

**CITY COUNCIL OF THE CITY OF SAN DIEGO
SUPPLEMENTAL DOCKET NUMBER 2
FOR THE REGULAR MEETING OF
TUESDAY, JULY 22, 2008
CITY ADMINISTRATION BUILDING
COUNCIL CHAMBERS – 12TH FLOOR
202 “C” STREET
SAN DIEGO, CA 92101**

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS

The following items will be considered in the afternoon session which is scheduled to begin at 2:00 p.m.

ITEM-S500: Submitting to the Voters a Ballot Proposition Amending the City Charter to Provide Deputy City Attorneys with Civil Service Protection.

[?View referenced exhibit back-up material.](#)

(See memoranda from City Attorney dated 6/30/2008 and 6/24/2008; Jay M. Goldstone dated 7/2/2008; and Deputy City Attorneys Association of San Diego (DCAA) dated 6/19/2008.)

(Continued from the meeting of 7/15/2008, Item 332, at the request of Councilmember Atkins, for further review.)

TODAY’S ACTION IS:

Take the following actions:

Submitting to the qualified voters of the City of San Diego at the Municipal Election consolidated with the Statewide Election to be held on November 4, 2008, one proposition amending the City Charter by amending Article IV, Section 40, and amending Article VIII, Section 117, relating to requirements that certain Deputy City Attorneys be members of the City’s classified service beginning on July 1, 2010;

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS (Continued)

ITEM-S500: (Continued)

Directing the City Attorney to prepare a ballot title and summary;

Directing an appropriate official to prepare an impartial analysis pursuant to San Diego Municipal Code section 27.0505(d) as the measure affects the organization or salaries of the Office of the City Attorney;

Directing the Mayor's Office to prepare a fiscal analysis;

Assigning authorship of the ballot argument;

Directing the City Attorney to prepare the appropriate resolutions and/or ordinances in accordance with Charter Section 40.

NOTE: This item is not subject to the Mayor's veto.

RULES, OPEN GOVERNMENT, AND INTERGOVERNMENTAL RELATIONS COMMITTEE'S RECOMMENDATION:

On 6/25/2008, no action taken. Members of the Rules Committee asked that the Mayor and the City Attorney Meet and Confer on the issue.

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS (Continued)

The following items will be considered in the afternoon session which is scheduled to begin at 2:00 p.m.

ITEM-S501: Submitting to the Voters a Ballot Proposition Amending the City Charter to Create a New Pension Plan for Future Non-Safety City Employees.

[?View referenced exhibit back-up material.](#)

(See Mayor Sanders' and Council President Peters' General Members chart compromise ballot proposal; City Clerk's 6/20/08, memorandum; Mayor Sanders' 6/20/08, memorandum; Mayor Sanders' 6/25/08, Pension Reform PowerPoint; Council President Scott Peters' 6/20/08, memorandum; City Attorney's 6/19/08, memorandum regarding Ballot Measure Questions; Proposed Ordinance dated 6/24/08, with attached Comparison of Mayor's Ballot Proposal to Current Pension System; League of California Cities' memorandum with Defined Benefits Comparisons Chart; San Diego County Taxpayers Association's June 25, 2008, PowerPoint; Joseph Esuchanko's actuarial calculations.)

(Continued from the meeting of 7/15/2008, Item 333, at the request of Mayor Sanders, for further review.)

TODAY'S ACTION IS:

Take the following actions:

Submitting to the qualified voters of the City of San Diego at the Municipal Election consolidated with the Statewide Election to be held on November 4, 2008, one proposition amending the City Charter by amending Article IX, Section 141, by adding Section 141.1, related to the establishment of separate retirement system benefits for non-safety employees that begin service on or after July 1, 2009;

Directing the City Attorney to prepare a ballot title and summary;

Directing the City Attorney to prepare an impartial analysis;

Directing the Mayor's Office to prepare a fiscal analysis;

Assigning authorship of the ballot argument.

NOTE: This item is not subject to the Mayor's veto.

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS (Continued)

ITEM-S501: (Continued)

**RULES, OPEN GOVERNMENT, AND INTERGOVERNMENTAL RELATIONS
COMMITTEE'S RECOMMENDATION:**

On 6/25/2008, Rules voted to forward the pension reform ballot proposal as presented by Council President Peters and Mayor Sanders to:

- the full City Council for consideration on July 14, 2008;
- direct the Mayor to Meet and Confer on this proposal as legally required, and in order to possibly avoid a ballot measure;
- direct the City Attorney to prepare a draft ordinance for amending the Municipal Code in the event that a ballot measure is unnecessary; and
- include the actuarial calculations as requested by Councilmember Frye.

(Councilmembers Peters, Young, Frye, Madaffer, and Hueso voted yea. Councilmember Young voted nay regarding forwarding this item to Council for consideration as a ballot proposal.)

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS (Continued)

The following items will be considered in the afternoon session which is scheduled to begin at 2:00 p.m.

ITEM-S502: Ballot Proposition Amending the City Charter to Designate the Use of Lease Revenues from Mission Bay Park.

[?View referenced exhibit back-up material.](#)

(See Charter Amendment Proposed by Councilmembers Kevin Faulconer and Donna Frye.)

(Continued from the meeting of 7/15/2008, Item 334, at the request of Councilmember Faulconer, for further review.)

TODAY'S ACTION IS:

Take the following actions:

Submitting to the qualified voters of the City of San Diego at the Municipal Election consolidated with the Statewide Election to be held on November 4, 2008, one proposition amending the City Charter by amending Article V, Section 55, by adding Section 55.2, requiring annual lease revenue generated in Mission Bay Park that exceeds \$20 million, 75% be appropriated for public capital improvements in Mission Bay Park and 25% be appropriated for public capital improvements in current and future Regional Parks;

Directing the City Attorney to prepare a ballot title and summary;

Directing the City Attorney to prepare an impartial analysis;

Directing the Mayor's Office to prepare a fiscal analysis;

Assigning authorship of the ballot argument.

NOTE: This item is not subject to the Mayor's veto.

RULES, OPEN GOVERNMENT, AND INTERGOVERNMENTAL RELATIONS COMMITTEE'S RECOMMENDATION:

On 6/25/2008, Rules voted 5 to 0 to refer this item to the full City Council for consideration, with comments by the Rules Committee members noted. (Councilmembers Peters, Young, Frye, Madaffer, and Hueso voted yea.)