualified electors of the City voting at an election for such purpose; and

WHEREAS, California Elections Code section 5353 authorizes advisory elections to be held for the purpose of allowing voters to voice their opinion on substantive issues; and

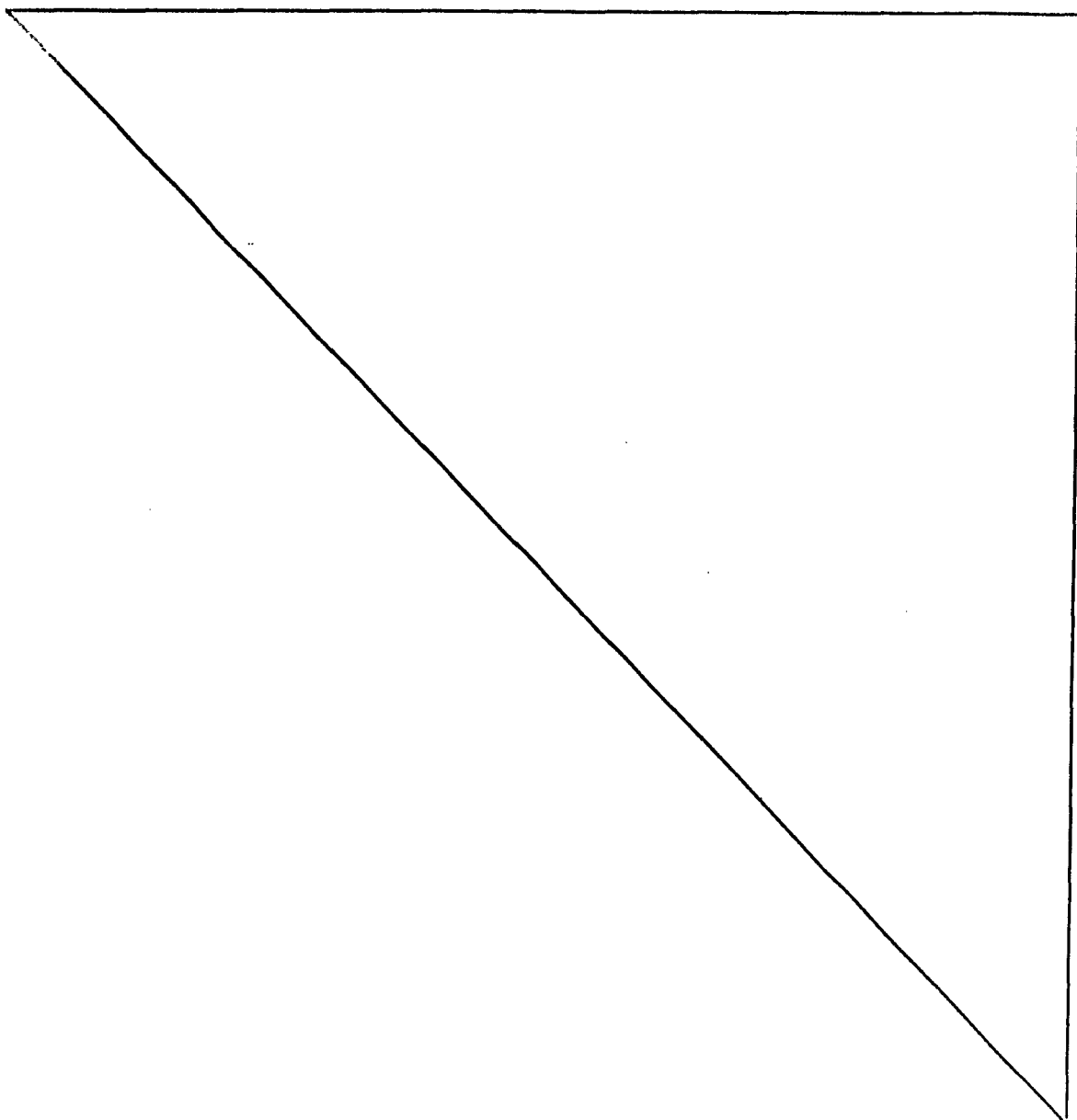
WHEREAS, the City Council of The City of San Diego, California, will request the Board of Supervisors of the County of San Diego to order the consolidation of the Special Municipal Election to be held on June 2, 1992, with the State Primary Election to be held on the same date; NOW, THEREFORE,

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

Section 1. In order to consolidate the ballot issues of placing term limits on elected City officials by amending Sections 12, 24 and 40 into one proposition, Ordinance No. 17713 (New Series), adopted on November 25, 1991, ordering, calling, providing for and giving notice of a Special Municipal Election on same be and hereby is repealed.

Section 2. A Special Municipal Election is hereby called

and ordered to be held in The City of San Diego, California, on June 2, 1992, and pursuant to Section 23 of the Charter of The City of San Diego and Section 27.2501 of the San Diego Municipal Code, the Council of The City of San Diego, being the legislative body thereof, hereby submits to the qualified voters of the City at such Special Municipal Election the following propositions:



PROPOSITION _____.

Amends Sections 12, 24 and 40 of the Charter of The City of San Diego to read as follows:

SECTION 12. THE COUNCIL.

The Council shall be composed of nine (9) Council members, including the Mayor, and shall be the legislative body of the City, each of the members of which including the Mayor, shall have the right to vote upon all questions before it.

At the municipal primary and general election in 1979, a Mayor shall be chosen by the electors for a term of five (5) years. A Mayor shall thereafter be elected for a term of four (4) years in the manner prescribed by Section 10 of this Charter. The Mayor shall hold office for the term prescribed from and after 10 a.m. the first Monday after the first day of December next succeeding the election and until a successor is elected and qualified.

Council members, other than the Mayor, shall be elected at either the municipal primary or the general municipal election held in the odd-numbered years and, except as hereinafter provided, shall hold office for the term of four (4) years from and after 10 a.m. the first Monday after the first day of December next succeeding their election and until their successors are elected and qualified.

Notwithstanding any other provision of this Charter and commencing with elections held in 1992, no person shall serve

more than two consecutive four-year terms as a Council member from any particular district. If for any reason a person serves a partial term as Councilmember from a particular district in excess of two (2) years, that partial term shall be considered a full term for purposes of this term limit provision. Persons holding office prior to the November 1992 election shall not have prior or current terms be counted for the purpose of applying this term limit provision to future elections.

Upon any redistricting pursuant to the provisions of this Charter, incumbent Council members will continue to represent the district in which they reside, unless as a result of such redistricting more than one incumbent Council member resides within any one district, in which case the City Council may determine by lot which Council member shall represent each district. At the next municipal primary and general elections following a redistricting, Council members shall be elected from those districts not represented and from those districts represented by incumbent Council members whose terms expire as of the general election in said year. If as a result of any redistricting more than a simple majority of the City Council as redistricted shall be elected at either the municipal primary or general election next following any such redistricting, the City Council prior to any such election shall designate one or more new districts for which the initial councilmanic term shall be two (2) years in order to retain staggered terms for Council members.

In the event a vacancy occurs for any reason in the office of a Council District, the Council shall have the authority to fill such vacancy by appointment by the remaining Council members; provided, however, that if the Council fails to fill such vacancy by appointment within thirty (30) days after the vacancy occurs, the Council shall immediately cause an election to be held to fill such vacancy solely in the district in which the vacancy occurred. Such election shall be conducted within ninety (90) days of the vacancy. In the event one candidate receives the majority of votes cast for all candidates for the particular vacant elective office, the candidate so receiving the majority of votes shall be deemed to be and declared by the Council to be elected to the vacant office. In the event no candidate receives a majority of votes cast, the two candidates receiving the highest number of votes for the particular vacant elective office at the election shall be the candidates, and only candidates, for the vacant office and the names of only those two candidates shall be printed on the ballots to be used at the run-off election. Any person who fills the vacancy, whether by appointment or election in the District, shall hold office only until the next regular municipal election, at which time a person shall be elected under the provisions of Section 10 of this Charter to serve for the remainder, if any, of the unexpired term.

It is the duty of the Council members to attend all Council meetings. The Council shall vacate the seat of any Council

member who is absent from eight (8) consecutive meetings or fifty percent (50%) of any scheduled meetings within a month unless the absence thereof is excused by resolution of the Council.

Council members, including the Mayor, shall devote full time to the duties of their office and not engage in any outside employment, trade, business or profession which interferes or conflicts with those duties.

Council members shall not be eligible during the term for which they were appointed or elected to hold any other office or employment with the City, except as Mayor or City Attorney and as a member of any Board, Commission or Committee thereof, of which they are constituted such a member by general law or by this Charter.

SECTION 24. MAYOR.

The Mayor shall preside at the meetings of the Council and perform such other duties as may be prescribed by this Charter or as may be imposed by the Council, consistent with the duties of the office of Mayor. The Mayor shall have no power of veto, but shall have a vote as a member of the Council. The Mayor shall be recognized as the official head of the City for all ceremonial purposes, by the courts for purpose of serving civil process, for the signing of all legal instruments and documents, and by the Governor for military purposes. On or before the 15th day of January of each year, the Mayor shall communicate by message to the City Council a statement of the conditions and affairs of the City, and make recommendations on such matters as he or she may

deem expedient and proper. In time of public danger or emergency, the Mayor may, with the consent of the Council, take command of the police, maintain order and enforce the law.

The rate of pay of the Mayor shall be \$12,000.00 per year.

In the event of a vacancy occurring in the office of the Mayor, existing by reason of any cause, the Council shall have authority to fill such vacancy, provided, however, that if the Council shall fail to fill such vacancy by appointment within thirty (30) days after the vacancy, the Council must immediately cause an election to be held to fill such vacancy. Any person appointed to fill such vacancy shall hold office only until the next regular municipal election, at which date a person shall be elected to serve for the remainder of such unexpired term.

Notwithstanding any other provision of this Charter and commencing with elections held in 1992, no person shall serve more than two (2) consecutive four-year terms as Mayor. If for any reason a person serves a partial term as Mayor in excess of two (2) years, that partial term shall be considered a full term for purposes of this term limit provision. Persons holding the office of Mayor prior to the November 1992 election shall not have prior or current terms be counted for the purpose of applying this term limit provision to future elections.

SECTION 40. CITY ATTORNEY.

At the municipal primary and general election in 1977, a City Attorney shall be elected by the people for a term of seven (7) years. A City Attorney shall thereafter be elected for a

term of four (4) years in the manner prescribed by Section 10 of this Charter.

Notwithstanding any other provision of this Charter and commencing with elections held in 1992, no person shall serve more than two (2) consecutive four-year terms as City Attorney. If for any reason a person serves a partial term as City Attorney in excess of two (2) years, that partial term shall be considered a full term for purposes of this term limit provision. Persons holding the office of City Attorney prior to the November 1992 election shall not have prior or current terms be counted for the purpose of applying this term limit provision to future elections.

The City Attorney shall be the chief legal adviser of, and attorney for the City and all Departments and offices thereof in matters relating to their official powers and duties. The attorney and his or her deputies shall devote their full time to the duties of the office and shall not engage in private legal practice during the term for which they are employed by the City, except to carry to a conclusion any matters for which they have been retained prior to taking office.

The City Attorney shall appoint such deputies, assistants, and employees to serve him or her, as may be provided by ordinance of the Council, but all appointments of subordinates other than deputies and assistants shall be subject to the Civil Service provisions of this Charter.

It shall be the City Attorney's duty, either personally or

by such assistants as he or she may designate, to perform all services incident to the legal department; to give advice in writing when so requested, to the Council, its Committees, the Manager, the Commissions, or Directors of any department, but all such advice shall be in writing with the citation of authorities in support of the conclusions expressed in said written opinions; to prosecute or defend, as the case may be, all suits or cases to which the City may be a party; to prosecute for all offenses against the ordinances of the City and for such offenses against the laws of the State as may be required of the City Attorney by law; to prepare in writing all ordinances, resolutions, contracts, bonds, or other instruments in which the City is concerned, and to endorse on each approval of the form or correctness thereof; to preserve in the City Attorney's office a docket of all cases in which the City is interested in any of the courts and keep a record of all proceedings of said cases; to preserve in the City Attorney's office copies of all written opinions he or she has furnished to the Council, Manager, Commission, or any officer. Such docket, copies and papers shall be the property of the City, and the City Attorney shall, on retiring from office, deliver the same, together with all books, accounts, vouchers, and necessary information, to his or her successor in office.

The City Attorney shall have charge and custody of all legal papers, books, and dockets belonging to the City pertaining to the office, and, upon a receipt therefor, may demand and receive

from any officer of the City any book, paper, documents, or evidence necessary to be used in any suit, or required for the purpose of the office.

The City Attorney shall apply, upon order of the Council, in the name of the City, to a court of competent jurisdiction for an order or injunction to restrain the misapplication of funds of the City or the abuse of corporate powers, or the execution or performance of any contract made in behalf of the City which may be in contravention of the law or ordinances governing it, or which was procured by fraud or corruption. The City Attorney shall apply, upon order of the Council, to a court of competent jurisdiction for a writ of mandamus to compel the performance of duties of any officer or commission which fails to perform any duty expressly enjoined by law or ordinance.

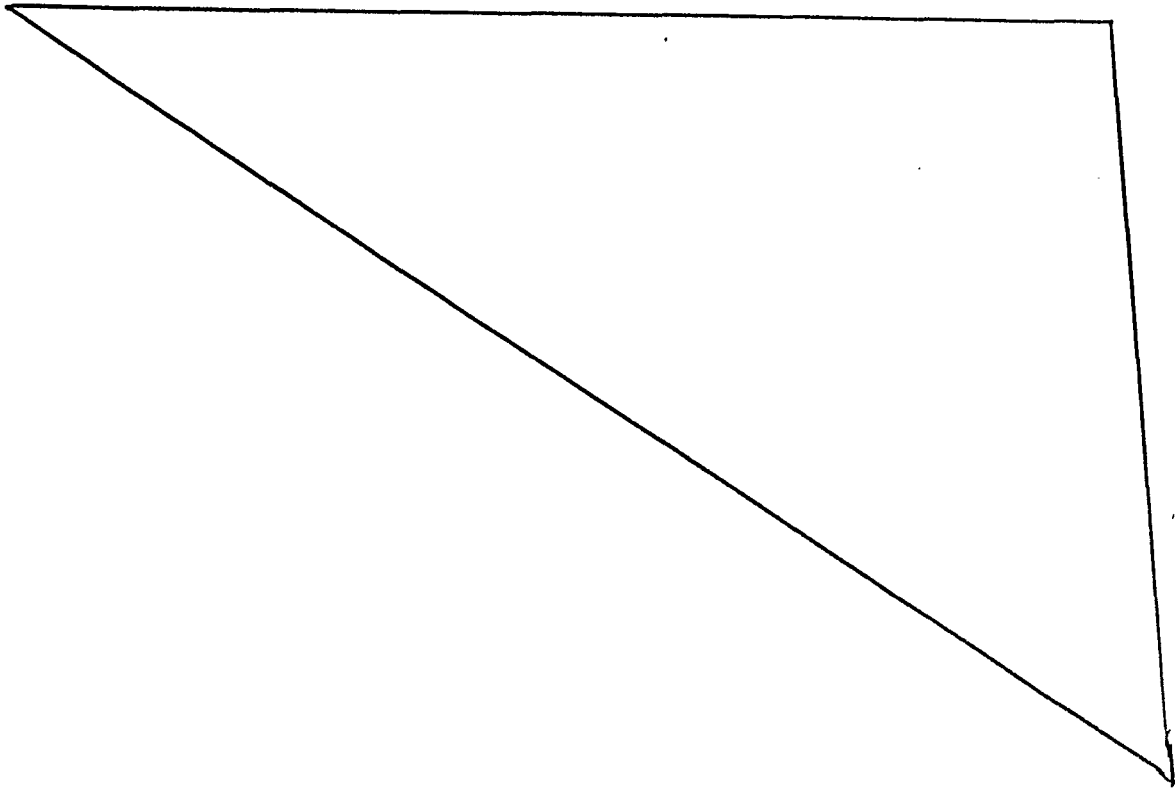
The City Attorney shall perform such other duties of a legal nature as the Council may by ordinance require or as are provided by the Constitution and general laws of the State.

The Council shall have authority to employ additional competent technical legal attorneys to investigate or prosecute matters connected with the departments of the City when such assistance or advice is necessary in connection therewith. The Council shall provide sufficient funds in the annual appropriation ordinance for such purposes and shall charge such additional legal service against the appropriation of the respective Departments.

The salary of the City Attorney shall be fixed by the

Council and set forth in the annual appropriation ordinance, provided that the salary of the City Attorney may not be decreased during a term of office, but in no event shall said salary be less than \$15,000.00 per year.

In the event of a vacancy occurring in the office of the City Attorney by reason of any cause, the Council shall have authority to fill such vacancy, which said authority shall be exercised within thirty (30) days after the vacancy occurs. Any person appointed to fill such vacancy shall hold office until the next regular municipal election, at which time a person shall be elected to serve the unexpired term. Said appointee shall remain in office until a successor is elected and qualified.



PROPOSITION _____

Amends Section 12 of the Charter of The City of San Diego to read as follows:

SECTION 12. THE COUNCIL.

The Council shall be composed of nine (9) Council members, including the Mayor, and shall be the legislative body of the City, each of the members of which including the Mayor, shall have the right to vote upon all questions before it.

At the municipal primary and general election in 1979, a Mayor shall be chosen by the electors for a term of five (5) years. A Mayor shall thereafter be elected for a term of four (4) years in the manner prescribed by Section 10 of this Charter. The Mayor shall hold office for the term prescribed from and after 10 a.m. the first Monday after the first day of December next succeeding the election and until a successor is elected and qualified.

Council members, other than the Mayor, shall be elected at either the municipal primary or the general municipal election held in the odd-numbered years and, except as hereinafter provided, shall hold office for the term of four (4) years from and after 10 a.m. the first Monday after the first day of December next succeeding their election and until their successors are elected and qualified. Upon any redistricting pursuant to the provisions of this Charter, incumbent Council members will continue to represent the district in which they reside, unless as a result of such redistricting more than one

incumbent Council member resides within any one district, in which case the City Council may determine by lot which Council member shall represent each district. At the next municipal primary and general elections following a redistricting, Council members shall be elected from those districts not represented and from those districts represented by incumbent Council members whose terms expire as of the general election in said year. If as a result of any redistricting more than a simple majority of the City Council as redistricted shall be elected at either the municipal primary or general election next following any such redistricting, the City Council prior to any such election shall designate one or more new districts for which the initial councilmanic term shall be two (2) years in order to retain staggered terms for Council members.

Except as otherwise provided in this paragraph, in the event a vacancy occurs for any reason in the office of a Council District, the Council shall immediately cause an election to be held to fill such vacancy solely in the district in which the vacancy occurred. Such election shall be conducted within ninety (90) days of the vacancy. The candidate receiving the greatest number of votes shall be deemed to be and declared by the Council to be elected to the vacant office. If, however, a vacancy occurs for any reason in the office of a Council District within 100 days of an upcoming regular municipal election, the Council may in its discretion forgo the election process and fill the vacancy by appointment. Any person who fills the vacancy shall

hold office only until the next regular municipal election, at which time a person shall be elected under the provisions of Section 10 of this Charter to serve for the remainder, if any, of the unexpired term.

