

19998

ORDINANCE NUMBER O-_____ (NEW SERIES)

DATE OF FINAL PASSAGE OCT 18 2010

AN ORDINANCE AMENDING CHAPTER 2,
ARTICLE 6, DIVISION 00 OF THE SAN DIEGO
MUNICIPAL CODE BY AMENDING SECTION
26.06 RELATING TO THE SMALL BUSINESS
ADVISORY BOARD.

WHEREAS, on July 19, 1982, Ordinance No. O-15776 (Original Ordinance) was adopted by the City Council, adding Section 26.06 to the San Diego Municipal Code creating the Small Business Advisory Board (Board); and

WHEREAS, the Original Ordinance specified that the Board consist of seven members who shall serve without compensation for two-year terms and until a successor is duly appointed and confirmed; and

WHEREAS, the Original Ordinance specified that the members of the Board shall be appointed in such a manner so that the terms of not more than four members shall expire in any one year; and

WHEREAS, on December 5, 1983, Ordinance No. O-16088 was adopted by the Council, which increased the total number of members to nine members, and provided that the members shall be appointed in such manner so that the terms of not more than five members shall expire in any one year; and

WHEREAS, on January 28, 2002, Ordinance No. O-10928 was adopted by the Council, which increased the total number of members to eleven members, and provided that the members shall be appointed in such manner so that the terms of not more than five members shall expire in any one year; and

WHEREAS, Ordinance No. O-10928 did not increase the number of members whose term may expire in any one year by one member to correspond to the increase in the total members on the Board; and

WHEREAS, the proposed revisions to San Diego Municipal Code Section 26.06 provide that the members shall be appointed in such manner so that the terms of not more than six members shall expire in any year; and

WHEREAS, this revision is consistent with the intent of Council to have the terms of not more than a majority of members of the Board expire in any one year; NOW THEREFORE,

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

Section 1. That Chapter 2, Article 6, Division 00 of the San Diego Municipal Code is amended by amending section 26.06, to read as follows:

§ 26.06 Small Business Advisory Board

(a) [No change in text.]

(b) Small Business Advisory Board Established. There is hereby established a Small Business Advisory Board consisting of eleven members who shall serve without compensation. The Board shall include one representative from each of the following groups:

(1) Small Business Administration District Director or designated representative;

(2) President of the Business Improvement District Council or designated representative;

The nine remaining appointees considered for selection may include, but not limited to, representatives of the following areas of interest and expertise:

- (A) Small business owner;
- (B) Accounting, financial-lending, legal or economic backgrounds;
- (C) Advocates of small business interests with governmental agencies;

The members shall serve two year terms and each member shall serve until a successor is duly appointed and confirmed. The members shall be appointed by the Mayor and confirmed by the Council. The members shall be appointed in such manner so that the terms of not more than six members shall expire in any year. The expiration date of all terms shall be July 1. The Board shall select from among its members a Chairperson. The Board shall meet not less than once every three months and present a report to the Mayor and Council on an annual basis. The Mayor shall appoint one member of the Council to serve as liaison to the Board and one other member of the Council as an alternate. When filling a future Board vacancy, the City Council shall seek recommendations from the sitting members of the Board regarding the background needed by candidates for the appointment in order to provide a breadth of representation reflective of the small business community in the City.

The Board shall adopt rules consistent with laws for the government of its business and procedures.

(c) [No change in text.]

Section 2. That a full reading of this ordinance is dispensed with prior to its passage, a written or printed copy having been available to the City Council and the public prior to the day of its passage.

Section 3. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: JAN I. GOLDSMITH, City Attorney

By Rachel C. Lipsky
Rachel C. Lipsky
Deputy City Attorney

RL:sc
09/15/10
Or.Dept:Mayor

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of OCT 12 2010.

ELIZABETH S. MALAND
City Clerk

By [Signature]
Deputy City Clerk

Approved: 10/18/10
(date)

[Signature]
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor