

RESOLUTION NUMBER R- 315882

DATE OF FINAL PASSAGE NOV 18 2024

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO APPROVING THE CITY COUNCIL'S RESPONSE
TO THE 2023/2024 SAN DIEGO COUNTY GRAND JURY
REPORT TITLED "MAINTAINING SAN DIEGO'S
SIDEWALKS -- BUT IT'S NOT MY SIDEWALK!"

RECITALS

The Council of the City of San Diego (Council) adopts this Resolution based on the following:

- A. On May 22, 2024, the 2023/2024 San Diego County Grand Jury (Grand Jury) issued a report titled "Maintaining San Diego's Sidewalks – But It's Not My Sidewalk!" (Report) that focused on sidewalk maintenance.
- B. The Report made seven findings and six recommendations, all of which were directed to the Mayor and Council.
- C. The Report requires response by the Mayor and Council, in accordance with California law.
- D. 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.
- E. In this instance, the Council President's office requested and received an extension for the response to November 22, 2024.

F. The Office of the Independent Budget Analyst (IBA) has proposed a City response to the Report as set forth in IBA Report No. 24-32, dated November 6, 2024, for the Mayor and Council's consideration.

G. The IBA has conferred with the Mayor and his staff, who have approved the proposed response.

H. On November 13, 2024, the Council's Active Transportation & Infrastructure Committee approved the IBA's proposed response, and voted to forward it to the full Council for consideration.

I. Under San Diego 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 Council's purview and does not affect the administrative service of the City under the Mayor's control.

J. The Office of the City Attorney prepared 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 and accurate.


ACTION ITEMS

Be it resolved by the Council of the City of San Diego:

1. The Council approves and adopts as its own the response to the 2023/2024 San Diego County Grand Jury report titled "Maintaining San Diego's Sidewalks – But It's Not My Sidewalk!" as set forth in the proposed response in IBA Report No. 24-32, dated November 6, 2024, as prepared by the IBA.

2. 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 22, 2024.

APPROVED: MARA W. ELLIOTT, City Attorney

By 
Cassandra E. Mouglin
Deputy City Attorney

CEM:cc
October 30, 2024
Or.Dept: IBA
Doc. No. 3864094

I certify that the Council of the City of San Diego adopted this Resolution at a meeting held on
NOV 18 2024

DIANA J.S. FUENTES
City Clerk

By 
Deputy City Clerk

Passed by the Council of The City of San Diego on NOV 18 2024, 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"/>
Henry L. Foster III	<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 18 2024.

(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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