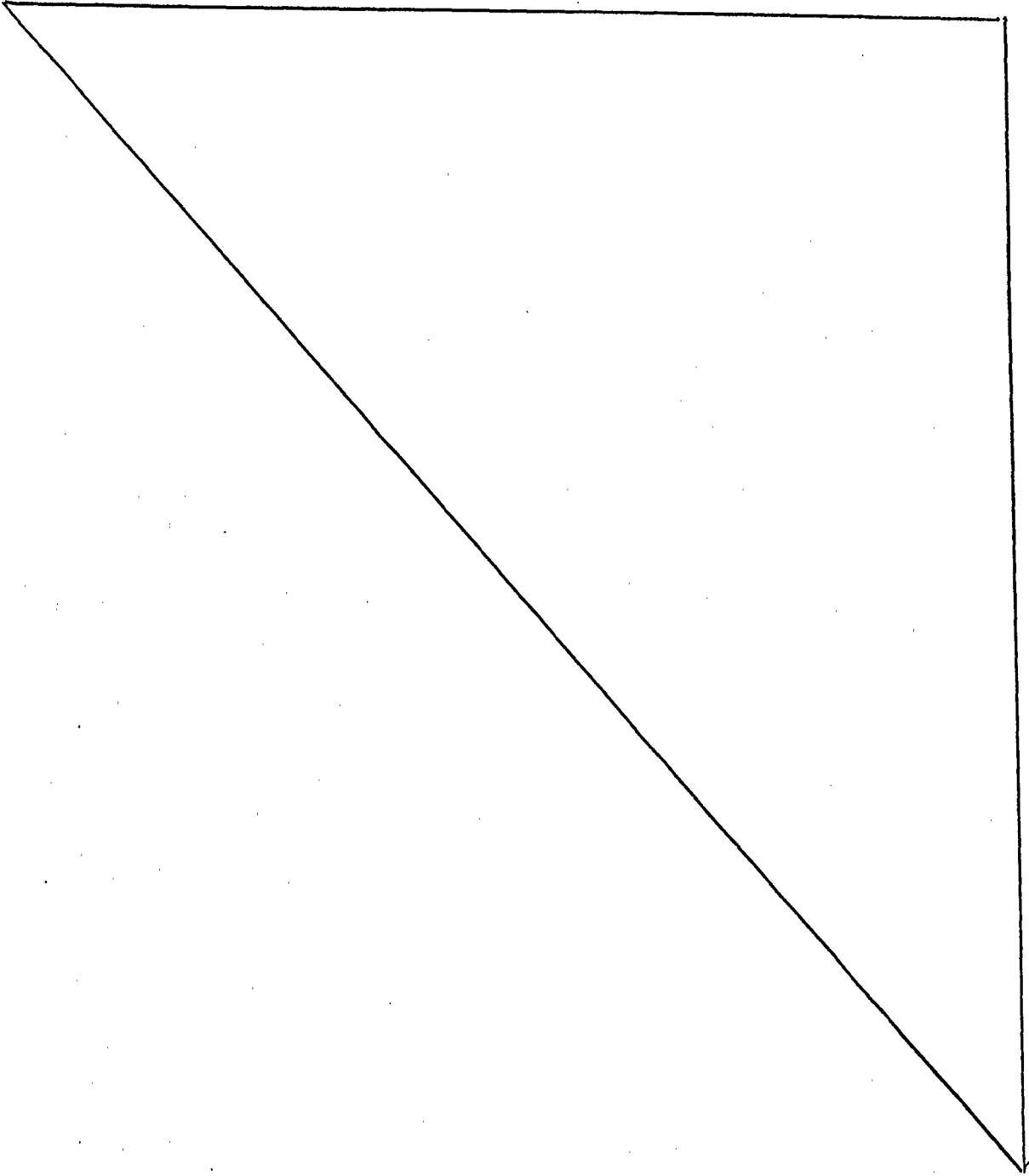
It is the duty of the Council members to attend all Council meetings. The Council shall vacate the seat of any Council member who is absent from eight (8) consecutive meetings or fifty percent (50%) of any scheduled meetings within a month unless the absence thereof is excused by resolution of the Council.

Council members, including the Mayor, shall devote full time to the duties of their office and not engage in any outside employment, trade, business or profession which interferes or conflicts with those duties.

Council members shall not be eligible during the term for which they were appointed or elected to hold any other office or employment with the City, except as Mayor or City Attorney and as a member of any Board, Commission or Committee thereof, of which they are constituted such a member by general law or by this Charter.

Notice to the Voter: This proposition, if adopted, would amend Section 12 of the San Diego City Charter. Proposition ____, which would establish term limits, also appears on this ballot and would also amend Section 12 of the San Diego City Charter if adopted. You may vote for or against either proposition. If

both are adopted by majority vote, then Section 12 will be treated as amended to include both amendments. This paragraph will not be codified in Charter Section 12.



PROPOSITION _____

Amends Sections 4 and 5 and adds Section 5.1 to Article II of the Charter of The City of San Diego to read as follows:

SECTION 4. DISTRICTS ESTABLISHED.

For the purpose of electing members of the Council the City shall be divided into eight Districts as nearly equal in population as practicable. For the municipal primary and general election in 1965, the boundaries of the eight council districts shall be established by the City Council as such Council was elected at the municipal election in 1963. Thereafter the boundaries of such districts shall be subject to alteration and change under the provisions of this Charter.

In any redistricting plan adopted by the Redistricting Commission pursuant to Section 5.1 or ordinance adopted by the Council establishing, changing or altering the boundaries of any council district, the redistricting plan or ordinance may describe the new boundaries by reference to a map on file in the office of the City Clerk; a metes and bounds description of the new boundaries need not be contained in said redistricting plan or ordinance.

SECTION 5. REDISTRICTING.

In the event that any voting precinct which may be established at the time this Charter takes effect or which may be thereafter established is partly within two or more such districts said precinct shall be allocated to the District in

which a majority of the voters within such precinct resides, and said district boundaries shall be changed accordingly. The City shall be redistricted pursuant to Section 5.1 of this Charter at least once in every ten (10) years, but no later than nine months following the receipt of the final Federal Decennial Census information.

Any territory hereafter annexed to or consolidated with The City of San Diego shall at the time of such annexation or consolidation be added to an adjacent District or Districts by an ordinance of the Council. However, if any territory annexed, deannexed or consolidated upsets the approximate equality of the populations of the established districts, a redistricting shall be conducted pursuant to Section 5.1 of this Charter, except that the nomination period for appointment to the Redistricting Commission shall commence on the July 1 immediately succeeding the annexation, deannexation or consolidation and the Redistricting Commission shall be constituted no later than the next November 1.

In any redistricting, the districts shall be comprised of contiguous territory and made as equal in population as shown by the census reports, and as geographically compact as possible, and the districts so formed shall, as far as possible, be bounded by natural boundaries, by street lines and/or by City boundary lines.

SECTION 5.1

The members of the City Council shall be elected by

districts, as follows:

Subject to the provisions of the City Charter relating to referendum and initiative powers of the people, the sole and exclusive authority to adopt plans which specify the boundaries of districts for the City Council is vested in the Redistricting Commission, to be established by this Section.

Commencing in the year following the year in which the national decennial census is taken under the direction of the United States Congress at the beginning of each decade, the Redistricting Commission shall adopt plans that redistrict the City into eight (8) Council districts designated by numbers 1 to 8 inclusive. Those districts shall be used for all elections of Council members, including their recall, and for filling any vacancy in the office of member of the Council, subsequent to the effective date of this Section (and until new districts are established).

No change in the boundary or location of any district by redistricting as herein provided shall operate to abolish or terminate the term of office of any member of the Council prior to the expiration of the term of office for which such member was elected.

Districts formed by the Redistricting Commission shall each contain, as nearly as practicable, one-eighth of the total population of the City as shown by the Federal census immediately proceeding such formation of districts.

Each redistricting plan shall provide fair and effective

representation for all citizens of the City, including racial, ethnic, and language minorities, and be in conformance with the requirements of the United States Constitution and Federal statutes.

To the extent it is practical to do so, districts shall: preserve identifiable communities of interest; be geographically compact -- populous contiguous territory shall not be bypassed to reach distant populous areas; be composed of whole census units as developed by the United States Bureau of the Census; be composed of contiguous territory with reasonable access between population centers in the district, and not be drawn for the purpose of advantaging or protecting incumbents.

The Redistricting Commission shall be composed of seven (7) members who shall be appointed by the Presiding Judge of the Municipal Court, San Diego Judicial District. In the event that the Presiding Judge declines to make the appointments, they shall be made by a Municipal Court Judge selected by vote of the Judges of the Municipal Court, San Diego Judicial District. Should the Judges of the Municipal Court decline to so act, then the Redistricting Commission shall be appointed by a panel of three retired Superior Court Judges drawn at random by the City Manager in the fashion described in Penal Code sections 900(a) and 902. In the event that all of the preceding individuals decline to act, then the Redistricting Commission shall be appointed by a majority vote of the City Council in the fashion set forth below. The term "Presiding Judge," as used herein below, shall include

any person or any body acting to appoint the Redistricting Commission pursuant to the provisions of this paragraph.

The City Clerk shall solicit nominations for appointment to the Redistricting Commission in accordance with this Section and shall distribute to the news media the announcement of a thirty (30) day nomination period (which shall commence on July 1, 2000, and on July 1 of every year in which a national decennial census is taken) and the guidelines for selection of Commission members.

Individuals or organizations desiring to nominate persons for appointment to the Commission shall do so in writing to the City Clerk within the nomination period. The City Clerk shall transmit the names and information regarding all nominees with the names of nominating individuals and organizations to the Presiding Judge immediately upon the close of nominations. The Presiding Judge shall appoint the members constituting the Commission no later than November 1, 2000, and on November 1 of every year in which a national decennial census is taken. The Presiding Judge shall appoint women and men who will give the Redistricting Commission geographic, social and ethnic diversity, and who, in his or her judgment, have a high degree of competency to carry out the responsibilities of the Commission. The appointees shall include individuals with a demonstrated capacity to serve with impartiality in a nonpartisan role.

Each member of the Commission shall be registered to vote in The City of San Diego.

Persons who accept appointment to the Commission, at the

time of their appointment, shall file a written declaration with the City Clerk stating that within five (5) years of the Commission's adoption of a final redistricting plan, they will not seek election to a San Diego City public office. The members of the Redistricting Commission shall serve until the redistricting plan adopted by the Commission becomes effective and any and all legal and referendum challenges have been resolved.

Any vacancy in the Redistricting Commission which occurs after the Commission is constituted shall be filled within seven (7) calendar days by the Presiding Judge of the San Diego County Municipal Court, San Diego Judicial District, following the same procedure and using the same criteria established with this Section and making the selection from the same pool of individuals given consideration for appointment when the Commission was constituted.

Within twenty (20) days after the membership of the Commission is appointed, it shall hold its first meeting at a time and place designated by the City Clerk.

All Commission meetings shall be open to the public and Commission records, data and plans shall be available, at no charge, for public inspection during normal business hours in the office of the City Clerk. Copies of records and plans shall be provided, for a reasonable fee, to any interested person.

The Commission shall elect a chair and a vice chair and shall employ a chief of staff, who shall serve at the

Commission's pleasure, exempt from Civil Service, and shall contract for needed staff, technical consultants and services, using existing City staff to the extent possible.

Aye votes by 5 members of the Commission shall be required for the appointment of its chief of staff, the election of its chair, and the adoption of the final redistricting plan and a majority vote of the Commission shall be required for all other actions. A majority of the entire Commission shall constitute a quorum for the transaction of business or exercise of any power of the Commission.

The Commission shall make every reasonable effort to afford maximum public access to its proceedings. It shall solicit public comment and shall hold at least four (4) public hearings in various geographic areas of the City before the preparation of a preliminary redistricting plan.

At least thirty (30) days prior to the adoption of a final plan, the Commission shall file a preliminary plan with the City Clerk, along with a written statement of findings and reasons for adoption which includes notation of all criteria employed in the process and a full analysis and explanation of decisions made by the Commission.

During the thirty (30) day period after such filing, the Commission shall hold at least three (3) public hearings in various geographic areas of the City before it adopts a final plan. Upon approval of the final plan, the Commission shall adjust the boundaries of any or all of the Council districts of

the City pursuant to the final plan. Said final redistricting plan shall be effective thirty (30) days after adoption and shall be subject to the right of referendum in the same manner as are ordinances of the City Council. If rejected by referendum, the same Commission shall create a new plan pursuant to the criteria set forth in Sections 5 and 5.1.

Within sixty (60) days after the members of the Commission are appointed, the Commission shall adopt a budget and submit it to the Presiding Judge. If he or she approves it, it shall be forwarded to the City Council for its consideration. The City Council shall appropriate funds to the Commission and to the City Clerk adequate to carry out their duties under this Section.

If any part of these amendments to Sections 4 or 5 of the Charter or the addition of Section 5.1 to the Charter or their application to any person or circumstances is held invalid, the invalidity shall not affect other provisions or applications which reasonably can be given effect without the invalid provision or application.

PROPOSITION ____.

Adds Section 32.1 to Article V of the Charter of The City of San Diego to read as follows:

**SECTION 32.1. RESPONSIBILITY OF MANAGER AND
NON-MANAGERIAL OFFICERS
TO REPORT TO COUNCIL.**

The City Manager and all non-managerial officers of the City shall inform the Council of all material facts or significant developments relating to all matters under the jurisdiction of the Council as provided under this Charter except as may be otherwise controlled by the laws and regulations of the United States or the State of California. The Manager and all non-managerial officers shall also comply promptly with all lawful requests for information by the Council.

PROPOSITION _____

Adds Section 225 to the Charter of The City of San Diego to read as follows:

SECTION 225. MANDATORY DISCLOSURE OF BUSINESS INTERESTS.

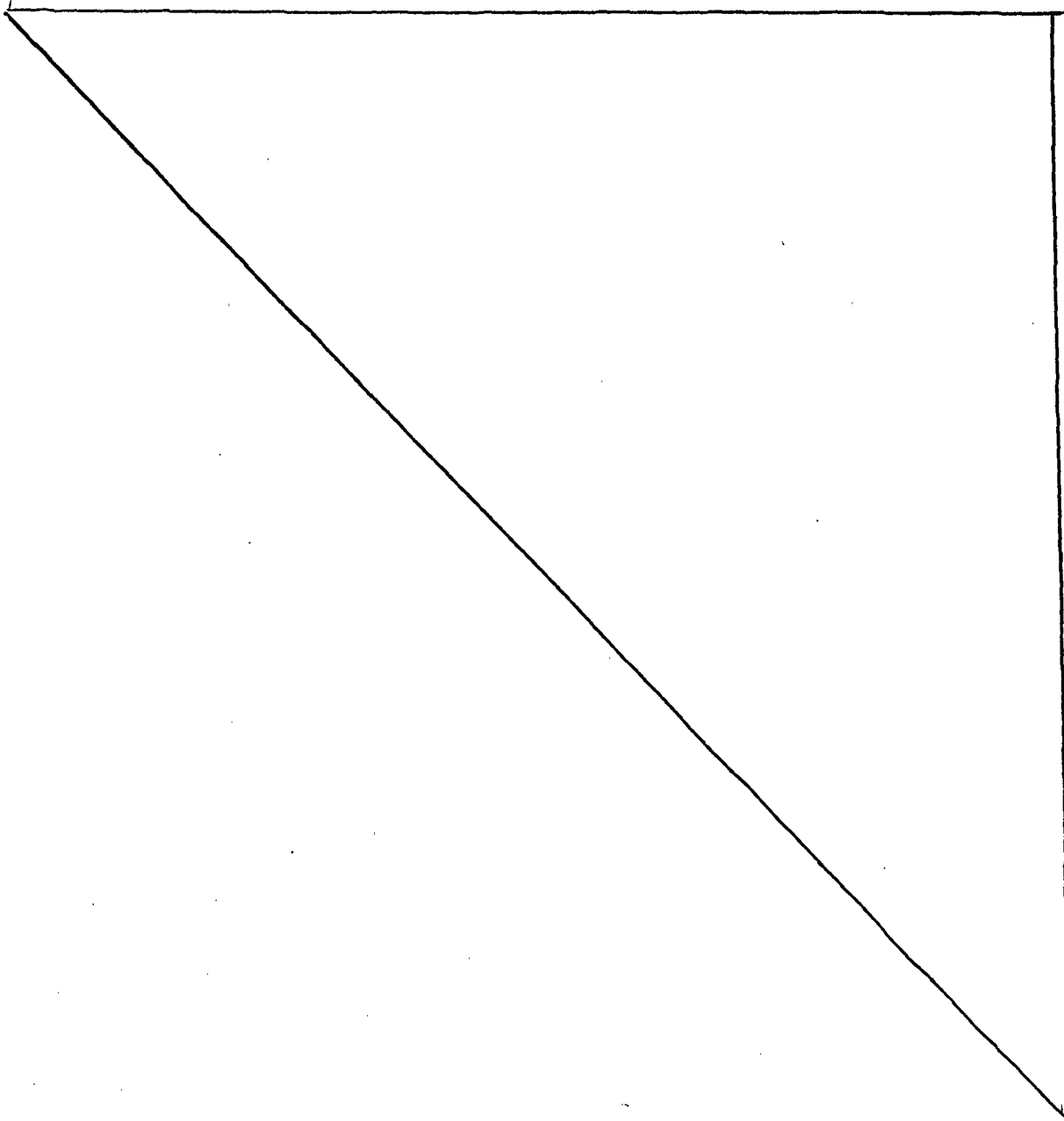
No right, title or interest in the City's real or personal property, nor any right, title or interest arising out of a contract, or lease, may be granted or bargained pursuant to the City's general municipal powers or otherwise, nor any franchise, right or privilege may be granted pursuant to Section 103 or 103.1 of this Charter, unless the person applying or bargaining therefor makes a full and complete disclosure of the name and identity of any and all persons directly or indirectly involved in the application or proposed transaction and the precise nature of all interests of all persons therein.

Any transfer of rights, privileges or obligations arising from a franchise, right or privilege granted under Charter section 103 or 103.1, or any transfer of any right, title or interest in the City's real or personal property, or any right, title or interest arising out of a contract, or lease, which may be granted or bargained pursuant to the City's general municipal powers or otherwise, shall also require a full and complete disclosure as set forth above.

