

RESOLUTION NUMBER R- 310573

DATE OF FINAL PASSAGE JUN 28 2016

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO WAIVING COUNCIL POLICY 000-21 AND DIRECTING PREPARATION OF A BALLOT MEASURE FOR CONSIDERATION FOR PLACEMENT ON THE NOVEMBER 2016 BALLOT.

WHEREAS, Council Policy 000-21 governs the procedure and schedule in which the San Diego City Council (Council) considers ballot measures proposed by members of the public, Councilmembers, the Mayor or mayoral departments, independent department directors, and public agencies for potential placement on an upcoming primary or general election ballot; and

WHEREAS, the Council expects to consider a large number of measures for potential placement on the November 2016 ballot; and

WHEREAS, the Council has the authority to waive a Council Policy for a specified purpose and wishes to waive Council Policy 000-21 so it may begin to discuss potential ballot measures and direct staff to prepare related ordinances earlier in the calendar year; and

WHEREAS, the Council cannot approve ballot measures for placement on the November 2016 ballot until the election has been called, an action that will occur after certification of the June 2016 primary election; and

WHEREAS, the Council also wishes to provide direction to the City Attorney's Office and to staff to begin preparing a proposed ballot measure to amend Charter section 43(d), regarding the Citizens' Review Board on Police Practices; and

WHEREAS, pursuant to Charter sections 280(a)(1) and 295(b), the Council's actions regarding the waiver of its own policy and direction to the City Attorney's Office to prepare a

proposed ballot measure are matters within its purview and are not subject to veto, and thus the date of the passage of this resolution by the Council shall be deemed the date of its final passage;

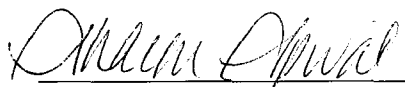
NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that:

1. Council Policy 000-21 is hereby waived so that the Council may consider a proposed ballot measure and direct preparation of an ordinance including that measure.

2. The City Attorney's Office is directed to conduct legal analysis and work with staff to prepare an ordinance including a proposed ballot measure to amend Charter section 43(d), regarding the Citizens' Review Board on Police Practices, and any other related Charter sections as may be legally required, and return to Council for consideration of the ordinance after the November 8, 2016 Municipal General Election has been called.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Sharon B. Spivak
Deputy City Attorney

SBS:jdf
06/14/2016
Or.Dept: Council President
Doc. No.: 1305772

Passed by the Council of The City of San Diego on JUN 28 2016, 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"/>
Lorie Zapf	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JUN 28 2016.

(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 *Stacy Prady*, Deputy

Office of the City Clerk, San Diego, California

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