

RESOLUTION NUMBER R- 315192

DATE OF FINAL PASSAGE NOV 06 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 "CITY OF SAN DIEGO
DEVELOPMENT IMPACT FEES - WHAT'S THE DIF?"

WHEREAS, on May 30, 2023, the 2022-2023 San Diego County Grand Jury (Grand Jury) filed a final report titled "City of San Diego Development Impact Fees - What's the DIF?" (Report) that requested a response from the Mayor and City Council, among others; and

WHEREAS, the Report included two findings and ten recommendations that are directed to the Mayor and City Council; 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 comments required from the Mayor and Council are due to be submitted to the Presiding Judge of the Superior Court on November 21, 2023, as the City requested and received an extension of time to respond; and

WHEREAS, the Office of the Independent Budget Analyst (IBA) has proposed a response to the Report, which is joined by the Mayor, as set forth in IBA Report No. 23-30, for Council's consideration; and

WHEREAS, on October 20, 2023, the proposed response to the Report was presented to the Active Transportation and Infrastructure Committee; and

WHEREAS, under Charter section 280(a)(1) this Resolution related to approval of the City Council's response to the Report is not subject to veto by the Mayor because this matter is exclusively within the purview of the City 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 City Council of the City of San Diego, that the Council approves and adopts the response to the 2022-2023 San Diego County Grand Jury Report titled "City of San Diego Development Impact Fees - What's the DIF?" as set forth in IBA Report No. 23-30, dated October 2, 2023.

BE IT FURTHER RESOLVED, that the Council President is authorized and directed, on behalf of the Council of the City of San Diego, to execute and deliver the above-described response to the Presiding Judge of the San Diego County Superior Court no later than November 21, 2023.

APPROVED: MARA W. ELLIOTT, City Attorney

By


Shannon C. Eckmeyer
Deputy City Attorney

SCE:sc

10/18/2023

11/03/2023 COR. COPY

Or.Dept: Planning

Doc. No. 3450763_2

Passed by the Council of The City of San Diego on NOV 06 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 NOV 06 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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