Failure to fully disclose all of the information enumerated above shall be grounds for denial of any application or proposed transaction or transfer and may result in forfeiture of any and

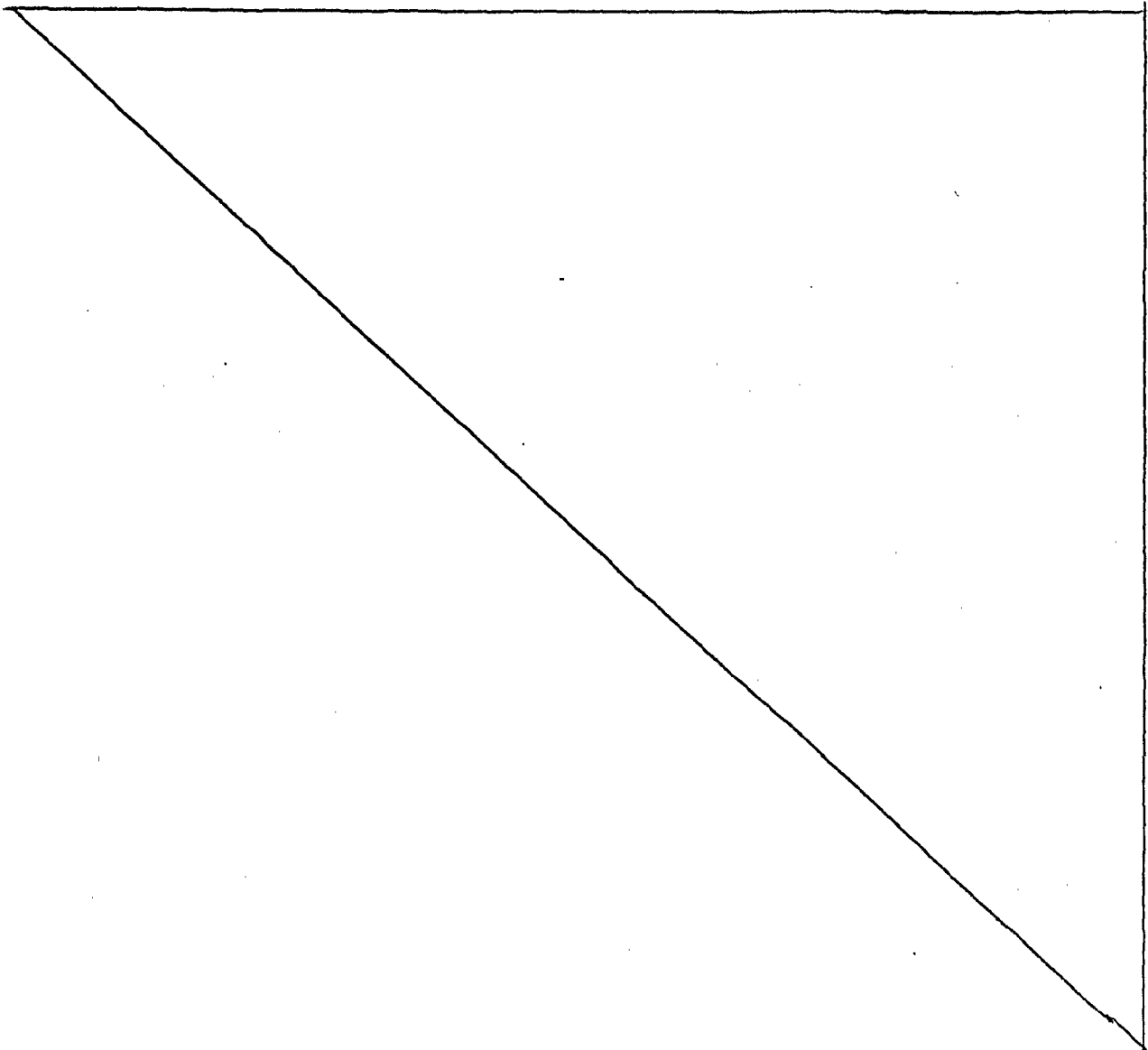
all rights and privileges that have been granted heretofore.

For purposes of this Charter section, the term "person" means any natural person, joint venture, joint stock company, partnership, association, firm, club, company, corporation, business trust, organization or entity.



PROPOSITION _____

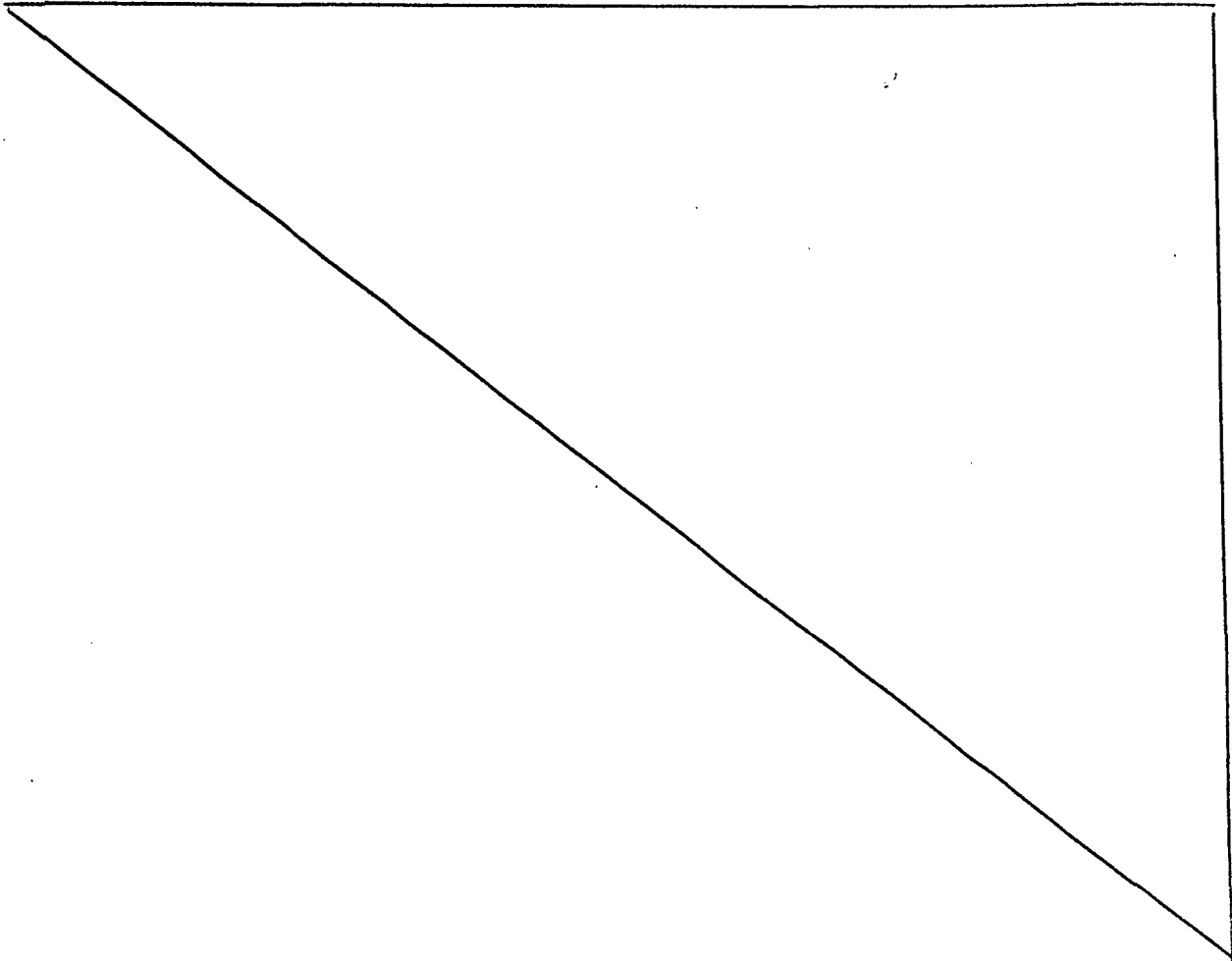
Shall the removal from dedicated park status of that portion of Mt. Soledad Natural Park necessary to maintain the property as an historic war memorial, and the transfer of the same parcel by The City of San Diego to a private non-profit corporation for not less than fair market value be ratified?



PROPOSITION ____.

(ADVISORY VOTE ONLY)

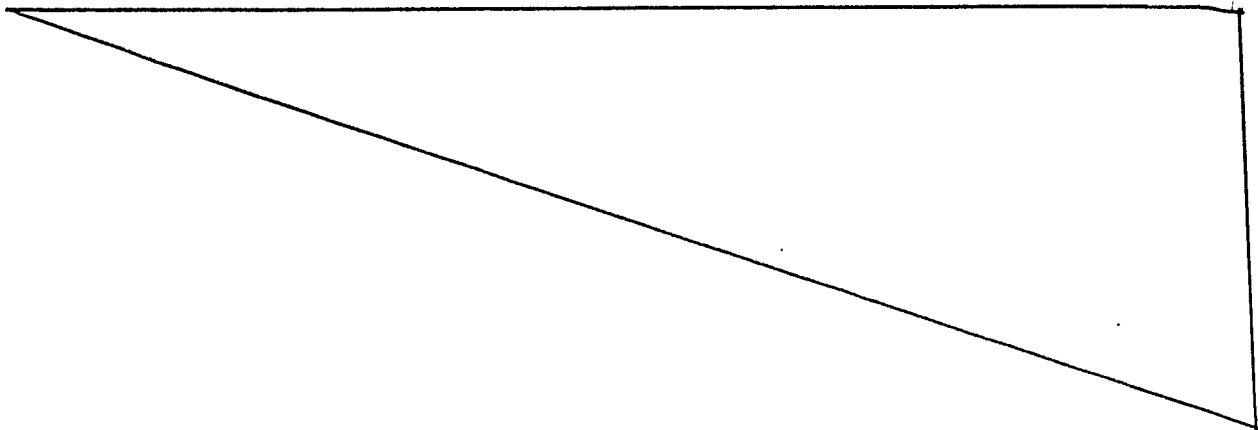
Shall a portion of the proceeds of the one-half cent sales tax which has been collected from San Diego citizens since 1988 for the San Diego County Regional Justice Agency be refunded to San Diego's citizens by an equitable distribution of \$170 million dollars to the City to be held in public trust and duly invested, with the proceeds of investment to be appropriated annually for increases in the number of sworn police officers for The City of San Diego?



Section 3. The propositions shall be presented and printed upon the ballot and submitted to the voters in the manner and form set out in Section 4 of this ordinance.

Section 4. The polls for this Special Municipal Election shall be open at 7 a.m. (local time) on June 2, 1992, and remain open continuously until 8 p.m. (local time) on the same day at which time the polls shall be closed, except as provided in Section 14301 of the Elections Code of the State of California.

Section 5. Since this election is being consolidated with the State Primary Election, and since the City Clerk of The City of San Diego is hereby authorized to canvass returns of this election, and since only one form of ballot is authorized, the method of voting upon the propositions shall be as provided in the Elections Code of the State of California; and, on the ballots to be used at this Special Municipal Election, in addition to any other matters required by law, there shall be printed substantially the following:



PROPOSITION ____ . AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY AMENDING SECTIONS 12, 24 AND 40.

Amends Section 12 of the City Charter to prohibit any person from serving more than two consecutive four-year terms as a Councilmember from any particular district, commencing with elections in 1992. Provides that if for any reason a person serves a partial term as Councilmember from a particular district in excess of 2 years, that partial term shall be considered a full term for purposes of this term limit provision.

Amends Section 24 of the City Charter to prohibit any person from serving more than two consecutive four-year terms as Mayor, commencing with elections in 1992. Provides that if for any reason a person serves a partial term as Mayor in excess of 2 years, that partial term shall be considered a full term for purposes of this term limit provision.

Amends Section 40 of the City Charter to prohibit any person from serving more than two consecutive four-year terms as City Attorney, commencing with elections in 1992. Provides that if for any reason a person serves a partial term as City Attorney in excess of 2 years, that partial term shall be considered a full term for purposes of this term limit provision.

Amends Sections 12, 24 and 40 of the City Charter to provide that persons holding the office of Council member, Mayor or City Attorney prior to the 1992 election shall not have prior or current terms be counted for the purpose of applying the term limit provisions to future elections.

Y E S

N O

PROPOSITION ____ . AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY AMENDING SECTION 12.

Amends Section 12 of the City Charter to remove the City Council's authority to appoint someone to fill a vacancy in a Council office, except when the vacancy occurs within 100 days of an upcoming regular municipal election; and, instead to require the City Council to cause a special election to be held to fill a vacancy in a Council office. Provides that a special election called to fill a Council vacancy is to be held within ninety (90) days of the vacancy. Provides that the candidate receiving the greatest number of votes in an election to fill a Council vacancy shall be deemed and declared to be elected to the vacant office.

Y E S

Provides Notice to the Voter, as follows: This proposition, if adopted, would amend Section 12 of the San Diego City Charter. Proposition ____, which would establish term limits, also appears on this ballot and would also amend Section 12 of the San Diego City Charter if adopted. You may vote for or against either proposition. If both are adopted by majority vote, then Section 12 will be treated as amended to include both amendments. This paragraph will not be codified in Charter Section 12.

N O

PROPOSITION ____ . AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY AMENDING SECTIONS 4 AND 5 AND ADDING SECTION 5.1.

Amends Section 5 of the City Charter requiring the City to be redistricted at least once every 10 years pursuant to Charter Section 5.1, and to require redistricting to be conducted pursuant to Charter Section 5.1 if any territory annexed, deannexed or consolidated upsets the approximate equality of populations of established districts.

Adds Section 5.1 to the City Charter requiring that a Redistricting Commission be established approximately every decade to adopt redistricting plans to be used for all elections of Council members; setting forth the standards to be used by any Redistricting Commission in adopting redistricting plans; establishing that a Redistricting Commission is to be appointed by the Presiding Judge of the Municipal Court, and setting forth alternative methods of appointment; setting forth the nominating procedures for appointment to a Redistricting Commission; setting forth the requirements for membership on a Redistricting Commission; setting forth the requirements for Redistricting Commission meetings and records; stating that a Redistricting Commission's adoption of a final Redistricting plan shall be subject to the right of referendum; requiring the City Council to appropriate funds adequate to carry out a Redistricting Commission's duties under this Charter section.

Amends Section 4 of the City Charter to refer to redistricting plans adopted by a Redistricting Commission pursuant to Section 5.1.

Contains a severability clause.

Y E S

N O

PROPOSITION ____ . AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY ADDING SECTION 32.1.

Adds section 32.1 to the City Charter to require the City Manager and all non-managerial officers of the City to inform the Council of all material facts or significant developments relating to all matters under the jurisdiction of the Council as provided under this Charter except as may be otherwise controlled by the laws and regulations of the United States or the State of California. Further requires the Manager and all non-managerial officers to also comply promptly with all lawful requests for information by the Council.

Y E S

N O

<p>PROPOSITION ____ . AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY ADDING SECTION 225.</p> <p>Adds Section 225 to the City Charter to require that all persons proposing to do business with the City fully disclose the name and identity of all persons involved in the proposed transaction and the nature of their interest therein, if that proposed transaction could result in a contract, lease, or franchise. Provides for potential forfeiture of rights for failure to fully disclose. Defines "person" broadly for purposes of this Section.</p>	<p>Y E S</p>	
	<p>N O</p>	

<p>PROPOSITION ____.</p> <p>Shall the removal from dedicated park status of that portion of Mt. Soledad Natural Park necessary to maintain the property as an historic war memorial, and the transfer of the same parcel by The City of San Diego to a private non-profit corporation for not less than fair market value be ratified?</p>	<p>Y E S</p>	
	<p>N O</p>	

<p>PROPOSITION ____ . (ADVISORY VOTE ONLY)</p> <p>Shall a portion of the proceeds of the one-half cent sales tax which has been collected from San Diego citizens since 1988 for the San Diego County Regional Justice Agency be refunded to San Diego's citizens by an equitable distribution of \$170 million dollars to the City to be held in public trust and duly invested, with the proceeds of investment to be appropriated annually for increases in the number of sworn police officers for The City of San Diego?</p>	<p>Y E S</p>	
	<p>N O</p>	

Section 6. An appropriate mark placed in the voting square after the word "YES," shall be counted in favor of the adoption of the propositions. An appropriate mark placed in the voting square after the word "NO," in the manner hereinbefore provided shall be counted against the adoption of the propositions.

Section 7. The Special Municipal Election called for June 2, 1992, in The City of San Diego is hereby ordered consolidated with the State Primary Election to be held on the same date. Within The City of San Diego precincts, polling places and officers of the election for the Special Municipal Election shall be the same as those provided for in the State Primary Election.

Section 8. The Registrar of Voters of the County of San Diego is hereby authorized to canvass the returns of the Special Municipal Election and these elections shall be held in all respects as if there were only one election, and within the City only one form of ballot shall be used. The City Clerk shall certify the results of the canvass of the returns of this Special Municipal Election to the Council of The City of San Diego which shall then declare the results of the election.

Section 9. The propositions submitted by this ordinance shall be designated on the ballot by a letter printed on the left margin of the square containing the description of the measure as provided in Section 10219 of the Elections Code of the State of California.

Section 10. Except as otherwise provided in this ordinance,

the Special Municipal Election shall be conducted as provided by law for other municipal elections of the City.

Section 11. The City Clerk shall cause this ordinance to be published once in the official newspaper. No other notice of the election need be given.

Section 12. Pursuant to Section 17 of the Charter, this ordinance relating to elections shall take effect on FEB 24 1992, 1992, being the day of its introduction and passage.

APPROVED: JOHN W. WITT, City Attorney

By *Cristie C McGuire*
Cristie C. McGuire
Deputy City Attorney

CCM:jrl
02/21/92
02/24/92
02/25/92 REV. 1
Or.Dept:Clerk
0-92-108
Form=o+t

412

FEB 24 1992

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"/>
Ron Roberts	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Hartley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
George Stevens	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Behr	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Valerie Stallings	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Judy McCarty	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Filner	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Valerie Stallings recorded as nay vote on proposition establishing term limits for Council Members, Mayor and Attorney.

AUTHENTICATED BY:

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

(Seal)

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

By *Linda Legano*, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on **FEB 24 1992**, said ordinance being of the kind and character authorized for passage on its introduction by Section 16 of the Charter.

~~I FURTHER CERTIFY that the final reading of said ordinance was in full.~~

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.

(Seal)

By *Linda Legano*, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number **0.17744** Adopted **FEB 24 1992**

RECEIVED
92 FEB 21 PM 2:39
CITY CLERKS OFFICE
SAN DIEGO, CA

CERTIFICATE OF PUBLICATION

RECEIVED
CITY CLERK

92 MAR 11 AM 9:45

SAN DIEGO, CALIF.

Civ

OFFICE OF THE CITY CLERK
CITY ADMIN. BLDG.
202 C ST., 2ND FLOOR
SAN DIEGO, CA 92101
ATTN: JACKLYN L. E. SALZWEDEL

IN THE MATTER OF

NO.

AN ORDINANCE OF THE CITY OF SAN DIEGO, CALIFORNIA,...

ORDINANCE NUMBER 0-17744 (NEW SERIES)

AN ORDINANCE OF THE CITY OF SAN DIEGO, CALIFORNIA, REPEALING ORDINANCE NO. 0-17713 (NEW SERIES) ADOPTED ON NOVEMBER 25, 1991; AND, ORDERING, CALLING, PROVIDING FOR AND GIVING NOTICE OF A SPECIAL MUNICIPAL ELECTION TO BE HELD IN THE CITY OF SAN DIEGO ON JUNE 2, 1992, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY OF SAN DIEGO ONE PROPOSITION AMENDING THE CHARTER OF THE CITY OF SAN DIEGO BY AMENDING CHARTER SECTIONS 12, 24 AND 40 ESTABLISHING TERM LIMITS FOR CITY COUNCIL MEMBERS, MAYOR AND CITY ATTORNEY; ONE PROPOSITION AMENDING THE CHARTER OF THE CITY OF SAN DIEGO BY AMENDING CHARTER SECTION 12 PERTAINING TO ELECTIONS OF COUNCIL MEMBERS IN THE EVENT OF VACANCY IN OFFICE; ONE PROPOSITION AMENDING THE CHARTER OF THE CITY OF SAN DIEGO BY AMENDING CHARTER SECTIONS 4 AND 5 AND ADDING CHARTER SECTION 5.1 ESTABLISHING A REDISTRICTING COMMISSION; ONE PROPOSITION AMENDING THE CHARTER OF THE CITY OF SAN DIEGO BY ADDING CHARTER SECTION 32.1 PERTAINING TO CITY MANAGER AND NON-MANAGERIAL OFFICERS' DUTY TO REPORT MATTERS TO CITY COUNCIL; ONE PROPOSITION AMENDING THE CHARTER OF THE CITY OF SAN DIEGO BY ADDING CHARTER SECTION 225 REQUIRING DISCLOSURE BY PERSONS DOING BUSINESS WITH CITY; ONE PROPOSITION PERTAINING TO RATIFICATION OF A TRANSFER OF A PORTION OF MT. SOLEDAD NATURAL PARK TO A PRIVATE NON-PROFIT CORPORATION; AND, ONE PROPOSITION (ADVISORY VOTE ONLY) PERTAINING TO ALLOCATION OF PROCEEDS FROM THE SAN DIEGO COUNTY REGIONAL JUSTICE AGENCY'S HALF-CENT SALES TAX FOR POLICE SERVICES; AND, CONSOLIDATING SAID SPECIAL MUNICIPAL ELECTION WITH THE STATE PRIMARY ELECTION TO BE HELD IN SAID CITY ON JUNE 2, 1992.

