

ORDINANCE NUMBER O- 20861 (NEW SERIES)

DATE OF FINAL PASSAGE OCT 10 2017

AN ORDINANCE AMENDING CHAPTER 9, ARTICLE 8, DIVISION 3 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 98.0301, RELATING TO SAN DIEGO HOUSING COMMISSION AND RELOCATION APPEALS BOARD.

WHEREAS, the San Diego Municipal Code (Municipal Code) establishes parameters of authority applicable to the San Diego Housing Commission; and

WHEREAS, in 2016, the City Council adopted amendments to the Municipal Code that required that the members of the Housing Authority must receive notice at least seven days in advance of the Housing Commission taking actions related to certain real estate transactions with terms of more than five years and certain development, loan, and contract decisions with expenditures of over one million dollars; and

WHEREAS, the Housing Commission staff requests that the City Council amend the Municipal Code's notice requirement to allow flexibility at times that seven-day notice is not possible or practical, such as when a meeting is scheduled less than seven days in advance;

NOW, THEREFORE,

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

Section 1. That Chapter 9, Article 8, Division 3 of the San Diego Municipal Code is amended by amending section 98.0301, to read as follows:

**§98.0301 San Diego Housing Commission**

(a) through (d) [No change in text.]

(e) Finality of Actions.

(1) through (3) [No change in text.]

(4) *Housing Authority* Notification

(A) The *Commission* shall not act on any of the following matters unless the *Commission President* first provides written notification to the *Housing Authority*:

- (i) Approval of any proposed acquisition, sale, or lease of real property for a term in excess of five years; or
- (ii) Approval of any development project, rehabilitation loan commitment, or contract for the acquisition of goods or services, involving the expenditure of more than \$1,000,000.

(B) The *Commission President* shall provide the notification at least seven days in advance of the meeting at which the action is proposed to be considered, except that, in the event the *Commission President* determines it necessary to place such an action on a *Commission* agenda fewer than seven days before a *Commission* meeting, the *Commission President* shall provide the notification at the time the *Commission President* makes that determination, no later than the time the agenda is posted, and under no circumstances later than 24 hours in advance of the meeting.

(f) through (h) [No change in text.]

Section 2. That a full reading of this ordinance is dispensed with prior to passage, a written copy having been made available to the 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: MARA W. ELLIOTT, City Attorney

By *KM Halsey*  
Keely M. Halsey  
Deputy City Attorney

KMH:als  
06/16/2017  
Or.Dept: SDHC  
Doc. No.: 1446724\_2

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of OCT 03 2017.

ELIZABETH S. MALAND  
City Clerk

By *Linda Rubin*  
Deputy City Clerk

Approved: 10/10/17  
(date)

*Kevin L. Faulconer*  
KEVIN L. FAULCONER, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

**STRIKEOUT ORDINANCE**

**OLD LANGUAGE: ~~Struck Out~~**

**NEW LANGUAGE: Double Underline**

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DATE OF FINAL PASSAGE \_\_\_\_\_

AN ORDINANCE AMENDING CHAPTER 9, ARTICLE 8,  
DIVISION 3 OF THE SAN DIEGO MUNICIPAL CODE BY  
AMENDING SECTION 98.0301, RELATING TO SAN DIEGO  
HOUSING COMMISSION AND RELOCATION APPEALS  
BOARD.

**§98.0301 San Diego Housing Commission**

(a) through (d) [No change in text.]

(e) Finality of Actions.

(1) through (3) [No change in text.]

(4) Housing Authority Notification

(A) The *Commission* shall not act on any of the following matters unless the *Commission President* first provides written notice notification to the *Housing Authority* at least seven days prior to the *Commission* taking action on any of the following matters:

~~(A)~~(i) Approval of any proposed acquisition, sale, or lease of real property for a term in excess of five years;  
and or

~~(B)~~(ii) Approval of any development project, rehabilitation loan commitment, or contract for the acquisition of

goods or services, involving the expenditure of more than \$1,000,000.

(B) The Commission President shall provide the notification at least seven days in advance of the meeting at which the action is proposed to be considered; except that, in the event the Commission President determines it necessary to place such an action on a Commission agenda fewer than seven days before a Commission meeting, the Commission President shall provide the notification at the time the Commission President makes that determination, no later than the time the agenda is posted, and under no circumstances later than 24 hours in advance of the meeting.

(f) through (h) [No change in text.]

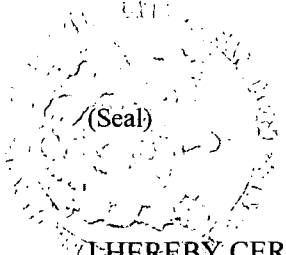
KMH:als  
06/16/2017  
Or.Dept:SDHC  
Doc. No.: 1443715\_2

Passed by the Council of The City of San Diego on OCT 03 2017, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<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"/>
Chris Ward	<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 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"/>
Georgette Gomez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage OCT 10 2017

AUTHENTICATED BY:



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

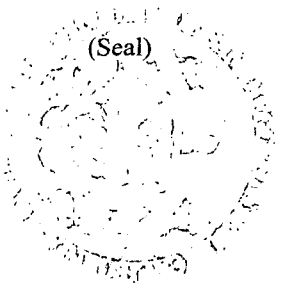
ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By *Elizabeth Maland*, Deputy

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

SEP 12 2017, and on OCT 10 2017

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.



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

By *Elizabeth Maland*, Deputy

Office of the City Clerk, San Diego, California  
Ordinance Number O- 20861