

RESOLUTION NUMBER R- **315175**DATE OF FINAL PASSAGE **OCT 30 2023**

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO APPROVING THE CITY COUNCIL'S RESPONSE
TO THE 2022/2023 SAN DIEGO COUNTY GRAND JURY
REPORT TITLED "DOWNTOWN AREA PUBLIC
RESTROOMS IN THE CITY OF SAN DIEGO: STOP KICKING
THE CAN DOWN THE ROAD."

WHEREAS, on May 24, 2023, the 2022/2023 San Diego County Grand Jury (Grand Jury) issued a report titled "Downtown Area Public Restrooms in the City of San Diego: Stop Kicking the Can Down the Road" (Report) that focused on issues concerning the lack of available public restrooms in Downtown San Diego; and

WHEREAS, the Report made eight findings and eight recommendations, all of which were directed to the Mayor and Council of the City of San Diego (Council); and

WHEREAS, the Report requires a response by the Mayor and Council, in accordance with California law; and

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

WHEREAS, in this instance, the Council President's office requested and received an extension for the response to November 10, 2023; and

WHEREAS, the Office of the Independent Budget Analyst (IBA) has proposed a response to the Report as set forth in IBA Report No. 23-27 REV., dated October 12, 2023, for the Mayor and Council's consideration; and

WHEREAS, the IBA has conferred with the Mayor and his staff, who have approved the components of the proposed response applicable to the Mayor; and

WHEREAS, on October 5, 2023, the Council's Community and Neighborhood Services Committee approved the components of the IBA's proposed response applicable to the Council, with modifications, and voted to forward it to the full Council for consideration; and

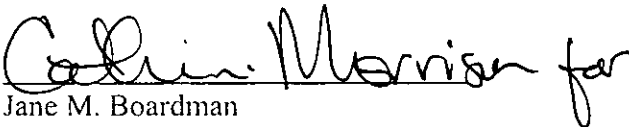
WHEREAS, under Charter section 280(a)(1) this resolution related to approval of the Council's response to the Report is not subject to veto by the Mayor because this matter is exclusively within the purview of the Council and does not affect the administrative service of the City under the control of the Mayor; and

WHEREAS, the Office of the City Attorney has drafted this resolution based on the information provided by City staff including information provided by affected third parties and verified by City staff, with the understanding that this information is complete, true, and accurate; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, the Council approves and adopts as its own the response to the 2022/2023 San Diego County Grand Jury report titled "Downtown Area Public Restrooms in the City of San Diego: Stop Kicking the Can Down the Road" as set forth in the components of the proposed response applicable to the Council in IBA Report No. 23-27 REV., dated October 12, 2023 as prepared by the Independent Budget Analyst and modified by the Community and Neighborhood Services Committee.

BE IT FURTHER RESOLVED, that the Council President is authorized and directed, on behalf of the Council, to sign and deliver the above-described response to the Presiding Judge of the San Diego Superior Court no later than November 10, 2023.

APPROVED: MARA W. ELLIOTT, City Attorney

By 
Jane M. Boardman
Deputy City Attorney

JMB: nja
10-16-23
Or. Dept: IBA
Doc. No. 3449758

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of **OCT 30 2023**.

DIANA J.S. FUENTES
City Clerk

By 
Deputy City Clerk

Passed by the Council of The City of San Diego on OCT 30 2023, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kent Lee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage OCT 30 2023.

(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:

TODD GLORIA
Mayor of The City of San Diego, California.

(Seal)

DIANA J.S. FUENTES
City Clerk of The City of San Diego, California.

By Connie Patterson, Deputy

Office of the City Clerk, San Diego, California

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