WHEREAS, under authority of San Diego City Charter section 23 and San Diego Municipal Code section 27.2501, the Council of The City of San Diego has the authority to place proposed legislative acts, including charter amendments, on the ballot for vote of the people without having first received a petition therefor; and

WHEREAS, San Diego City Charter section 55 allows the City to remove park land from designated park status and transfer that land to private ownership with ratification by two-thirds (2/3) of the qualified electors of the City voting at an election for such purpose; and

WHEREAS, California Elections Code section 5353 authorizes advisory elections to be held for the purpose of allowing voters to voice their opinion on substantive issues; and

WHEREAS, the City Council of The City of San Diego, California, will request the Board of Supervisors of the County of San Diego to order the consolidation of the Special Municipal Election to be held on June 2, 1992, with the State Primary Election to be held on the same date; NOW, THEREFORE,

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

Section 1. In order to consolidate the ballot issues of placing term limits on elected City officials by amending Sections 12, 24, and 40 into one proposition, Ordinance No. 17713 (New Series), adopted on November 25, 1991, ordering, calling, providing for an giving notice of a Special Municipal Election on same be and hereby is repealed.

Section 2. A Special Municipal Election is hereby called and ordered to be held in the City of San Diego, California, on June 2, 1992, and pursuant to Section 23 of the Charter of The City of San Diego and Section 27.2501 of the San Diego Municipal Code, the Council of The City of San Diego, being the legislative body thereof, hereby submits to the qualified voters of the City at such Special Municipal Election the following propositions:

PROPOSITION ---

Amends Sections 12, 24, and 40 of the Charter of The City of San Diego to read as follows:

SECTION 12. THE COUNCIL.

The Council shall be composed of nine (9) Council members, including the Mayor, and shall be the legislative body of the City, each of the members of which including the Mayor, shall have the right to vote upon all questions before it.

At the municipal primary and general election in 1979, a Mayor shall be chosen by the electors for a term of five (5) years. A Mayor shall thereafter be elected for a term of four (4) years in the manner prescribed by Section 10 of this Charter. The Mayor shall hold office for the term prescribed from and after 10 a.m. the first Monday after the first day of December next succeeding the election and until a successor is elected and qualified.

Council members, other than the Mayor, shall be elected at either the municipal primary or the general municipal election held in the odd-numbered years and, except as hereinafter provided, shall hold office for the term of four (4) years from and after 10 a.m. the first Monday after the first day of December next succeeding their election and until their successors are elected and qualified.

Notwithstanding any other provision of this Charter and commencing with elections held in 1992, no person shall serve more than two consecutive four-year terms as a Council member from any particular district. If for any reason a person serves a partial term as Councilmember from a particular district in excess of two (2) years, that partial term shall be considered a full term for purposes of this term limit provision. Persons holding office prior to the November 1992 election shall not have prior or current terms be counted for the purpose of applying this term limit provision to future elections.

Upon any redistricting pursuant to the provisions of this Charter, incumbent Council members will continue to represent the district in which they reside, unless as a result of such redistricting more than one incumbent Council member resides within any one district, in which case the City Council may determine by lot which Council member shall represent each district. At the next municipal primary and general elections following a redistricting, Council members shall be elected from those districts not represented and from those districts represented by incumbent Council members whose terms expire as of the general election in said year. If as a result of any redistricting more than a simple majority of the City Council as redistricted shall be elected at either the municipal primary or general election, the City Council shall, within 30 days of such election, designate one or more new districts for which the term limit

I, Corey Donahue, 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 0-17744 (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:

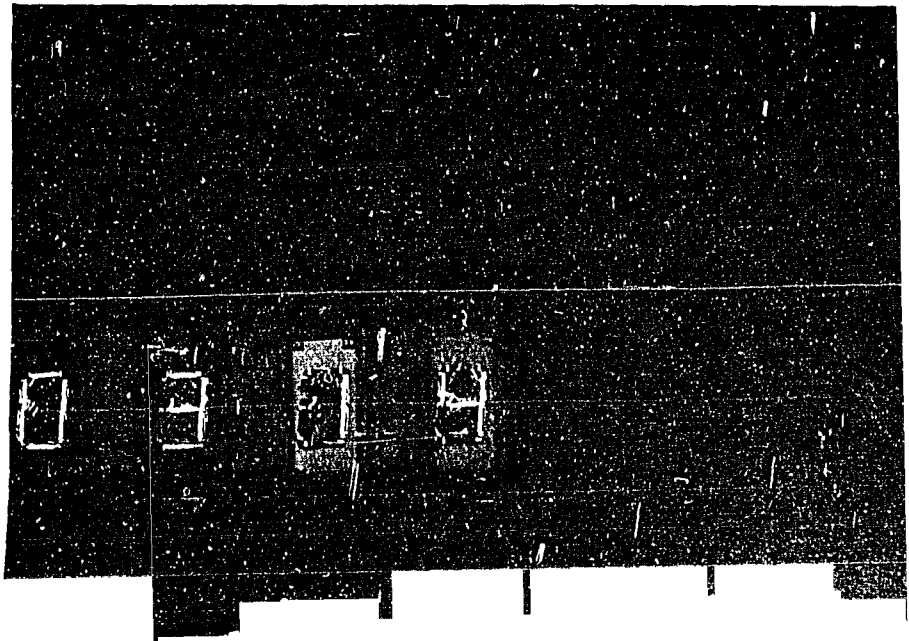
MARCH 9

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

Dated at San Diego, California this 9TH day of MARCH, 19 92.

Corey Donahue
(Signature)

140" = 1,863.40



park land from dedicated park status and transfer that land to private ownership with ratification by two-thirds (2/3) of the qualified electors of the City at such Special Municipal Election for such purpose; and

WHEREAS, California Elections Code section 5353 authorizes advisory elections to be held for the purpose of allowing voters to voice their opinion on substantive issues; and

WHEREAS, the City Council of The City of San Diego, California, will request the Board of Supervisors of the County of San Diego in order to consolidate the Special Municipal Election to be held on June 2, 1992, with the State Primary Election to be held on the same date; NOW,

Filed at San Diego, California this 9TH day of MARCH, 1992.

Corey Donahue
(Signature)

140" = 1,863.40

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

Section 1. In order to consolidate the ballot issues of placing term limits on elected City officials by amending Sections 12, 24, and 40 into one proposition, Ordinance No. 17713 (New Series), adopted on November 25, 1991, ordering, calling, providing for an giving notice of a Special Municipal Election on same be and hereby is repealed.

Section 2. A Special Municipal Election is hereby called and ordered to be held in the City of San Diego, California, on June 2, 1992, and pursuant to Section 23 of the Charter of The City of San Diego and Section 27,2501 of the San Diego Municipal Code, the Council of The City of San Diego, being the legislative body thereof, hereby submits to the qualified voters of the City at such Special Municipal Election the following propositions:

PROPOSITION

Amends Sections 12, 24, and 40 of the Charter of The City of San Diego to read as follows:

SECTION 12. THE COUNCIL.

The Council shall be composed of nine (9) Council members, including the Mayor, and shall be the legislative body of the City, each of the members of which including the Mayor, shall have the right to vote upon all questions before it.

At the municipal primary and general election in 1979, a Mayor shall be chosen by the electors for a term of five (5) years. A Mayor shall thereafter be elected for a term of four (4) years in the manner prescribed by Section 10 of this Charter. The Mayor shall hold office for the term prescribed from and after 10 a.m. the first Monday after the first day of December next succeeding the election and until a successor is elected and qualified.

Council members, other than the Mayor, shall be elected at either the municipal primary or the general municipal election held in the odd-numbered years and, except as hereinafter provided, shall hold office for the term of four (4) years from and after 10 a.m. the first Monday after the first day of December next succeeding their election and until their successors are elected and qualified.

Notwithstanding any other provision of this Charter and commencing with elections held in 1992, no person shall serve more than two consecutive four-year terms as a Council member from any particular district. If for any reason a person serves a partial term as Councilmember from a particular district in excess of two (2) years, that partial term shall be considered a full term for purposes of this term limit provision. Persons holding office prior to the November 1992 election shall not have prior or current terms be counted for the purpose of applying this term limit provision to future elections.

Upon any redistricting pursuant to the provisions of this Charter, incumbent Council members will continue to represent the district in which they reside, unless as a result of such redistricting more than one incumbent Council member resides within any one district, in which case the City Council may determine by lot which Council member shall represent each district. At the next municipal primary and general elections following a redistricting, Council members shall be elected from those districts not represented and from those districts represented by incumbent Council members whose terms expire as of the general election in said year. If as a result of any redistricting more than a simple majority of the City Council as constituted shall be elected at either the municipal primary or general election next following any such redistricting, the City Council prior to any such election shall designate one or more new districts for which the initial councilmanic term shall be two (2) years in order to retain staggered terms for Council members.

In the event a vacancy occurs for any reason in the office of a Council District, the Council shall have the authority to fill such vacancy by appointment by the remaining Council members; provided, however, that if the Council fails to fill such vacancy by appointment within thirty (30) days after the vacancy occurs, the Council shall immediately cause an election to be held to fill such vacancy solely in the district in which the vacancy occurred. Such election shall be conducted within ninety (90) days of the vacancy. In the event one candidate receives the majority of votes cast for all candidates for the particular vacant elective office, the candidate so receiving the majority of votes shall be deemed to be and declared by the Council to be elected to the vacant office. In the event no candidate receives a majority of votes cast, the two candidates receiving the highest number of votes for the particular vacant elective office at the election shall be the candidates, and only candidates, for the vacant office and the names of only those two candidates shall be printed on the ballots to be used at the run-off election. Any person who fills the vacancy, whether by appointment or election in the District, shall hold office only until the next regular municipal election, at which time a person shall be elected under the provisions of Section 10 of this Charter to serve for the remainder, if any, of the unexpired term.

It is the duty of the Council members to attend all Council meetings. The Council shall vacate the seat of any Council member who is absent from eight (8) consecutive meetings or fifty percent (50%) of any scheduled meetings within a month unless the absence thereof is excused by resolution of the Council.

Council members, including the Mayor, shall devote full time to the duties of their office and not engage in any outside employment, trade, business or profession which interferes or conflicts with those duties.

Council members shall not be eligible during the term for which they were appointed or elected to hold any other office or employment with the City, except as Mayor or City Attorney and as a member of any Board, Commission or Committee thereof, of which they are constituted such a member by general law or by this Charter.

SECTION 24. MAYOR.

The Mayor shall preside at the meetings of the Council and perform such other duties as may be prescribed by this Charter or as may be imposed by the Council, consistent with the duties of the office of Mayor. The Mayor shall have no power of veto, but shall have a vote as a member of the Council. The Mayor shall be recognized as the official head of the City for all ceremonial purposes, by the courts for purpose of serving civil process, for the signing of all legal instruments and documents, and by the Governor for military purposes. On or before the 15th day of January of each year, the Mayor shall communicate by message to the City Council a statement of the conditions and affairs of the City, and make recommendations on such matters as he or she may deem expedient and proper. In time of public danger or emergency, the Mayor may, with the consent of the Council, take command of the police, maintain order and enforce the law.

The rate of pay of the Mayor shall be \$12,000.00 per year.

In the event of a vacancy occurring in the office of the Mayor, existing by reason of any cause, the Council shall have authority to fill such vacancy, provided, however, that if the Council shall fail to fill such vacancy by appointment within thirty (30) days after the vacancy, the Council must immediately cause an election to be held to fill such vacancy. Any person appointed to fill such vacancy shall hold office only until the next regular municipal election, at which date a person shall be elected to serve for the remainder of such unexpired term.

Notwithstanding any other provision of this Charter and commencing with elections held in 1992, no person shall serve more than two (2) consecutive four-year terms as Mayor. If for any reason a person serves a partial term as Mayor in excess of two (2) years, that partial term shall be considered a full term for purposes of this term limit provision. Persons holding the office of Mayor prior to the November 1992 election shall not have prior or current terms be counted for the purpose of applying this term limit provision to future elections.

SECTION 40. CITY ATTORNEY.

At the municipal primary and general election in 1977, a City Attorney shall be elected by the people for a term of seven (7) years. A City Attorney shall thereafter be elected for a term of four (4) years in the manner prescribed by Section 10 of this Charter.

Notwithstanding any other provision of this Charter and commencing with elections held in 1992, no person shall serve more than two (2) consecutive four-year terms as City Attorney. If for any reason a person serves a partial term as City Attorney in excess of two (2) years, that partial term shall be considered a full term for purposes of this term limit provision. Persons holding the office of City Attorney prior to the November 1992 election shall not have prior or current terms be counted for the purpose of applying this term limit provision to future elections.

The City Attorney shall be the chief legal adviser of, and attorney for the City and all Departments and offices thereof in matters relating to their official powers and duties. The attorney and his or her deputies shall devote their full time to the duties of the office and shall not engage in private legal practice during the term for which they are employed by the City, except to carry to a conclusion any matters for which they have been retained prior to taking office.

The City Attorney shall appoint such deputies, assistants, and employees to serve him or her, as may be provided by ordinance of the Council, but all appointments of subordinates other than deputies and assistants shall be subject to the Civil Service provisions of this Charter.

It shall be the City Attorney's duty, either personally or by such assistants as he or she may designate, to perform all services incident to the legal department; to give advice in writing when so requested, to the Council, its Committees, the Manager, the Commissions, or Directors of any department, but all such advice shall be in writing with the citation of authorities in support of the conclusions expressed in said written opinions; to prosecute or defend, as the case may be, all suits or cases to which the City may be a party; to prosecute for all offenses against the ordinances of the City and for such offenses against the laws of the State as may be required of the City Attorney by law; to prepare in writing all ordinances, resolutions, contracts, bonds, or other instruments in which the City is concerned, and to endorse on each approval of the form or correctness thereof; to preserve in the City Attorney's office a docket of all cases in which the City is interested in any of the courts and keep a record of all proceedings of said cases; to preserve in the City Attorney's office copies of all written opinions he or she has furnished to the Council, Manager, Commission, or any officer. Such docket, copies and papers shall be the property of the City, and the City Attorney shall, on retiring from office, deliver the same, together with all books, accounts, vouchers, and necessary information, to his or her successor in office.

The City Attorney shall have charge and custody of all legal papers, books, and dockets belonging to the City pertaining to the office, and, upon a receipt therefor, may demand and receive from any officer of the City any book, paper, documents, or evidence necessary to be used in any suit, or required for the purpose of the office.

The City Attorney shall apply, upon order of the Council, in the name of the City, to a court of competent jurisdiction for an order or injunction to restrain the misapplication of funds of the City or the abuse of corporate powers, or the execution or performance of any contract made in behalf of the City which may be in contravention of the law or ordinances governing it, or which was procured by fraud or corruption. The City Attorney shall apply, upon order of the Council, to a court of competent jurisdiction for a writ of mandamus to compel the performance of duties of any officer or commission which fails to perform any duty expressly enjoined by law or ordinance.

The City Attorney shall perform such other duties of a legal nature as the Council may by ordinance require or as are provided by the Constitution and general laws of the State.

The Council shall have authority to employ additional competent technical legal attorneys to investigate or prosecute matters connected

... Council as
tion next following any such redistricting, the City Council prior to any such
election shall designate one or more new districts for which the initial council-
manic term shall be two (2) years in order to retain staggered terms for
Council members.

In the event a vacancy occurs for any reason in the office of a Council
District, the Council shall have the authority to fill such vacancy by ap-
pointment by the remaining Council members; provided, however, that if
the Council fails to fill such vacancy by appointment within thirty (30) days
after the vacancy occurs, the Council shall immediately cause an election
to be held to fill such vacancy solely in the district in which the vacancy oc-
curred. Such election shall be conducted within ninety (90) days of the
vacancy. In the event one candidate receives the majority of votes cast for
all candidates for the particular vacant elective office, the candidate so
receiving the majority of votes shall be deemed to be and declared by the
Council to be elected to the vacant office. In the event no candidate
receives a majority of votes cast, the two candidates receiving the highest
number of votes for the particular vacant elective office at the election shall
be the candidates, and only candidates, for the vacant office and the names
of only those two candidates shall be printed on the ballots to be used at the
run-off election. Any person who fills the vacancy, whether by appointment
or election in the District, shall hold office only until the next regular
municipal election, at which time a person shall be elected under the provi-
sions of Section 10 of this Charter to serve for the remainder, if any, of the
unexpired term.

It is the duty of the Council members to attend all Council meetings. The
Council shall vacate the seat of any Council member who is absent from
eight (8) consecutive meetings or fifty percent (50%) of any scheduled
meetings within a month unless the absence thereof is excused by resolu-
tion of the Council.

Council members, including the Mayor, shall devote full time to the
duties of their office and not engage in any outside employment, trade,
business or profession which interferes or conflicts with those duties.

Council members shall not be eligible during the term for which they
were appointed or elected to hold any other office or employment with the
City, except as Mayor or City Attorney and as a member of any Board,
Commission or Committee thereof, of which they are constituted such a
member by general law or by this Charter.

SECTION 24. MAYOR.

The Mayor shall preside at the meetings of the Council and perform such
other duties as may be prescribed by this Charter or as may be imposed by
the Council, consistent with the duties of the office of Mayor. The Mayor
shall have no power of veto, but shall have a vote as a member of the
Council. The Mayor shall be recognized as the official head of the City for
all ceremonial purposes, by the courts for purpose of serving civil process,
for the signing of all legal instruments and documents, and by the Governor
for military purposes. On or before the 15th day of January of each year, the
Mayor shall communicate by message to the City Council a statement of
the conditions and affairs of the City, and make recommendations on such
matters as he or she may deem expedient and proper. In time of public
danger or emergency, the Mayor may, with the consent of the Council, take
command of the police, maintain order and enforce the law.

The rate of pay of the Mayor shall be \$12,000.00 per year.
In the event of a vacancy occurring in the office of the Mayor, existing by
reason of any cause, the Council shall have authority to fill such vacancy,
provided, however, that if the Council shall fail to fill such vacancy by ap-
pointment within thirty (30) days after the vacancy, the Council must im-
mediately cause an election to be held to fill such vacancy. Any person ap-
pointed to fill such vacancy shall hold office only until the next regular
municipal election, at which date a person shall be elected to serve for the
remainder of such unexpired term.

Notwithstanding any other provision of this Charter and commencing
with elections held in 1992, no person shall serve more than two (2) con-
secutive four-year terms as Mayor. If for any reason a person serves a par-
tial term as Mayor in excess of two (2) years, that partial term shall be con-
sidered a full term for purposes of this term limit provision. Persons holding
the office of Mayor prior to the November 1992 election shall not have prior
or current terms be counted for the purpose of applying this term limit provi-
sion to future elections.

SECTION 40. CITY ATTORNEY.

At the municipal primary and general election in 1977, a City Attorney
shall be elected by the people for a term of seven (7) years. A City Attorney
shall thereafter be elected for a term of four (4) years in the manner
prescribed by Section 10 of this Charter.

Notwithstanding any other provision of this Charter and commencing
with elections held in 1992, no person shall serve more than two (2) con-
secutive four-year terms as City Attorney. If for any reason a person serves
a partial term as City Attorney in excess of two (2) years, that partial term
shall be considered a full term for purposes of this term limit provision. Per-
sons holding the office of City Attorney prior to the November 1992 election
shall not have prior or current terms be counted for the purpose of applying
this term limit provision to future elections.

