

RESOLUTION NUMBER R- 305846

DATE OF FINAL PASSAGE MAY 27 2010

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO OPPOSING PROPOSITION 16 ON THE
JUNE 2010 BALLOT.

WHEREAS, Proposition 16, a California initiative measure known as “The Taxpayers Right to Vote Act,” will be submitted to San Diego voters on the June 2010 ballot; and

WHEREAS, the initiative measure would amend the California Constitution by adding a section that will require a two-thirds vote of the people before local governments may provide electricity service to new customers, or establish a Community Choice Aggregation electricity program that uses public funds or bonds; and

WHEREAS, Community Choice Aggregation has been allowed under California law since 2002, and enables a city, county or combination thereof to become electricity purchasers for residences and businesses, and to require a renewable energy component in the electricity they purchase; and

WHEREAS, if Proposition 16 is approved by the voters, it would require a two-thirds vote of the people before a Charter city like San Diego could incur debt or other liability, or use public funds to build or acquire facilities, works, goods, commodities, products or services to establish or expand electric delivery service, or to implement a plan to become an aggregate electricity provider; and

WHEREAS, Proposition 16 has been opposed by the League of California Cities and its Environmental Quality Policy Committee on grounds that it is an infringement on local control of cities and municipal utilities; and

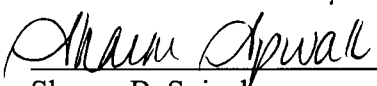
WHEREAS, Proposition 16 also has been opposed by a number of other California cities;
and

WHEREAS, the City Council's Committee on Rules, Open Government and Intergovernmental Relations voted to oppose Proposition 16 and recommended that the City Council oppose the measure; and

WHEREAS, no public funds shall be used in the campaign for or against the measure;
NOW, THEREFORE,

BE IT RESOLVED, that the San Diego City Council opposes Proposition 16, a California initiative measure known as "The Taxpayers Right to Vote Act," which will be submitted to San Diego voters on the June 2010 ballot.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Sharon B. Spivak
Deputy City Attorney

SBS:jdf
05/04/10
Or.Dept:Rules Committee

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAY 18 2010
MAY 18 2010

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 5-27-10
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor