

Jenkins, Denise

From: John Stump [jwstump@cox.net]
Sent: Friday, January 06, 2012 2:30 AM
To: Maland, Elizabeth
Cc: Jenkins, Denise
Subject: RE: Potential Ballot Prop Attached
Attachments: January 6 2012 Charter Amendments and Ballot Proposals.doc

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CITY CLERKS OFFICE
SAN DIEGO, CA

Thank You

J. W. STUMP
Brown Building
4133 Poplar
City Heights, California 92105
619-281-4688 jwstump@cox.net

Friday, January 6, 2012

Ms. Elizabeth Maland, City Clerk
City of San Diego
202 C Street, Second Floor
San Diego California 92101

RE: Ballot Proposals & Charter Changes – Charter Review Commission for San Diego City Schools; Direct Election of Superintendent of Schools; Cooperative Use and Financing of Parks, Libraries and Facilities; and Balboa Park Assessment to Preserve and Enhance San Diego's Jewell

Dear Ms. Maland,

I am submitting, for City Council review and consideration, proposals for the upcoming ballot. In substance, these proposals would provide for the appointment of a San Diego residents commission to make recommendations for modernization of the San Diego Unified School District, Direct election of the City Schools chief executive officer- Superintendent of SDUSD; creation of a cooperative planning, financing and facility use arrangement for joint use recreation, libraries, and facilities among San Diego city and its schools and colleges; and a new assessment to enhance and maintain Balboa Park. I am completely open to the suggestions of the City Attorney and the conceptual improvements of others.

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The San Diego City Charter anticipates and calls for a cooperative relationship between the City and its schools and I believe we can all work together to create America's finest city and schools.

Support for Balboa Park

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A new assessment, at the same level, would be imposed that would fund maintenance and enhancement of Balboa Parks public spaces. The new funds would provide a new funding source for public spaces in San Diego's Jewel.

Please keep me informed of the hearing schedule on these matters. I would like to present at any hearing.

All the best
John Stump

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If approved, the ballot proposal would provide for the immediate appointment of a fifteen (15) member Charter Review Commission from residents of the San Diego Unified School district. Ten (10) members would be appointed by the San Diego City Council and Mayor and five members (5) appointed by the SDUSD Board of Trustees. The Commission shall be supported by the Office of the San Diego City Clerk, City Attorney's office or independent support personnel, at the option of the commission.

The Commission shall be for two years and shall provide periodic recommendations so that these recommendations may be timely placed on the ballot, considered in the State legislative calendar, and/or funded through the normal budget cycles. At minimum, the commission shall consider the composition, number, and method of election of school board members, separation of powers between the superintendent and school board, compensation of superintendent and school board members, the creation of an independent inspector general and budget analyst, the reunification of the High School and Community College, size and scale challenges and opportunities presented by smaller independent elementary districts, greater independence for area school clusters and other primary and secondary school governance issues..

2. Direct Election of Superintendent of Schools

Shall the Superintendent of the San Diego City Schools be directly elected?

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If approved the San Diego City Charter and governance structures of the San Diego school districts and community colleges would be amended to provide for cooperation in the planning, financing, construction and operation of joint facilities for the benefit of the residents of San Diego. These separate governmental bodies would create a joint financing structure to exercise powers jointly for the efficient and effective deliver of common services.

4. Balboa Park Assessment to Preserve and Enhance San Diego's Jewel

Shall the Balboa Park be preserved and enhanced by a new replacement assessment dedicated solely to public improvements in Balboa Park?

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SAN DIEGO CITY SCHOOLS

Section 66: Board of Education

The government of the San Diego Unified School District shall be vested in a Board of Education, composed of five members who shall be nominated and elected at the regular municipal primary elections and the general municipal elections at the same time as the election of Council

members. At the municipal primary election there shall be chosen by the registered voters of each Board of Education District two candidates for the office of any Board of Education member from a District whose term expires the succeeding December. At the general municipal election the registered voters of the whole San Diego Unified School District shall select from among the candidates chosen at the primary election in each district one candidate for the office of each Board of Education member whose term expires the succeeding December. Each candidate for the Board of Education shall have been a registered voter of the San Diego Unified School District and an actual resident of the election district from which he seeks to be nominated for thirty (30) days immediately preceding filing of a nominating petition. The members shall serve for a term of four years from and after 10 a.m. the first Monday after the first day of December next succeeding this election and until their successors are elected and qualified, except as herein provided. Any vacancy occurring in the Board shall be filled from the election district in which the vacancy occurs by appointment by the remaining Board members; but in the event that said remaining members fail to fill such vacancy by appointment within thirty (30) days after the vacancy occurs, they must immediately cause to be held a primary election in the district in which the vacancy occurs and a general election within the entire school district to fill such vacancy; provided, however, that any person appointed to fill such vacancy shall hold office only until the next regular municipal election, at which date a person shall be elected to serve for the remainder of such unexpired term.