The City Attorney shall be the chief legal adviser of, and attorney for the
City and all Departments and offices thereof in matters relating to their of-
ficial powers and duties. The attorney and his or her deputies shall devote
their full time to the duties of the office and shall not engage in private legal
practice during the term for which they are employed by the City, except to
carry to a conclusion any matters for which they have been retained prior to
taking office.

The City Attorney shall appoint such deputies, assistants, and
employees to serve him or her, as may be provided by ordinance of the
Council, but all appointments of subordinates other than deputies and
assistants shall be subject to the Civil Service provisions of this Charter.

It shall be the City Attorney's duty, either personally or by such assistants
as he or she may designate, to perform all services incident to the legal
department; to give advice in writing when so requested, to the Council, its
Committees, the Manager, the Commissions, or Directors of any depart-
ment, but all such advice shall be in writing with the citation of authorities in
support of the conclusions expressed in said written opinions; to prosecute
or defend, as the case may be, all suits or cases to which the City may be a
party; to prosecute for all offenses against the ordinances of the City and
for such offenses against the laws of the State as may be required of the
City Attorney by law; to prepare in writing all ordinances, resolutions, con-
tracts, bonds, or other instruments in which the City is concerned, and to en-
dorse on each approval of the form or correctness thereof; to preserve in
the City Attorney's office a docket of all cases in which the City is interested
in any of the courts and keep a record of all proceedings of said cases; to
preserve in the City Attorney's office copies of all written opinions he or she
has furnished to the Council, Manager, Commission, or any officer. Such
docket, copies and papers shall be the property of the City, and the City
Attorney shall, on retiring from office, deliver the same, together with all
books, accounts, vouchers, and necessary information, to his or her suc-
cessor in office.

The City Attorney shall have charge and custody of all legal papers,
books, and dockets belonging to the City pertaining to the office, and, upon
a receipt therefor, may demand and receive from any officer of the City any
book, paper, documents, or evidence necessary to be used in any suit, or
required for the purpose of the office.

The City Attorney shall apply, upon order of the Council, in the name of
the City, to a court of competent jurisdiction for an order or injunction to
restrain the misapplication of funds of the City or the abuse of corporate
powers, or the execution or performance of any contract made in behalf of
the City which may be in contravention of the law or ordinances governing
it, or which was procured by fraud or corruption. The City Attorney shall ap-
ply, upon order of the Council, to a court of competent jurisdiction for a writ
of mandamus to compel the performance of duties of any officer or com-
mission which fails to perform any duty expressly enjoined by law or ordi-
nance.

The City Attorney shall perform such other duties of a legal nature as the
Council may by ordinance require or as are provided by the Constitution
and general laws of the State.

The Council shall have authority to employ additional competent
technical legal attorneys to investigate or prosecute matters connected
with the departments of the City when such assistance or advice is neces-
sary in connection therewith. The Council shall provide sufficient funds in
the annual appropriation ordinance for such purposes and shall charge
such additional legal service against the appropriation of the respective
Departments.

The salary of the City Attorney shall be fixed by the Council and set forth
in the annual appropriation ordinance, provided that the salary of the City
Attorney may not be decreased during a term of office, but in no event shall
the salary be less than \$15,000.00 per year.

In the event of a vacancy occurring in the office of the City Attorney by
reason of any cause, the Council shall have authority to fill such vacancy,
which said authority shall be exercised within thirty (30) days after the
vacancy occurs. Any person appointed to fill such vacancy shall hold office
until the next regular municipal election, at which time a person shall be
elected to serve the unexpired term. Said appointee shall remain in office
until a successor is elected and qualified.

PROPOSITION — — —

Amends Section 12 of the Charter of The City of San Diego to read as
follows:

SECTION 12. THE COUNCIL.

The Council shall be composed of nine (9) Council members, including
the Mayor, and shall be the legislative body of the City, each of the
members of which including the Mayor, shall have the right to vote upon all
questions before it.

At the municipal primary and general election in 1979, a Mayor shall be
chosen by the electors for a term of five (5) years. A Mayor shall thereafter
be elected for a term of four (4) years in the manner prescribed by Section
10 of this Charter, the Mayor shall hold office for the term prescribed from
and after 10 a.m. the first Monday after the first day of December next suc-
ceeding the election and until a successor is elected and qualified.

Council members, other than the Mayor, shall be elected at either the
municipal primary or the general municipal election held in the odd-
numbered years and, except as hereinafter provided, shall hold office for
the term of four (4) years from and after 10 a.m. the first Monday after the
first day of December next succeeding their election and until their suc-
cessors are elected and qualified. Upon any redistricting pursuant to the
provisions of this Charter, incumbent Council members will continue to rep-
resent the district in which they reside, unless as a result of such redistrict-
ing more than one incumbent Council member resides within any one
district, in which case the City Council may determine by lot which Council
member shall represent each district. At the next municipal primary and
general elections following a redistricting, Council members shall be
elected from those districts not represented and from those districts repre-
sented by incumbent Council members whose terms expire as of the gen-
eral election in said year. If as a result of any redistricting more than a sim-
ple majority of the City Council as redistricted shall be elected at either the
municipal primary or general election next following any such redistricting,
the City Council prior to any such election shall designate one or more new
districts for which the initial councilmanic term shall be two (2) years
in order to retain staggered terms for Council members.

Except as otherwise provided in this paragraph, in the event a vacancy
occurs for any reason in the office of a Council District, the Council shall
immediately cause an election to be held to fill such vacancy solely in the
district in which the vacancy occurred. Such election shall be conducted
within ninety (90) days of the vacancy. The candidate receiving the
greatest number of votes shall be deemed to be and declared by the Council
to be elected to the vacant office. If, however, a vacancy occurs for any
reason in the office of a Council District within 100 days of an upcoming
regular municipal election, the Council may in its discretion forgo the elec-
tion process and fill the vacancy by appointment. Any person who fills the
vacancy shall hold office only until the next regular municipal election, at
which time a person shall be elected under the provisions of Section 10 of this
Charter to serve for the remainder, if any, of the unexpired term.

At the municipal primary and general election in 1977, a City Attorney shall be elected by the people for a term of four (4) years. A City Attorney shall thereafter be elected for a term of four (4) years in the manner prescribed by Section 10 of this Charter.

Notwithstanding any other provision of this Charter and commencing with elections held in 1992, no person shall serve more than two (2) consecutive four-year terms as City Attorney. If for any reason a person serves a partial term as City Attorney in excess of two (2) years, that partial term shall be considered a full term for purposes of this term limit provision. Persons holding the office of City Attorney prior to the November 1992 election shall not have prior or current terms be counted for the purpose of applying this term limit provision to future elections.

The City Attorney shall be the chief legal adviser of, and attorney for the City and all Departments and offices thereof in matters relating to their official powers and duties. The attorney and his or her deputies shall devote their full time to the duties of the office and shall not engage in private legal practice during the term for which they are employed by the City, except to carry to a conclusion any matters for which they have been retained prior to taking office.

The City Attorney shall appoint such deputies, assistants, and employees to serve him or her, as may be provided by ordinance of the Council, but all appointments of subordinates other than deputies and assistants shall be subject to the Civil Service provisions of this Charter.

It shall be the City Attorney's duty, either personally or by such assistants as he or she may designate, to perform all services incident to the legal department; to give advice in writing when so requested, to the Council, its Committees, the Manager, the Commissions, or Directors of any department, but all such advice shall be in writing with the citation of authorities in support of the conclusions expressed in said written opinions; to prosecute or defend, as the case may be, all suits or cases to which the City may be a party; to prosecute for all offenses against the ordinances of the City and for such offenses against the laws of the State as may be required of the City Attorney by law; to prepare in writing all ordinances, resolutions, contracts, bonds, or other instruments in which the City is concerned, and to endorse on each approval of the form or correctness thereof; to preserve in the City Attorney's office a docket of all cases in which the City is interested in any of the courts and keep a record of all proceedings of said cases; to preserve in the City Attorney's office copies of all written opinions he or she has furnished to the Council, Manager, Commission, or any officer. Such docket, copies and papers shall be the property of the City, and the City Attorney shall, on retiring from office, deliver the same, together with all books, accounts, vouchers, and necessary information, to his or her successor in office.

The City Attorney shall have charge and custody of all legal papers, books, and dockets belonging to the City pertaining to the office, and, upon a receipt therefor, may demand and receive from any officer of the City any book, paper, document, or evidence necessary to be used in any suit, or required for the purpose of the office.

The City Attorney shall apply, upon order of the Council, in the name of the City, to a court of competent jurisdiction for an order or injunction to restrain the misapplication of funds of the City or the abuse of corporate powers, or the execution or performance of any contract made in behalf of the City which may be in contravention of the law or ordinances governing it, or which was procured by fraud or corruption. The City Attorney shall apply, upon order of the Council, to a court of competent jurisdiction for a writ of mandamus to compel the performance of duties of any officer or commission which fails to perform any duty expressly enjoined by law or ordinance.

The City Attorney shall perform such other duties of a legal nature as the Council may by ordinance require or as are provided by the Constitution and general laws of the State.

The Council shall have authority to employ additional competent technical legal attorneys to investigate or prosecute matters connected with the departments of the City when such assistance or advice is necessary in connection therewith. The Council shall provide sufficient funds in its annual appropriation ordinance for such purposes and shall charge such additional legal service against the appropriation of the respective Departments.

The salary of the City Attorney shall be fixed by the Council and set forth in the annual appropriation ordinance, provided that the salary of the City Attorney may not be decreased during a term of office, but in no event shall said salary be less than \$15,000.00 per year.

In the event of a vacancy occurring in the office of the City Attorney by reason of any cause, the Council shall have authority to fill such vacancy, which said authority shall be exercised within thirty (30) days after the vacancy occurs. Any person appointed to fill such vacancy shall hold office until the next regular municipal election, at which time a person shall be elected to serve the unexpired term. Said appointee shall remain in office until a successor is elected and qualified.

PROPOSITION — — —

Amends Section 12 of the Charter of The City of San Diego to read as follows:

SECTION 12. THE COUNCIL.

The Council shall be composed of nine (9) Council members, including the Mayor, and shall be the legislative body of the City, each of the members of which including the Mayor, shall have the right to vote upon all questions before it.

At the municipal primary and general election in 1979, a Mayor shall be chosen by the electors for a term of five (5) years. A Mayor shall thereafter be elected for a term of four (4) years in the manner prescribed by Section 10 of this Charter, the Mayor shall hold office for the term prescribed from and after 10 a.m. the first Monday after the first day of December next succeeding the election and until a successor is elected and qualified.

Council members, other than the Mayor, shall be elected at either the municipal primary or the general municipal election held in the odd-numbered years and, except as hereinafter provided, shall hold office for the term of four (4) years from and after 10 a.m. the first Monday after the first day of December next succeeding their election and until their successors are elected and qualified. Upon any redistricting pursuant to the provisions of this Charter, incumbent Council members will continue to represent the district in which they reside, unless as a result of such redistricting more than one incumbent Council member resides within any one district, in which case the City Council may determine by lot which Council member shall represent each district. At the next municipal primary and general elections following a redistricting, Council members shall be elected from those districts not represented and from those districts represented by incumbent Council members whose terms expire as of the general election in said year. If as a result of any redistricting more than a simple majority of the City Council as redistricted shall be elected at either the municipal primary or general election next following any such redistricting, the City Council prior to any such election shall designate one or more new districts for which the initial councilmanic term shall be two (2) years in order to retain staggered terms for Council members.

Except as otherwise provided in this paragraph, in the event a vacancy occurs for any reason in the office of a Council District, the Council shall immediately cause an election to be held to fill such vacancy solely in the district in which the vacancy occurred. Such election shall be conducted within ninety (90) days of the vacancy. The candidate receiving the greatest number of votes shall be deemed to be and declared by the Council to be elected to the vacant office. If, however, a vacancy occurs for any reason in the office of a Council District within 100 days of an upcoming regular municipal election, the Council may in its discretion forgo the election process and fill the vacancy by appointment. Any person who fills the vacancy shall hold office only until the next regular municipal election, at which time a person shall be elected under the provisions of Section 10 of this Charter to serve for the remainder, if any, of the unexpired term.

It is the duty of the Council members to attend all Council meetings. The Council shall vacate the seat of any Council member who is absent from eight (8) consecutive meetings or fifty percent (50%) of any scheduled meetings within a month unless the absence thereof is excused by resolution of the Council.

Council members, including the Mayor, shall devote full time to the duties of their office and not engage in any outside employment, trade, business or profession which interferes or conflicts with those duties.

Council members shall not be eligible during the term for which they were appointed or elected to hold any other office or employment with the City, except as Mayor or City Attorney and as a member of any Board, Commission or Committee thereof, of which they are constituted such a member by general law or by this Charter.

Notice to the Voter: This proposition, if adopted, would amend Section 12 of the San Diego City Charter, Proposition — — —, which would establish term limits, also appears on this ballot and would also amend Section 12 of the San Diego City Charter if adopted. You may vote for or against either proposition. If both are adopted by majority vote, then Section 12 will be treated as amended to include both amendments. This paragraph will not be codified in Charter Section 12.

PROPOSITION — — —

Amends Sections 4 and 5 and adds Section 5.1 to Article II of the Charter of The City of San Diego to read as follows:

SECTION 4. DISTRICTS ESTABLISHED.

For the purpose of electing members of the Council the City shall be divided into eight Districts as nearly equal in population as practicable. For the municipal primary and general election in 1985, the boundaries of the eight council districts shall be established by the City Council as such Council was elected at the municipal election in 1983. Thereafter the boundaries of such districts shall be subject to alteration and change under the provisions of this Charter.

In any redistricting plan adopted by the Redistricting Commission pursuant to Section 5.1 or ordinance adopted by the Council establishing, changing or altering the boundaries of any council district, the redistricting plan or ordinance may describe the new boundaries by reference to a map on file in the office of the City Clerk; a metes and bounds description of the new boundaries need not be contained in said redistricting plan or ordinance.

SECTION 5. REDISTRICTING.

In the event that any voting precinct which may be established at the time this Charter takes effect or which may be hereafter established is partly within two or more such districts said precinct shall be allocated to the District in which a majority of the voters within such precinct reside, and said district boundaries shall be changed accordingly. The City shall be redistricted pursuant to Section 5.1 of this Charter at least once in every ten (10) years, but no later than nine months following the receipt of the final Federal Decennial Census information.

Any territory hereafter annexed to or consolidated with The City of San Diego shall at the time of such annexation or consolidation be added to an adjacent District or Districts by an ordinance of the Council. However, if any territory annexed, deannexed or consolidated upsets the approximate equality of the populations of the established districts, a redistricting shall be conducted pursuant to Section 5.1 of this Charter, except that the nomination period for appointment to the Redistricting Commission shall commence on the July 1 immediately succeeding the annexation, deannexation or consolidation and the Redistricting Commission shall be constituted no later than the next November 1.

In any redistricting, the districts shall be comprised of contiguous territory and made as equal in population as shown by the census reports, and as geographically compact as possible, and the districts so formed shall, as far as possible, be bounded by natural boundaries, by street lines and/or by City boundary lines.

SECTION 5.1

The members of the City Council shall be elected by districts, as follows: Subject to the provisions of the City Charter relating to referendum and initiative powers of the people, the sole and exclusive authority to adopt plans which specify the boundaries of districts for the City Council is vested in the Redistricting Commission, to be established by this Section.

Commencing in the year following the year in which the plan is adopted,

with the necessary in connection therewith. The Council shall provide sufficient funds in the annual appropriation ordinance for such purposes and shall charge such additional legal service against the appropriation of the respective Departments.

The salary of the City Attorney shall be fixed by the Council and set forth in the annual appropriation ordinance, provided that the salary of the City Attorney may not be decreased during a term of office, but in no event shall said salary be less than \$15,000.00 per year.

In the event of a vacancy occurring in the office of the City Attorney by reason of any cause, the Council shall have authority to fill such vacancy, which said authority shall be exercised within thirty (30) days after the vacancy occurs. Any person appointed to fill such vacancy shall hold office until the next regular municipal election, at which time a person shall be elected to serve the unexpired term. Said appointee shall remain in office until a successor is elected and qualified.

PROPOSITION — — —

Amends Section 12 of the Charter of The City of San Diego to read as follows:

SECTION 12. THE COUNCIL.

The Council shall be composed of nine (9) Council members, including the Mayor, and shall be the legislative body of the City, each of the members of which including the Mayor, shall have the right to vote upon all questions before it.

At the municipal primary and general election in 1979, a Mayor shall be chosen by the electors for a term of five (5) years. A Mayor shall thereafter be elected for a term of four (4) years in the manner prescribed by Section 10 of this Charter, the Mayor shall hold office for the term prescribed from and after 10 a.m. the first Monday after the first day of December next succeeding the election and until a successor is elected and qualified.

Council members, other than the Mayor, shall be elected at either the municipal primary or the general municipal election held in the odd-numbered years and, except as hereinafter provided, shall hold office for the term of four (4) years from and after 10 a.m. the first Monday after the first day of December next succeeding their election and until their successors are elected and qualified. Upon any redistricting pursuant to the provisions of this Charter, incumbent Council members will continue to represent the district in which they reside, unless as a result of such redistricting more than one incumbent Council member resides within any one district, in which case the City Council may determine by lot which Council member shall represent each district. At the next municipal primary and general elections following a redistricting, Council members shall be elected from those districts not represented and from those districts represented by incumbent Council members whose terms expire as of the general election in said year. If as a result of any redistricting more than a simple majority of the City Council as redistricted shall be elected at either the municipal primary or general election next following any such redistricting, the City Council prior to any such election shall designate one or more new districts for which the initial councilmanic term shall be two (2) years in order to retain staggered terms for Council members.

Except as otherwise provided in this paragraph, in the event a vacancy occurs for any reason in the office of a Council District, the Council shall immediately cause an election to be held to fill such vacancy solely in the district in which the vacancy occurred. Such election shall be conducted within ninety (90) days of the vacancy. The candidate receiving the greatest number of votes shall be deemed to be and declared by the Council to be elected to the vacant office. If, however, a vacancy occurs for any reason in the office of a Council District within 100 days of an upcoming regular municipal election, the Council may in its discretion forgo the election process and fill the vacancy by appointment. Any person who fills the vacancy shall hold office only until the next regular municipal election, at which time a person shall be elected under the provisions of Section 10 of this Charter to serve for the remainder, if any, of the unexpired term.

It is the duty of the Council members to attend all Council meetings. The Council shall vacate the seat of any Council member who is absent from eight (8) consecutive meetings or fifty percent (50%) of any scheduled meetings within a month unless the absence thereof is excused by resolution of the Council.

Council members, including the Mayor, shall devote full time to the duties of their office and not engage in any outside employment, trade, business or profession which interferes or conflicts with those duties.

Council members shall not be eligible during the term for which they were appointed or elected to hold any other office or employment with the City, except as Mayor or City Attorney and as a member of any Board, Commission or Committee thereof, of which they are constituted such a member by general law or by this Charter.

Notice to the Voter: This proposition, if adopted, would amend Section 12 of the San Diego City Charter. Proposition — — —, which would establish term limits, also appears on this ballot and would also amend Section 12 of the San Diego City Charter if adopted. You may vote for or against either proposition. If both are adopted by majority vote, then Section 12 will be treated as amended to include both amendments. This paragraph will not be codified in Charter Section 12.

PROPOSITION — — —

Amends Sections 4 and 5 and adds Section 5.1 to Article II of the Charter of The City of San Diego to read as follows:

SECTION 4. DISTRICTS ESTABLISHED.

For the purpose of electing members of the Council the City shall be divided into eight Districts as nearly equal in population as practicable. For the municipal primary and general election in 1965, the boundaries of the eight council districts shall be established by the City Council as such Council was elected at the municipal election in 1963. Thereafter the boundaries of such districts shall be subject to alteration and change under the provisions of this Charter.

