

RESOLUTION NUMBER R- 308948DATE OF FINAL PASSAGE MAY 19 2014

APPROVING THE CITY COUNCIL'S RESPONSE TO THE 2013-2014 SAN DIEGO COUNTY GRAND JURY REPORT TITLED "UPDATING SAN DIEGO'S CITY CHARTER: A RECOMMENDATION TO AMEND THE CHARTER'S PROVISIONS RELATED TO REMOVAL OF ELECTED OFFICIALS."

WHEREAS, on March 13, 2014, the 2013-2014 San Diego County Grand Jury (Grand Jury) filed a report titled "Updating San Diego's City Charter: A Recommendation to Amend the Charter's Provisions Related to Removal of Elected Officials" (Report), that requested a response from the City Council on two findings and four recommendations in the Report; and

WHEREAS, under California Penal Code section 933(c), within 90 days after the filing of the report, each public agency which the Grand Jury reviewed, and about which it issued the Report, must comment to the Presiding Judge of the Superior Court on the findings and recommendations pertaining to matters under the control of the agency; and

WHEREAS, the Grand Jury examined several issues relating to the San Diego City Charter's provisions related to removal of the City's public officials, and requested that the City Council respond to the findings and to recommendations 14-01 through 14-04 in the Report; and

WHEREAS, the Office of the Independent Budget Analyst prepared a proposed response to the Report as set forth in IBA Report No. 14-12, dated April 22, 2014, for the City Council's consideration; and

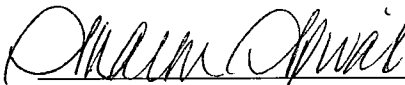
WHEREAS, the proposed responses were discussed at the April 30, 2014 meeting of the Council's Economic Development & Intergovernmental Relations Committee, before being considered by the full Council; and

WHEREAS, under Charter section 280(a)(1), this resolution is not subject to veto by the Mayor because this matter is exclusively within the purview of the City Council and not affecting the administrative service of the City under the control of the Mayor; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that the Council approves and adopts as its own the response to the 2013-2014 San Diego County Grand Jury Report titled "Updating San Diego's City Charter: A Recommendation to Amend the Charter's Provisions Related to Removal of Elected Officials," as set forth in IBA Report No. 14-12, dated April 22, 2014.

BE IT FURTHER RESOLVED, that the Council President is authorized and directed, on behalf of the San Diego City Council, to execute and deliver the above-described response to the Presiding Judge of the San Diego County Superior Court no later than June 11, 2014.

APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Sharon B. Spivak  
Deputy City Attorney

SBS:jdf  
05/06/2014  
Or.Dept:IBA  
Doc. No. 781997

Passed by the Council of The City of San Diego on MAY 19 2014, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Harris	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAY 19 2014

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

KEVIN L. FAULCONER  
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

(Seal)

By *Mary Zumaña*, Deputy

Office of the City Clerk, San Diego, California

Resolution Number R- 308948