For the purpose of electing members of the Board of Education, the San Diego Unified School District shall be divided into five (5) districts as nearly equal in voter population as practicable. For the first primary and regular election held under this section, as amended, the boundaries of such election districts shall be established by the Board of Education as such Board existed on the effective date of the amendment to this section. Thereafter, the boundaries of such election districts shall be subject to alteration and change under the provisions of this section. The Board of Education, by resolution, may change and alter the boundaries of the election districts and in the resolution may describe the new boundaries by reference to a map on file in the office of the City Clerk; a metes and bounds description of the new boundaries need not be contained in said resolution.

(Amendment voted 03-28-1939; effective 04-24-1939.) (Amendment voted 04-21-1953; effective 05-29-1953.) (Amendment voted 11-04-1958; effective 02-19-1959.) (Amendment voted 11-06-1962; effective 01-21-1963.) (Amendment voted 11-03-1964; effective 01-21-1965.) (Amendment voted 11-04-1969; effective 01-29-1970.) (Amendment voted 11-06-1979; effective 12-17-1979.)

Section 67: Powers and Duties

The powers and duties of the Board of Education shall be such as are now, or may hereafter be conferred upon such boards by the laws of the State of California.

The ballot proposals could add three new sections:

67a: The San Diego Mayor and City Council, with the assistance of the San Diego board of Trustees, shall appoint a fifteen member governance review commission. Such commission shall serve for two years and be supported by the City Clerk and City Attorney or by persons of their own choosing.

67 b: The Superintendent of schools shall be directly elected for a four year term, in odd numbered years. The Superintendent shall have all executive powers of the school district. The superintendent's salary shall be equivalent to the Mayor of San Diego or a San Diego Superior Court judge, whichever is less.

68c The City of San Diego and the San Diego City Schools shall make their best efforts to establish a cooperative joint exercise of powers for the benefit of the residents of San Diego. Such cooperative arrangement may include other San Diego schools and colleges.

SUNSET ZOO TAX & NEW BALBOA PARK ASSESSMENT

"Section 77a: Provisions for Zoological Exhibits

The Council shall levy annually, in addition to all other taxes provided for in this Charter, not less than two cents (\$0.02) on each one hundred dollars (\$100.00) of the assessed valuation of the real and personal property within the City, to be used exclusively for the maintenance in Balboa Park of zoological exhibits.

Whenever the Council deems it to be for the best interests of the City, the Council may enter into a contract, upon such terms and conditions as the Council may prescribe, for the maintenance in Balboa Park zoological exhibits of, with any organization formed primarily for the purposes of maintaining zoological gardens and zoological exhibits and conducting general zoological work; and may make available to such organization the proceeds of the special tax levy provided for in this section."

The ballot proposal would amend the above section :

The second paragraph would be amended to add: "This assessment shall end and sunset on a date 100 years after the collection of the first assessment":. Following this new section it would continue with:

The Council shall levy annually, in addition to all other taxes provided for in this Charter, not less than five cents (\$0.05) on each one hundred dollars (\$100.00) of the assessed valuation of the real and personal property within the City, to be used exclusively for the maintenance in Balboa Park of free and public spaces. Whenever the Council deems it to be for the best interests of the City, the Council may enter into a contract, upon such terms and conditions as the Council may prescribe, for the maintenance in Balboa Park of free public spaces, with any organization formed primarily for the purposes of maintaining and enhancing Balboa Park; and may make available to such organization the proceeds of the special tax levy provided for in this section. Such organization shall have a governing board that is representative of city residents and also be a majority of residents of the City. No tax funds may be allocated for the benefit of any exhibit or event that charges an admission or fee.

The Council may not substitute its current levels expenditures with these funds and may only use these funds to enhance efforts. Nothing in this section shall broaden the definition of public park uses or diminish free public access in Balboa Park.

From: Maland, Elizabeth [mailto:EMaland@sandiego.gov]

Sent: Thursday, January 05, 2012 11:42 AM

To: John Stump
Cc: Jenkins, Denise
Subject: Potential Ballot Prop

Mr. Stump –

In response to the phone message you left me this morning:

Yes, you may e-mail me the proposed ballot measure you wish to submit in accordance with the Council Policy 000-21 process.

The deadline for submission is Friday, January 6, 2012 at 10 am. If you are e-mailing your proposal, please include my Elections Analyst, Denise Jenkins, as a "cc" so that I can ensure efficient processing of your proposal.

Please feel free to contact me at the number below, or Ms. Jenkins at djenkins@sandiego.gov or 619-533-4030, if we can provide any additional assistance.

Thanks!

Liz

Elizabeth Maland, City Clerk

City of San Diego
emaland@sandiego.gov
619-533-4080

Follow me on Twitter:

<http://twitter.com/sdcityclerk>

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