In any redistricting plan adopted by the Redistricting Commission pursuant to Section 5.1 or ordinance adopted by the Council establishing, changing or altering the boundaries of any council district, the redistricting plan or ordinance may describe the new boundaries by reference to a map on file in the office of the City Clerk; a metes and bounds description of the new boundaries need not be contained in said redistricting plan or ordinance.

SECTION 5. REDISTRICTING.

In the event that any voting precinct which may be established at the time this Charter takes effect or which may be thereafter established is partly within two or more such districts said precinct shall be allocated to the District in which a majority of the voters within such precinct resides, and said district boundaries shall be changed accordingly. The City shall be redistricted pursuant to Section 5.1 of this Charter at least once in every ten (10) years, but no later than nine months following the receipt of the final Federal Decennial Census information.

Any territory hereafter annexed to or consolidated with The City of San Diego shall at the time of such annexation or consolidation be added to an adjacent District or Districts by an ordinance of the Council. However, if any territory annexed, deannexed or consolidated upsets the approximate equality of the populations of the established districts, a redistricting shall be conducted pursuant to Section 5.1 of this Charter, except that the nomination period for appointment to the Redistricting Commission shall commence on the July 1 immediately succeeding the annexation, deannexation or consolidation and the Redistricting Commission shall be constituted no later than the next November 1.

In any redistricting, the districts shall be comprised of contiguous territory and made as equal in population as shown by the census reports, and as geographically compact as possible, and the districts so formed shall, as far as possible, be bounded by natural boundaries, by street lines and/or by City boundary lines.

SECTION 5.1

The members of the City Council shall be elected by districts, as follows: Subject to the provisions of the City Charter relating to referendum and initiative powers of the people, the sole and exclusive authority to adopt plans which specify the boundaries of districts for the City Council is vested in the Redistricting Commission, to be established by this Section.

Commencing in the year following the year in which the national decennial census is taken under the direction of the United States Congress at the beginning of each decade, the Redistricting Commission shall adopt plans that redistrict the City into eight (8) Council districts designated by numbers 1 to 8 inclusive. Those districts shall be used for all elections of Council members, including their recall, and for filling any vacancy in the office of member of the Council, subsequent to the effective date of this Section (and until new districts are established).

No change in the boundary or location of any district by redistricting as herein provided shall operate to abolish or terminate the term of office of any member of the Council prior to the expiration of the term of office for which such member was elected.

Districts formed by the Redistricting Commission shall each contain, as nearly as practicable, one-eighth of the total population of the City as shown by the Federal census immediately preceding such formation of districts. Each redistricting plan shall provide fair and effective representation for all citizens of the City, including racial, ethnic, and language minorities, and be in conformance with the requirements of the United States Constitution and Federal Statutes.

To the extent it is practical to do so, districts shall: preserve identifiable communities of interest; be geographically compact -- populous contiguous territory shall not be bypassed to reach distant populous areas; be composed of whole census units as developed by the United States Bureau of the Census; be composed of contiguous territory with reasonable access between population centers in the district, and not be drawn for the purpose of advantaging or protecting incumbents.

The Redistricting Commission shall be composed of seven (7) members who shall be appointed by the Presiding Judge of the Municipal Court, San Diego Judicial District. In the event that the Presiding Judge declines to make the appointments, they shall be made by a Municipal Court Judge selected by vote of the Judges of the Municipal Court, San Diego Judicial District. Should the Judges of the Municipal Court decline to so act, then the Redistricting Commission shall be appointed by a panel of three retired Superior Court Judges drawn at random by the City Manager in the fashion described in Penal Code sections 900(a) and 902. In the event that all of the preceding individuals decline to act, then the Redistricting Commission shall be appointed by a majority vote of the City Council in the fashion set forth below. The term "Presiding Judge," as used herein below, shall include any person or any body acting to appoint the Redistricting Commission pursuant to the provisions of this paragraph.

The City Clerk shall solicit nominations for appointment to the Redistricting Commission in accordance with this Section and shall distribute to the news media the announcement of a thirty (30) day nomination period (which shall commence on July 1, 2000, and on July 1, of every year in which a national decennial census is taken) and the guidelines for selection of Commission members.

Individuals or organizations desiring to nominate persons for appointment to the Commission shall do so in writing to the City Clerk within the nomination period. The City Clerk shall transmit the names and information regarding all nominees with the names of nominating individuals and organizations to the Presiding Judge immediately upon the close of nominations. The Presiding Judge shall appoint the members constituting the Commission no later than November 1, 2000, and on November 1 of every year in which a national decennial census is taken. The Presiding Judge shall appoint women and men who will give the Redistricting Commission geographic, social and ethnic diversity, and who, in his or her judgement, have a high degree of competency to carry out the responsibilities of the Commission. The appointees shall include individuals with a demonstrated capacity to serve with impartiality in a nonpartisan role.

Each member of the Commission shall be registered to vote in The City of San Diego.

Persons who accept appointment to the Commission, at the time of their appointment, shall file a written declaration with the City Clerk stating that within five (5) years of the Commission's adoption of a final redistricting plan they will not seek election to a San Diego City public office. The

Council members, including the Mayor, shall devote full time to the duties of their office and shall not engage in any outside employment, trade, profession or business which interferes or conflicts with those duties.

Council members shall not be eligible during the term for which they were appointed or elected to hold any other office or employment with the City, except as Mayor or City Attorney and as a member of any Board, Commission or Committee thereof, of which they are constituted such a member by general law or by this Charter.

Notice to the Voter: This proposition, if adopted, would amend Section 12 of the San Diego City Charter. Proposition ---, which would establish term limits, also appears on this ballot and would also amend Section 12 of the San Diego City Charter if adopted. You may vote for or against either proposition. If both are adopted by majority vote, then Section 12 will be treated as amended to include both amendments. This paragraph will not be codified in Charter Section 12.

PROPOSITION ---

Amends Sections 4 and 5 and adds Section 5.1 to Article II of the Charter of The City of San Diego to read as follows:

SECTION 4. DISTRICTS ESTABLISHED.

For the purpose of electing members of the Council the City shall be divided into eight Districts as nearly equal in population as practicable. For the municipal primary and general election in 1985, the boundaries of the eight council districts shall be established by the City Council as such Council was elected at the municipal election in 1983. Thereafter the boundaries of such districts shall be subject to alteration and change under the provisions of this Charter.

In any redistricting plan adopted by the Redistricting Commission pursuant to Section 5.1 or ordinance adopted by the Council establishing, changing or altering the boundaries of any council district, the redistricting plan or ordinance may describe the new boundaries by reference to a map on file in the office of the City Clerk; a metes and bounds description of the new boundaries need not be contained in said redistricting plan or ordinance.

SECTION 5. REDISTRICTING.

In the event that any voting precinct which may be established at the time this Charter takes effect or which may be thereafter established is partly within two or more such districts said precinct shall be allocated to the District in which a majority of the voters within such precinct resides, and said district boundaries shall be changed accordingly. The City shall be redistricted pursuant to Section 5.1 of this Charter at least once in every ten (10) years, but no later than nine months following the receipt of the final Federal Decennial Census information.

Any territory hereafter annexed to or consolidated with The City of San Diego shall at the time of such annexation or consolidation be added to an adjacent District or Districts by an ordinance of the Council. However, if any territory annexed, deannexed or consolidated upsets the approximate equality of the populations of the established districts, a redistricting shall be conducted pursuant to Section 5.1 of this Charter, except that the nomination period for appointment to the Redistricting Commission shall commence on the July 1 immediately succeeding the annexation, deannexation or consolidation and the Redistricting Commission shall be constituted no later than the next November 1.

In any redistricting, the districts shall be comprised of contiguous territory and made as equal in population as shown by the census reports, and as geographically compact as possible, and the districts so formed shall, as far as possible, be bounded by natural boundaries, by street lines and/or by City boundary lines.

SECTION 5.1

The members of the City Council shall be elected by districts, as follows: Subject to the provisions of the City Charter relating to referendum and initiative powers of the people, the sole and exclusive authority to adopt plans which specify the boundaries of districts for the City Council is vested in the Redistricting Commission, to be established by this Section.

Commencing in the year following the year in which the national decennial census is taken under the direction of the United States Congress at the beginning of each decade, the Redistricting Commission shall adopt plans that redistrict the City into eight (8) Council districts designated by numbers 1 to 8 inclusive. Those districts shall be used for all elections of Council members, including their recall, and for filling any vacancy in the office of member of the Council, subsequent to the effective date of this Section (and until new districts are established).

No change in the boundary or location of any district by redistricting as herein provided shall operate to abolish or terminate the term of office of any member of the Council prior to the expiration of the term of office for which such member was elected.

Districts formed by the Redistricting Commission shall each contain, as nearly as practicable, one-eighth of the total population of the City as shown by the Federal census immediately preceding such formation of districts. Each redistricting plan shall provide fair and effective representation for all citizens of the City, including racial, ethnic, and language minorities, and be in conformance with the requirements of the United States Constitution and Federal Statutes.

To the extent it is practical to do so, districts shall: preserve identifiable communities of interest; be geographically compact -- populous contiguous territory shall not be bypassed to reach distant populous areas; be composed of whole census units as developed by the United States Bureau of the Census; be composed of contiguous territory with reasonable access between population centers in the district, and not be drawn for the purpose of advantaging or protecting incumbents.

The Redistricting Commission shall be composed of seven (7) members who shall be appointed by the Presiding Judge of the Municipal Court, San Diego Judicial District. In the event that the Presiding Judge declines to make the appointments, they shall be made by a Municipal Court Judge selected by vote of the Judges of the Municipal Court, San Diego Judicial District. Should the Judges of the Municipal Court decline to so act, then the Redistricting Commission shall be appointed by a panel of three retired Superior Court Judges drawn at random by the City Manager in the fashion described in Penal Code sections 900(a) and 902. In the event that all of the preceding individuals declines to act, then the Redistricting Commission shall be appointed by a majority vote of the City Council in the fashion set forth below. The term "Presiding Judge," as used herein below, shall include any person or any body acting to appoint the Redistricting Commission pursuant to the provisions of this paragraph.

The City Clerk shall solicit nominations for appointment to the Redistricting Commission in accordance with this Section and shall distribute to the news media the announcement of a thirty (30) day nomination period (which shall commence on July 1, 2000, and on July 1, of every year in which a national decennial census is taken) and the guidelines for selection of Commission members.

Individuals or organizations desiring to nominate persons for appointment to the Commission shall do so in writing to the City Clerk within the nomination period. The City Clerk shall transmit the names and information regarding all nominees with the names of nominating individuals and organizations to the Presiding Judge immediately upon the close of nominations. The Presiding Judge shall appoint the members constituting the Commission no later than November 1, 2000, and on November 1 of every year in which a national decennial census is taken. The Presiding Judge shall appoint women and men who will give the Redistricting Commission geographic, social and ethnic diversity, and who, in his or her judgement, have a high degree of competency to carry out the responsibilities of the Commission. The appointees shall include individuals with a demonstrated capacity to serve with impartiality in a nonpartisan fashion.

Each member of the Commission shall be registered to vote in The City of San Diego.

Persons who accept appointment to the Commission, at the time of their appointment, shall file a written declaration with the City Clerk stating that within five (5) years of the Commission's adoption of a final redistricting plan, they will not seek election to a San Diego City public office. The members of the Redistricting Commission shall serve until the redistricting plan adopted by the Commission becomes effective and any and all legal and referendum challenges have been resolved.

Any vacancy in the Redistricting Commission which occurs after the Commission is constituted shall be filled within seven (7) calendar days by the Presiding Judge of the San Diego County Municipal Court, San Diego Judicial District, following the same procedure and using the same criteria established with this Section and making the selection from the same pool of individuals given consideration for appointment when the Commission was constituted.

Within twenty (20) days after the membership of the Commission is appointed, it shall hold its first meeting at a time and place designated by the City Clerk.

All Commission meetings shall be open to the public and Commission records, data and plans shall be available, at no charge, for public inspection during normal business hours in the office of the City Clerk. Copies of records and plans shall be provided, for a reasonable fee, to any interested person.

The Commission shall elect a chair and a vice chair and shall employ a chief of staff, who shall serve at the Commission's pleasure, exempt from Civil Service, and shall contract for needed staff, technical consultants and services, using existing City staff to the extent possible.

Aye votes by 5 members of the Commission shall be required for the appointment of its chief of staff, the election of its chair, and the adoption of the final redistricting plan and a majority vote of the Commission shall be required for all other actions. A majority of the entire Commission shall constitute a quorum for the transaction of business or exercise of any power of the Commission.

The Commission shall make every reasonable effort to afford maximum public access to its proceedings. It shall solicit public comment and shall hold at least four (4) public hearings in various geographic areas of the City before the preparation of a preliminary redistricting plan.

At least thirty (30) days prior to the adoption of a final plan, the Commission shall file a preliminary plan with the City Clerk, along with a written statement of findings and reasons for adoption which includes notation of all criteria employed in the process and a full analysis and explanation of decisions made by the Commission.

During the thirty (30) day period after such filing, the Commission shall hold at least three (3) public hearings in various geographic areas of the City before it adopts a final plan. Upon approval of the final plan, the Commission shall adjust the boundaries of any or all of the Council districts of the City pursuant to the final plan. Said final redistricting plan shall be effective thirty (30) days after adoption and shall be subject to the right of referendum in the same manner as are ordinances of the City Council. If rejected by referendum, the same Commission shall create a new plan pursuant to the criteria set forth in Sections 5 and 5.1.

Within sixty (60) days after the members of the Commission are appointed, the Commission shall adopt a budget and submit it to the Presiding Judge. If he or she approves it, it shall be forwarded to the City Council for its consideration. The City Council shall appropriate funds to the Commission and to the City Clerk adequate to carry out their duties under this Section.

If any part of these amendments to Sections 4 or 5 of the Charter or the addition of Section 5.1 to the Charter or their application to any person or circumstances is held invalid, the invalidity shall not affect other provisions or applications which reasonably can be given effect without the invalid provision or application.

PROPOSITION ---

Adds Section 32.1 to Article V of the Charter of The City of San Diego to read as follows:

SECTION 32.1

RESPONSIBILITY OF MANAGER AND NON-MANAGERIAL OFFICERS TO REPORT TO COUNCIL

The City Manager and all non-managerial officers of the City shall inform the Council of all material facts or significant developments relating to all matters under the jurisdiction of the Council.

... or consolidated upon the approximate equality of the populations of the established districts. A redistricting plan shall be subject to the provisions of this Charter, except that the nomination period for appointment to the Redistricting Commission shall commence on the July 1 immediately succeeding the annexation, deannexation or consolidation and the Redistricting Commission shall be constituted no later than the next November 1.

In any redistricting, the districts shall be comprised of contiguous territory and made as equal in population as shown by the census reports, and as geographically compact as possible, and the districts so formed shall, as far as possible, be bounded by natural boundaries, by street lines and/or by City boundary lines.

SECTION 5.1

The members of the City Council shall be elected by districts, as follows: Subject to the provisions of the City Charter relating to referendum and initiative powers of the people, the sole and exclusive authority to adopt plans which specify the boundaries of districts for the City Council is vested in the Redistricting Commission, to be established by this Section.

Commencing in the year following the year in which the national decennial census is taken under the direction of the United States Congress at the beginning of each decade, the Redistricting Commission shall adopt plans that redistrict the City into eight (8) Council districts designated by numbers 1 to 8 inclusive. Those districts shall be used for all elections of Council members, including their recall, and for filling any vacancy in the office of member of the Council, subsequent to the effective date of this Section (and until new districts are established).

No change in the boundary or location of any district by redistricting as herein provided shall operate to abolish or terminate the term of office of any member of the Council prior to the expiration of the term of office for which such member was elected.

Districts formed by the Redistricting Commission shall each contain, as nearly as practicable, one-eighth of the total population of the City as shown by the Federal census immediately preceding such formation of districts. Each redistricting plan shall provide fair and effective representation for all citizens of the City, including racial, ethnic, and language minorities, and be in conformance with the requirements of the United States Constitution and Federal Statutes.

To the extent it is practical to do so, districts shall: preserve identifiable communities of interest; be geographically compact -- populous contiguous territory shall not be bypassed to reach distant populous areas; be composed of whole census units as developed by the United States Bureau of the Census; be composed of contiguous territory with reasonable access between population centers in the district, and not be drawn for the purpose of advantaging or protecting incumbents.

The Redistricting Commission shall be composed of seven (7) members who shall be appointed by the Presiding Judge of the Municipal Court, San Diego Judicial District. In the event that the Presiding Judge declines to make the appointments, they shall be made by a Municipal Court Judge selected by vote of the Judges of the Municipal Court, San Diego Judicial District. Should the Judges of the Municipal Court decline to so act, then the Redistricting Commission shall be appointed by a panel of three retired Superior Court Judges drawn at random by the City Manager in the fashion described in Penal Code sections 900(a) and 902. In the event that all of the preceding individuals decline to act, then the Redistricting Commission shall be appointed by a majority vote of the City Council in the fashion set forth below. The term "Presiding Judge," as used herein below, shall include any person or any body acting to appoint the Redistricting Commission pursuant to the provisions of this paragraph.

The City Clerk shall solicit nominations for appointment to the Redistricting Commission in accordance with this Section and shall distribute to the news media the announcement of a thirty (30) day nomination period (which shall commence on July 1, 2000, and on July 1, of every year in which a national decennial census is taken) and the guidelines for selection of Commission members.

Individuals or organizations desiring to nominate persons for appointment to the Commission shall do so in writing to the City Clerk within the nomination period. The City Clerk shall transmit the names and information regarding all nominees with the names of nominating individuals and organizations to the Presiding Judge immediately upon the close of nominations. The Presiding Judge shall appoint the members constituting the Commission no later than November 1, 2000, and on November 1 of every year in which a national decennial census is taken. The Presiding Judge shall appoint women and men who will give the Redistricting Commission geographic, social and ethnic diversity, and who, in his or her judgement, have a high degree of competency to carry out the responsibilities of the Commission. The appointees shall include individuals with a demonstrated capacity to serve with impartiality in a nonpartisan role.

Each member of the Commission shall be registered to vote in The City of San Diego.

Persons who accept appointment to the Commission, at the time of their appointment, shall file a written declaration with the City Clerk stating that within five (5) years of the Commission's adoption of a final redistricting plan, they will not seek election to a San Diego City public office. The members of the Redistricting Commission shall serve until the redistricting plan adopted by the Commission becomes effective and any and all legal and referendum challenges have been resolved.

Any vacancy in the Redistricting Commission which occurs after the Commission is constituted shall be filled within seven (7) calendar days by the Presiding Judge of the San Diego County Municipal Court, San Diego Judicial District, following the same procedure and using the same criteria established with this Section and making the selection from the same pool of individuals given consideration for appointment when the Commission was constituted.

Within twenty (20) days after the membership of the Commission is appointed, it shall hold its first meeting at a time and place designated by the City Clerk.

All Commission meetings shall be open to the public and Commission records, data and plans shall be available, at no charge, for public inspection during normal business hours in the office of the City Clerk. Copies of records and plans shall be provided, for a reasonable fee, to any interested person.

The Commission shall elect a chair and a vice chair and shall employ a chief of staff, who shall serve at the Commission's pleasure, exempt from Civil Service, and shall contract for needed staff, technical consultants and services, using existing City staff to the extent possible.

Aye votes by 5 members of the Commission shall be required for the appointment of its chief of staff, the election of its chair, and the adoption of the final redistricting plan and a majority vote of the Commission shall be required for all other actions. A majority of the entire Commission shall constitute a quorum for the transaction of business or exercise of any power of the Commission.

The Commission shall make every reasonable effort to afford maximum public access to its proceedings. It shall solicit public comment and shall hold at least four (4) public hearings in various geographic areas of the City before the preparation of a preliminary redistricting plan.

At least thirty (30) days prior to the adoption of a final plan, the Commission shall file a preliminary plan with the City Clerk, along with a written statement of findings and reasons for adoption which includes notation of all criteria employed in the process and a full analysis and explanation of decisions made by the Commission.

During the thirty (30) day period after such filing, the Commission shall hold at least three (3) public hearings in various geographic areas of the City before it adopts a final plan. Upon approval of the final plan, the Commission shall adjust the boundaries of any or all of the Council districts of the City pursuant to the final plan. Said final redistricting plan shall be effective thirty (30) days after adoption and shall be subject to the right of referendum in the same manner as are ordinances of the City Council. If rejected by referendum, the same Commission shall create a new plan pursuant to the criteria set forth in Sections 5 and 5.1.

Within sixty (60) days after the members of the Commission are appointed, the Commission shall adopt a budget and submit it to the Presiding Judge. If he or she approves it, it shall be forwarded to the City Council for its consideration. The City Council shall appropriate funds to the Commission and to the City Clerk adequate to carry out their duties under this Section.

If any part of these amendments to Sections 4 or 5 of the Charter or the addition of Section 5.1 to the Charter or their application to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications which reasonably can be given effect without the invalid provision or application.

PROPOSITION ---
Adds Section 32.1 to Article V of the Charter of The City of San Diego to read as follows:

SECTION 32.1 RESPONSIBILITY OF MANAGER AND NON-MANAGERIAL OFFICERS TO REPORT TO COUNCIL

The City Manager and all non-managerial officers of the City shall inform the Council of all material facts or significant developments relating to all matters under the jurisdiction of the Council as provided under the Charter except as may be otherwise controlled by the laws and regulations of the United States or the State of California. The Manager and all non-managerial officers shall also comply promptly with all lawful requests for information by the Council.

PROPOSITION ---
Adds Section 225 to the Charter of The City of San Diego to read as follows:

SECTION 225 MANDATORY DISCLOSURE OF BUSINESS INTERESTS

No right, title or interest in the City's real or personal property, nor any right, title or interest arising out of a contract, or lease, may be granted or bargained pursuant to the City's general municipal powers or otherwise, nor any franchise, right or privilege may be granted pursuant to Section 103 or 103.1 of this Charter, unless the person applying or bargaining therefor makes a full and complete disclosure of the name and identity of any and all persons directly or indirectly involved in the application or proposed transaction and the precise nature of all interests of all persons therein.

Any transfer of rights, privileges or obligations arising from a franchise, right or privilege granted under Charter section 103 or 103.1 or any transfer of any right, title or interest in the City's real or personal property, or any right, title or interest arising out of a contract, or lease, which may be granted or bargained pursuant to the City's general municipal powers or otherwise, shall also require a full and complete disclosure as set forth above.

Failure to fully disclose all of the information enumerated above shall be grounds for denial of any application or proposed transaction or transfer and may result in forfeiture of any and all rights and privileges that have been granted heretofore.

For purposes of this Charter section, the term "person" means any natural person, joint venture, joint stock company, partnership, association, firm, club, company, corporation, business trust, organization or entity.

PROPOSITION ---
Shall the removal from dedicated park status of that portion of Mt. Soledad Natural Park necessary to maintain the property as an historic war memorial, and the transfer of the same parcel by The City of San Diego to a private non-profit corporation for not less than fair market value be ratified?

PROPOSITION ---
(ADVISORY VOTE ONLY)

Shall a portion of the proceeds of the one-half cent sales tax which has been collected from San Diego citizens since 1988 for the San Diego County Regional Justice Agency be refunded to San Diego's citizens by an equitable distribution of \$170 million dollars to the City to be held in public trust and duly invested, with the proceeds of investment to be appropriated annually for increases in the number of sworn San Diego?

(which shall commence on July 1, 2000, and on July 1, of every year in which a national decennial census is taken) and the guidelines for selection of Commission members.

Individuals or organizations desiring to nominate persons for appointment to the Commission shall do so in writing to the City Clerk within the nomination period. The City Clerk shall transmit the names and information regarding all nominees with the names of nominating individuals and organizations to the Presiding Judge immediately upon the close of nominations. The Presiding Judge shall appoint the members constituting the Commission no later than November 1, 2000, and on November 1 of every year in which a national decennial census is taken. The Presiding Judge shall appoint women and men who will give the Redistricting Commission geographic, social and ethnic diversity, and who, in his or her judgement, have a high degree of competency to carry out the responsibilities of the Commission. The appointees shall include individuals with a demonstrated capacity to serve with impartiality in a nonpartisan role.

Each member of the Commission shall be registered to vote in The City of San Diego.

Persons who accept appointment to the Commission, at the time of their appointment, shall file a written declaration with the City Clerk stating that within five (5) years of the Commission's adoption of a final redistricting plan, they will not seek election to a San Diego City public office. The members of the Redistricting Commission shall serve until the redistricting plan adopted by the Commission becomes effective and any and all legal and referendum challenges have been resolved.

Any vacancy in the Redistricting Commission which occurs after the Commission is constituted shall be filled within seven (7) calendar days by the Presiding Judge of the San Diego County Municipal Court, San Diego Judicial District, following the same procedure and using the same criteria established with this Section and making the selection from the same pool of individuals given consideration for appointment when the Commission was constituted.

Within twenty (20) days after the membership of the Commission is appointed, it shall hold its first meeting at a time and place designated by the City Clerk.

All Commission meetings shall be open to the public and Commission records, data and plans shall be available, at no charge, for public inspection during normal business hours in the office of the City Clerk. Copies of records and plans shall be provided, for a reasonable fee, to any interested person.

The Commission shall elect a chair and a vice chair and shall employ a chief of staff, who shall serve at the Commission's pleasure, exempt from Civil Service, and shall contract for needed staff, technical consultants and services, using existing City staff to the extent possible.

Aye votes by 5 members of the Commission shall be required for the appointment of its chief of staff, the election of its chair, and the adoption of the final redistricting plan and a majority vote of the Commission shall be required for all other actions. A majority of the entire Commission shall constitute a quorum for the transaction of business or exercise of any power of the Commission.

The Commission shall make every reasonable effort to afford maximum public access to its proceedings. It shall solicit public comment and shall hold at least four (4) public hearings in various geographic areas of the City before the preparation of a preliminary redistricting plan.

At least thirty (30) days prior to the adoption of a final plan, the Commission shall file a preliminary plan with the City Clerk, along with a written statement of findings and reasons for adoption which includes notation of all criteria employed in the process and a full analysis and explanation of decisions made by the Commission.

During the thirty (30) day period after such filing, the Commission shall hold at least three (3) public hearings in various geographic areas of the City before it adopts a final plan. Upon approval of the final plan, the Commission shall adjust the boundaries of any or all of the Council districts of the City pursuant to the final plan. Said final redistricting plan shall be effective thirty (30) days after adoption and shall be subject to the right of referendum in the same manner as are ordinances of the City Council. If rejected by referendum, the same Commission shall create a new plan pursuant to the criteria set forth in Sections 5 and 5.1.

Within sixty (60) days after the members of the Commission are appointed, the Commission shall adopt a budget and submit it to the Presiding Judge. If he or she approves it, it shall be forwarded to the City Council for its consideration. The City Council shall appropriate funds to the Commission and to the City Clerk adequate to carry out their duties under this Section.

If any part of these amendments to Sections 4 or 5 of the Charter or the addition of Section 5.1 to the Charter or their application to any person or circumstances is held invalid, the invalidity shall not affect other provisions or applications which reasonably can be given effect without the invalid provision or application.

PROPOSITION — — —

Adds Section 32.1 to Article V of the Charter of The City of San Diego to read as follows:

**SECTION 32.1
RESPONSIBILITY OF MANAGER AND
NON-MANAGERIAL OFFICERS
TO REPORT TO COUNCIL**

The City Manager and all non-managerial officers of the City shall inform the Council of all material facts or significant developments relating to all matters under the jurisdiction of the Council as provided under this Charter except as may be otherwise controlled by the laws and regulations of the United States or the State of California. The Manager and all non-managerial officers shall also comply promptly with all lawful requests for information by the Council.

PROPOSITION — — —

Adds Section 225 to the Charter of The City of San Diego to read as follows:

**SECTION 225.
MANDATORY DISCLOSURE OF BUSINESS INTERESTS**

No right, title or interest in the City's real or personal property, nor any right, title or interest arising out of a contract, or lease, may be granted or bargained pursuant to the City's general municipal powers or otherwise, nor any franchise, right or privilege may be granted pursuant to Section 103 or 103.1 of this Charter, unless the person applying or bargaining therefor makes a full and complete disclosure of the name and identity of any and all persons directly or indirectly involved in the application or proposed transaction and the precise nature of all interests of all persons therein.

Any transfer of rights, privileges or obligations arising from a franchise, right or privilege granted under Charter section 103 or 103.1 or any transfer of any right, title or interest in the City's real or personal property, or any right, title or interest arising out of a contract, or lease, which may be granted or bargained pursuant to the City's general municipal powers or otherwise, shall also require a full and complete disclosure as set forth above.

Failure to fully disclose all of the information enumerated above shall be grounds for denial of any application or proposed transaction or transfer and may result in forfeiture of any and all rights and privileges that have been granted heretofore.

For purposes of this Charter section, the term "person" means any natural person, joint venture, joint stock company, partnership, association, firm, club, company, corporation, business trust, organization or entity.

PROPOSITION — — —

Shall the removal from dedicated park status of that portion of Mt. Soledad Natural Park necessary to maintain the property as an historic war memorial, and the transfer of the same parcel by The City of San Diego to a private non-profit corporation for not less than fair market value be ratified?

**PROPOSITION — — —
(ADVISORY VOTE ONLY)**

Shall a portion of the proceeds of the one-half cent sales tax which has been collected from San Diego citizens since 1988 for the San Diego County Regional Justice Agency be refunded to San Diego's citizens by an equitable distribution of \$170 million dollars to the City to be held in public trust and duly invested, with the proceeds of investment to be appropriated annually for increases in the number of sworn police officers for The City of San Diego?

Section 3. The propositions shall be presented and printed upon the ballot and submitted to the voters in the manner and form set out in Section 4 of this ordinance.

Section 4. The polls for this Special Municipal Election shall be open at 7 a.m. (local time) on June 2, 1992, and remain open continuously until 8 p.m. (local time) on the same day at which time the polls shall be closed, except as provided in Section 14301 of the Elections Code of the State of California.

Section 5. Since this election is being consolidated with the State Primary Election, and since the City Clerk of The City of San Diego is hereby authorized to canvass returns of the election, and since only one form of ballot is authorized, the method of voting upon the propositions shall be as provided in the Elections Code of the State of California; and, on the ballots to be used at this Special Municipal Election, in addition to any other matters required by law, there shall be printed substantially the following:

PROPOSITION — — — (ADVISORY VOTE ONLY)

Shall a portion of the proceeds of the one-half cent sales tax which has been collected from San Diego citizens since 1988 for the San Diego County Regional Justice Agency be refunded to San Diego's citizens by an equitable distribution of \$170 million dollars to the City to be held in public trust and duly invested, with the proceeds of investment to be appropriated annually for increases in the number of sworn police officers for the City of San Diego?

**PROPOSITION — — — AMENDS THE
CHARTER OF THE CITY OF SAN DIEGO BY
AMENDING SECTIONS 12, 24 AND 40.**

Amends Section 12 of the City Charter to prohibit any person from serving more than two consecutive four-year terms as a Council member from any particular district, commencing with elections in 1992. Provides that if for any reason a person serves a partial term as Councilmember from a particular district in excess of 2 years, that partial term shall be considered a full term for purposes of this term limit provision.

Amends Section 24 of the City Charter to prohibit any person from serving more than two consecutive four-year terms as Mayor, commencing with elections in 1992. Provides that if for any reason a person serves a partial term as Mayor in excess of 2 years, that partial term shall be considered a full term for purposes of this term limit provision.

Amends Section 40 of the City Charter to prohibit any person from serving more than two consecutive four-year terms as City Attorney, commencing with elections in 1992. Provides that if for any reason a person serves a partial term as City Attorney in excess of 2 years, that partial term shall be considered a full term for purposes of this term limit provision.

Amends Sections 12, 24 and 40 of the City Charter to provide that persons holding office of Council member, Mayor or City Attorney prior to the 1992 election shall not have prior or current terms be counted for the purpose of applying the term limit provisions to

YES	
NO	



No right, title or interest in the City's real or personal property, nor any right, title or interest arising out of a contract, or lease, may be granted or bargained pursuant to the City's general municipal powers or otherwise, nor any franchise, right or privilege may be granted pursuant to Section 103 or 103.1 of this Charter, unless the person applying or bargaining for such right, title or interest, or franchise, right or privilege, shall disclose in full and complete disclosure of the name and identity of any and all persons directly or indirectly involved in the proposed transaction and the precise nature of all interests of all persons therein.

Any transfer of rights, privileges or obligations arising from a franchise, right or privilege granted under Charter section 103 or 103.1 or any transfer of any right, title or interest in the City's real or personal property, or any right, title or interest arising out of a contract, or lease, which may be granted or bargained pursuant to the City's general municipal powers or otherwise, shall also require a full and complete disclosure as set forth above.

Failure to fully disclose all of the information, enumerated above shall be grounds for denial of any application or proposed transaction or transfer and may result in forfeiture of any and all rights and privileges that have been granted heretofore.

For purposes of this Charter section, the term "person" means any natural person, joint venture, joint stock company, partnership, association, firm, club, company, corporation, business trust, organization or entity.

PROPOSITION — — —

Shall the removal from dedicated park status of that portion of Mt. Solodad Natural Park necessary to maintain the property as an historic war memorial, and the transfer of the same parcel by The City of San Diego to a private non-profit corporation for not less than fair market value be ratified?

PROPOSITION — — —

(ADVISORY VOTE ONLY)

Shall a portion of the proceeds of the one-half cent sales tax which has been collected from San Diego citizens since 1988 for the San Diego County Regional Justice Agency be refunded to San Diego's citizens by an equitable distribution of \$170 million dollars to the City to be held in public trust and duly invested, with the proceeds of investment to be appropriated annually for increases in the number of sworn police officers for The City of San Diego?

Section 3. The propositions shall be presented and printed upon the ballot and submitted to the voters in the manner and form set out in Section 4 of this ordinance.

Section 4. The polls for this Special Municipal Election shall be open at 7 a.m. (local time) on June 2, 1992, and remain open continuously until 8 p.m. (local time) on the same day at which time the polls shall be closed, except as provided in Section 14301 of the Elections Code of the State of California.

Section 5. Since this election is being consolidated with the State Primary Election, and since the City Clerk of The City of San Diego is hereby authorized to canvass returns of the election, and since only one form of ballot is authorized, the method of voting upon the propositions shall be as provided in the Elections Code of the State of California; and, on the ballots to be used at this Special Municipal Election, in addition to any other matters required by law, there shall be printed substantially the following:

PROPOSITION — — — (ADVISORY VOTE ONLY)

Shall a portion of the proceeds of the one-half cent sales tax which has been collected from San Diego citizens since 1988 for the San Diego County Regional Justice Agency be refunded to San Diego's citizens by an equitable distribution of \$170 million dollars to the City to be held in public trust and duly invested, with the proceeds of investment to be appropriated annually for increases in the number of sworn police officers for the City of San Diego?

<p>PROPOSITION — — — AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY AMENDING SECTIONS 12, 24 AND 40.</p> <p>Amends Section 12 of the City Charter to prohibit any person from serving more than two consecutive four-year terms as a Council member from any particular district, commencing with elections in 1992. Provides that if for any reason a person serves a partial term as Councilmember from a particular district in excess of 2 years, that partial term shall be considered a full term for purposes of this term limit provision.</p> <p>Amends Section 24 of the City Charter to prohibit any person from serving more than two consecutive four-year terms as Mayor, commencing with elections in 1992. Provides that if for any reason a person serves a partial term as Mayor in excess of 2 years, that partial term shall be considered a full term for purposes of this term limit provision.</p> <p>Amends Section 40 of the City Charter to prohibit any person from serving more than two consecutive four-year terms as City Attorney, commencing with elections in 1992. Provides that if for any reason a person serves a partial term as City Attorney in excess of 2 years, that partial term shall be considered a full term for purposes of this term limit provision.</p> <p>Amends Sections 12, 24 and 40 of the City Charter to provide that persons holding office of Council member, Mayor or City Attorney prior to the 1992 election shall not have prior or current terms be counted for the purpose of applying the term limit provisions to future elections.</p>	YES	
	NO	

<p>PROPOSITION — — — AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY AMENDING SECTION 12.</p> <p>Amends Section 12 of the City Charter to remove the City Council's authority to appoint someone to fill a vacancy in a Council office, except when the vacancy occurs within 100 days of an upcoming regular municipal election; and, instead to require the City Council to cause a special election to be held to fill a vacancy in a Council office. Provides that a special election called to fill a Council vacancy is to be held within ninety (90) days of the vacancy. Provides that the candidate receiving the greatest number of votes in an election to fill a Council vacancy shall be deemed and declared to be elected to the vacant office.</p> <p>Provides Notice to the Voter, as follows: This proposition, if adopted, would amend Section 12 of the San Diego City Charter. Proposition — — —, which would establish term limits, also appears on this ballot and would also amend Section 12 of the San Diego City Charter if adopted. You may vote for or against either proposition. If both are adopted by majority vote, then Section 12 will be treated as amended to include both amendments. This paragraph will not be codified in Charter Section 12.</p>	YES	
	NO	

<p>PROPOSITION — — — AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY AMENDING SECTIONS 4 AND 5 AND ADDING SECTION 5.1.</p> <p>Amends Section 5 of the City Charter requiring the City to be redistricted at least once every 10 years pursuant to Charter Section 5.1, and to require redistricting to be conducted pursuant to Charter Section 5.1 if any territory annexed, deannexed or consolidated upsets the approximate equality of populations of established districts.</p> <p>Adds Section 5.1 to the City Charter requiring that a Redistricting Commission be established approximately every decade to adopt redistricting plans to be used for all elections of Council members; setting forth the standards to be used by any Redistricting Commission in adopting redistricting plans; establishing that a Redistricting Commission is to be appointed by the Presiding Judge of the Municipal Court, and setting forth alternative methods of appointment; setting forth the nominating procedures for appointment to a Redistricting Commission; setting forth the requirements for membership on a Redistricting Commission; setting forth the requirements for Redistricting Commission meetings and records; stating that a Redistricting Commission's adoption of a final Redistricting plan shall be subject to the right of referendum; requiring the City Council to appropriate funds adequate to carry out a Redistricting Commission's duties under this Charter section.</p> <p>Amends Section 4 of the City Charter to refer to redistricting plans adopted by a Redistricting Commission pursuant to Section 5.1.</p> <p>Contains a severability clause.</p>	YES	
	NO	

<p>PROPOSITION — — — AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY ADDING SECTION 32.1</p> <p>Adds section 32.1 to the City Charter to require the City Manager and all non-managerial officers of the City to inform the Council of all material facts or significant developments relating to all matters under the jurisdiction of the Council as provided under this Charter except as may be otherwise controlled by the laws and regulations of the United States or the State of California. Further requires the Manager and all non-managerial officers to also comply promptly with all lawful requests for information by the Council.</p>	YES	
	NO	

<p>PROPOSITION — — — AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY ADDING SECTION 225.</p> <p>Adds Section 225 to the City Charter to require that all persons proposing to do business with the City fully disclose the name and identity of all persons involved in the proposed transaction and the nature of their interest therein, if that proposed transaction could result in a contract, lease, or franchise. Provides for potential forfeiture of rights for failure to fully disclose. Defines "person" broadly for purposes of this Section.</p>	YES	
	NO	

ago citizens since 1958 for the San Diego Regional Justice Agency be refunded to San Diego's citizens by an distribution of \$170 million dollars to the City to be held in public and duly invested, with the proceeds of investment to be appropriated daily for increases in the number of sworn police officers for the City of Diego?

<p>PROPOSITION — — — AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY AMENDING SECTIONS 12, 24 AND 40.</p> <p>Amends Section 12 of the City Charter to prohibit person from serving more than two consecutive 4-year terms as a Council member from any particular district, commencing with elections in 1992. Provides that if for any reason a person serves a partial term as Councilmember from a particular district in excess of 2 years, that partial term shall be considered a full term for purposes of this term limit provision.</p> <p>Amends Section 24 of the City Charter to prohibit person from serving more than two consecutive 4-year terms as Mayor, commencing with elections in 1992. Provides that if for any reason a person serves a partial term as Mayor in excess of 2 years, that partial term shall be considered a full term for purposes of this term limit provision.</p> <p>Amends Section 40 of the City Charter to prohibit person from serving more than two consecutive 4-year terms as City Attorney, commencing with elections in 1992. Provides that if for any reason a person serves a partial term as City Attorney in excess of 2 years, that partial term shall be considered a full term for purposes of this term limit provision.</p> <p>Amends Sections 12, 24 and 40 of the City Charter provide that persons holding office of Council member, Mayor or City Attorney prior to the 1992 election shall not have prior or current terms be counted for the purpose of applying the term limit provisions to future elections.</p>	YES	
	NO	

<p>PROPOSITION — — — AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY AMENDING SECTION 12.</p> <p>Amends Section 12 of the City Charter to remove City Council's authority to appoint someone to fill a vacancy in a Council office, except when the vacancy occurs within 100 days of an upcoming regular municipal election; and, instead to require the City Council to cause a special election to be held to fill a vacancy in a Council office. Provides that a special election called to fill a Council vacancy is to be held within ninety (90) days of the vacancy. Provides that candidate receiving the greatest number of votes in election to fill a Council vacancy shall be deemed declared to be elected to the vacant office.</p> <p>Provides Notice to the Voter, as follows: This proposition, if adopted, would amend Section 12 of the San Diego City Charter. Proposition — — —, which would establish term limits, also appears on this ballot and would also amend Section 12 of the San Diego Charter if adopted. You may vote for or against either proposition. If both are adopted by majority vote, Section 12 will be treated as amended to include both amendments. This paragraph will not be codified in Charter Section 12.</p>	YES	
	NO	

<p>PROPOSITION — — — AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY AMENDING SECTIONS 4 AND 5 AND ADDING SECTION 5.1.</p> <p>Amends Section 5 of the City Charter requiring the city to be redistricted at least once every 10 years pursuant to Charter Section 5.1, and to require redistricting to be conducted pursuant to Charter Section 5.1 if territory annexed, deannexed or consolidated into the approximate equality of populations of established districts.</p> <p>Adds Section 5.1 to the City Charter requiring that a Redistricting Commission be established approximately every decade to adopt redistricting plans to be used for all elections of Council members; setting forth standards to be used by any Redistricting Commission in adopting redistricting plans; establishing that the Redistricting Commission is to be appointed by the sitting Judge of the Municipal Court, and setting forth alternative methods of appointment; setting forth nominating procedures for appointment to a Redistricting Commission; setting forth the requirements for membership on a Redistricting Commission; setting forth the requirements for Redistricting Commission meetings and records; stating that a Redistricting Commission's adoption of a final Redistricting plan shall be subject to the right of referendum; requiring the City Council to appropriate funds adequate to carry out the Redistricting Commission's duties under this section.</p> <p>Amends Section 4 of the City Charter to refer to redistricting plans adopted by a Redistricting Commission pursuant to Section 5.1.</p> <p>Contains a severability clause.</p>	YES	
	NO	

<p>PROPOSITION — — — AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY ADDING SECTION 32.1</p> <p>Adds section 32.1 to the City Charter to require the Manager and all non-managerial officers of the City to inform the Council of all material facts or significant developments relating to all matters under the jurisdiction of the Council as provided under this section except as may be otherwise controlled by the laws and regulations of the United States or the State of California. Further requires the Manager and all non-managerial officers to also comply promptly with written requests for information by the Council.</p>	YES	
	NO	

<p>PROPOSITION — — — AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY ADDING SECTION 225.</p> <p>Adds Section 225 to the City Charter to require that persons proposing to do business with the City fully disclose the name and identity of all persons involved in the proposed transaction and the nature of their interest therein, if that proposed transaction could result in a contract, lease, or franchise. Provides for potential penalties or rights for failure to fully disclose. Defines "person" broadly for purposes of this Section.</p>	YES	
	NO	

<p>PROPOSITION — — —</p> <p>Shall the removal from dedicated park status of a portion of Mt. Soledad Natural Park necessary to allow the property as an historic war memorial, and transfer of the same parcel by The City of San Diego to a private non-profit corporation for not less than its market value be ratified?</p>	YES	
	NO	

6. An appropriate mark placed in the voting square after the word "YES," shall be counted in favor of the adoption of the propositions. An appropriate mark placed in the voting square after the word "NO," in the hereinbefore provided shall be counted against the adoption of the propositions.

7. The Special Municipal Election called for June 2, 1992, in The City of San Diego is hereby ordered consolidated with the State Primary Election to be held on the same date. Within the City of San Diego the polling places and officers of the election for the Special Municipal Election shall be the same as those provided for in the State Primary Election.

8. The Registrar of Voters of the County of San Diego is hereby authorized to canvass the returns of the Special Municipal Election and all elections shall be held in all respects as if there were only one election within the City only one form of ballot shall be used. The City Clerk shall certify the results of the canvass of the returns of the Special Municipal Election to the Council of The City of San Diego which shall then determine the results of the election.

9. The propositions submitted by this ordinance shall be designated on the ballot by a letter printed on the left margin of the square containing a description of the measure as provided in Section 10219 of the California Code of the State of California.

10. Except as otherwise provided in this ordinance, the Special Municipal Election shall be conducted as provided by law for other municipal elections of the City.

11. The City Clerk shall cause this ordinance to be published in the official newspaper. No other notice of the election need be published.

12. Pursuant to Section 17 of the Charter, this ordinance relating to the above shall take effect on FEB 24, 1992, being the day of its introduction.

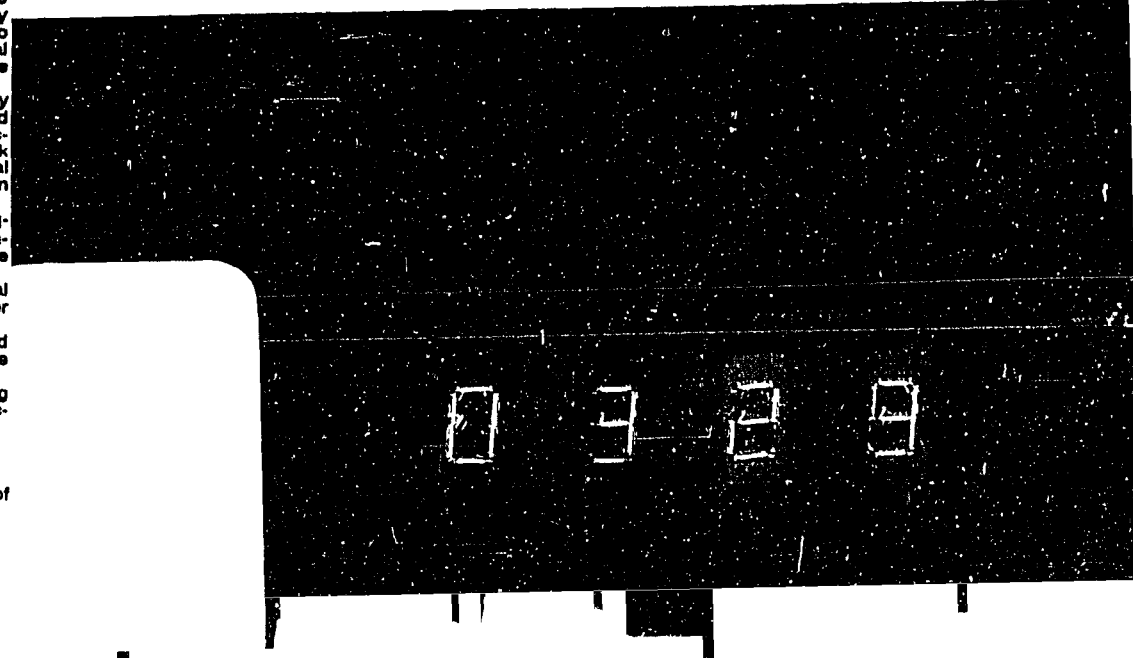
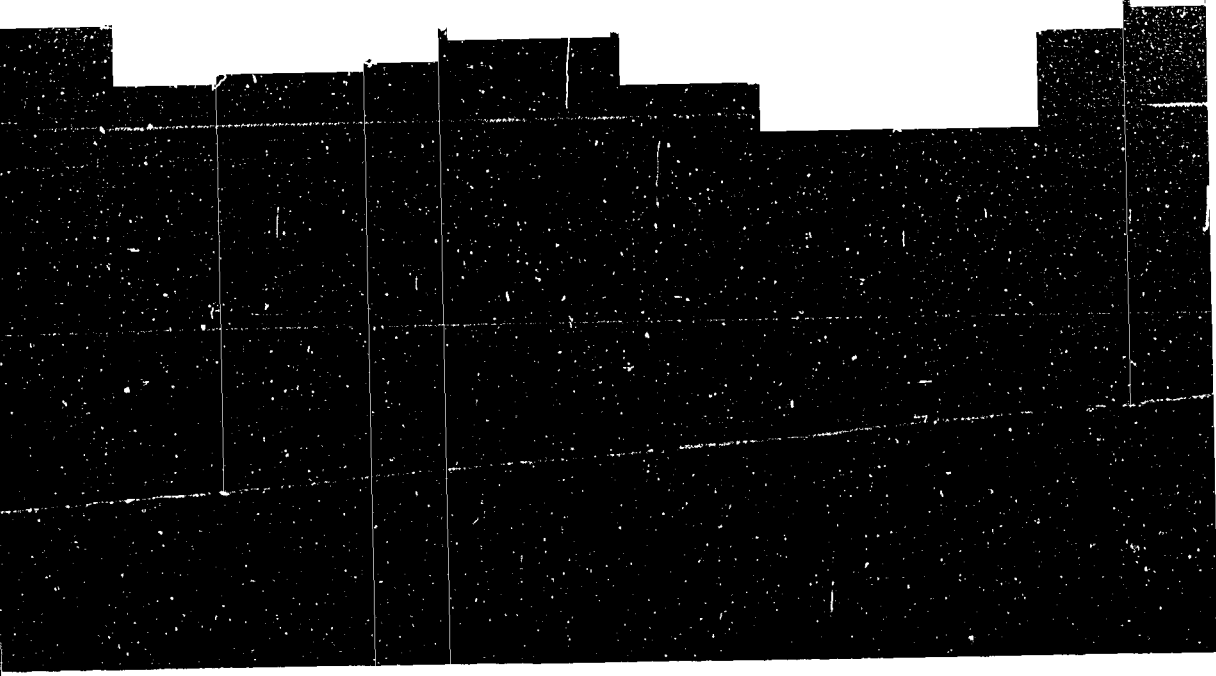
WIT: JOHN W. WITT, City Attorney
C. McGuire
Deputy City Attorney

Enacted, reading dispensed with and adopted by the City Council of the City of San Diego on FEB 24 1992

DECLARED 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 Linda Lugano Deputy

and adopted by the Council of The City of San Diego on



San Diego City Charter, Proposition ---, which would establish term limits, also appears on this ballot and would also amend Section 12 of the San Diego City Charter if adopted. You may vote for or against either proposition. If both are adopted by majority vote, then Section 12 will be treated as amended to include both amendments. This paragraph will not be codified in Charter Section 12.

NO	
----	--

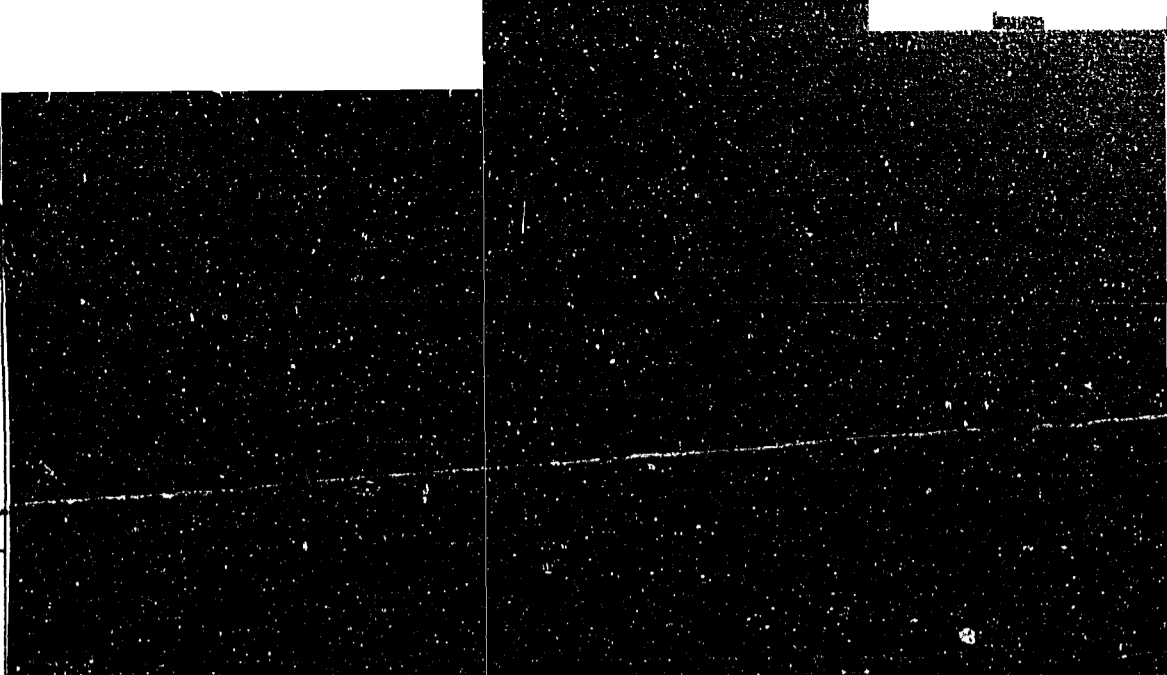
PROPOSITION ---, AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY AMENDING SECTIONS 4 AND 5 AND ADDING SECTION 5.1.

Amends Section 5 of the City Charter requiring the City to be redistricted at least once every 10 years pursuant to Charter Section 5.1, and to require redistricting to be conducted pursuant to Charter Section 5.1 if any territory annexed, deannexed or consolidated upsets the approximate equality of populations of established districts.

Adds Section 5.1 to the City Charter requiring that a Redistricting Commission be established approximately every decade to adopt redistricting plans to be used for all elections of Council members; setting forth the standards to be used by any Redistricting Commission in adopting redistricting plans; establishing that a Redistricting Commission is to be appointed by the Freeland Judges of the Municipal Court, and setting forth alternative methods of appointment; setting forth the nominating procedures for appointment to a Redistricting Commission; setting forth the requirements for membership on a Redistricting Commission; setting forth the requirements for Redistricting Commission meetings and records; stating that a Redistricting Commission's adoption of a final Redistricting plan shall be subject to the right of referendum; requiring the City Council to appropriate funds adequate to carry out a Redistricting Commission's duties under this Charter section.

Amends Section 4 of the City Charter to refer to redistricting plans adopted by a Redistricting Commission pursuant to Section 5.1.
Contains a severability clause.

YES	
NO	



PROPOSITION ---, AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY ADDING SECTION 32.1

Adds section 32.1 to the City Charter to require the City Manager and all non-managerial officers of the City to inform the Council of all material facts or significant developments relating to all matters under the jurisdiction of the Council as provided under this Charter except as may be otherwise controlled by the laws and regulations of the United States or the State of California. Further requires the Manager and all non-managerial officers to also comply promptly with all lawful requests for information by the Council.

YES	
NO	

PROPOSITION ---, AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY ADDING SECTION 225.

Adds Section 225 to the City Charter to require that all persons proposing to do business with the City fully disclose the name and identity of all persons involved in the proposed transaction and the nature of their interest therein. If that proposed transaction could result in a contract, lease, or franchise. Provides for potential forfeiture of rights for failure to fully disclose. Defines "person" broadly for purposes of this Section.

YES	
NO	

PROPOSITION ---
Shall the removal from dedicated park status of that portion of Mt. Soledad Natural Park necessary to maintain the property as an historic war memorial, and the transfer of the same parcel by The City of San Diego to a private non-profit corporation for not less than fair market value be ratified?

YES	
NO	

Section 6. An appropriate mark placed in the voting square after the word "YES," shall be counted in favor of the adoption of the propositions. An appropriate mark placed in the voting square after the word "NO", in the manner hereinbefore provided shall be counted against the adoption of the propositions.

Section 7. The Special Municipal Election called for June 2, 1992, in the City of San Diego is hereby ordered consolidated with the State Primary Election to be held on the same date. Within the City of San Diego precincts, polling places and officers of the election for the Special Municipal Election shall be the same as those provided for in the State Primary Election.

Section 8. The Registrar of Voters of the County of San Diego is hereby authorized to canvass the returns of the Special Municipal Election and these elections shall be held in all respects as if there were only one election, and within the City only one form of ballot shall be used. The City Clerk shall certify the results of the canvass of the returns of this Special Municipal Election to the Council of The City of San Diego which shall then declare the results of the election.

Section 9. The propositions submitted by this ordinance shall be designated on the ballot by a letter printed on the left margin of the square containing the description of the measure as provided in Section 10219 of the Election Code of the State of California.

Section 10. Except as otherwise provided in this ordinance, the Special Municipal Election shall be conducted as provided by law for other municipal elections of the City.

Section 11. The City Clerk shall cause this ordinance to be published once in the official newspaper. No other notice of the election need be given.

Section 12. Pursuant to Section 17 of the Charter, this ordinance relating to elections shall take effect on FEB 24, 1992, being the day of its introduction and passage.

APPROVED: JOHN W. WITT, City Attorney
By Cristle C. McGuire
Deputy City Attorney

Introduced, reading dispensed with and adopted by the City Council of The City of San Diego on FEB 24 1992

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 Linda Lugano Deputy

Passed and adopted by the Council of The City of San Diego on FEB 24 1992, by the following vote:
YEAS: Wolfheimer, Roberts, Hartley, Stevens, Behr, Stallings, McCarty, Mayor O'Connor.

NAYS: None.
NOT PRESENT: Filner.
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

(Seal)

By Linda Lugano, Deputy

I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on FEB 24 1992, said ordinance being of the kind and character authorized for passage on its introduction by Section 16 of the Charter.

I FURTHER CERTIFY that the final reading of said ordinance was in full. 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.

(Seal)

By Linda Lugano, Deputy.

I HEREBY CERTIFY that the above and foregoing is a full, true and correct copy of ORDINANCE NO. 0-1774 (NEW SERIES) of The City of San Diego, California, passed and adopted by the Council of said City San Diego

CHARLES G. ABDELNOUR, City Clerk
By Linda Lugano
Deputy