



THE CITY OF SAN DIEGO

March 28, 2007

Mr. Tim Golba, Chair
La Jolla Community Planning Association
c/o Golba Architecture, Inc.
1025 West Laurel Street, Suite 106
San Diego, CA 92101

Dear Mr. Golba:

Pursuant to the letter dated January 29, 2007, to the La Jolla Community Planning Association (LJCPA) regarding the adoption and utilization of bylaws voted on by the LJCPA, the City is hereby notifying the LJCPA that the group is operating in violation of Council Policy 600-24, "Standard Operating Procedures and Responsibilities of Recognized Community Planning Groups." Due to this, the Mayor's office is docketing for the City Council on April 24, 2007, a request for decertification of the LJCPA as the recognized Community Planning Group for La Jolla. However, it is the Mayor office's hope that the LJCPA will act to avoid decertification by following the procedures outlined below.

Background

The LJCPA was notified in the January 29 letter that, in accordance with Council Policy 600-24, bylaw changes adopted by a planning group are not in effect until they have been approved by the City. The LJCPA was also advised that operation in accordance with bylaws which have not been reviewed or approved by the City is a violation of Council Policy.

Since February 1, 2007, the LJCPA has been out of compliance by operating under bylaws that have not been approved per Council Policy 600-24. More critically, an election was conducted on March 1, 2007 in accordance with the unapproved bylaws. This has called into question the validity of that election, which is now the subject of a formal complaint and challenge.

Options for Action by the LJCPA

However, decertification can be avoided. The following course of action by the LJCPA will avoid the hearing recommending decertification. At the April 5, 2007 LJCPA meeting, the LJCPA must vote to operate in accordance with the bylaws previously in existence and approved by the City. If the LJCPA so decides, it may at the same time request approval of changes regarding the prohibition on proxy voting and changes to the meeting attendance and membership requirements. These two additions can become effective without City Council vote upon written approval (which will be given) by the City Planning & Community Investment

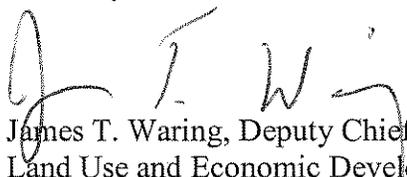
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(CPCI) and the City Attorney. With this accomplished, the LJCPA will be operating in accordance with City-approved bylaws and in compliance with Council Policy. The March 1, 2007, election results must also be voided by the LJCPA on April 5. A new election can then be noticed and held at a date determined by the LJCPA, pursuant to the approved bylaws.

As we have stated repeatedly, our position relating to the LJCPA and its by-laws is driven by the City's need to maintain a uniform governance structure to support the entire community planning group system. Without uniform rules and policies, the system cannot survive in the long term. We cannot let this happen. Community Planning Groups (CPG) are an important community voice on neighborhood and City-wide issues. Preserving that voice is the over-riding goal for all of us. Bylaws are, at best, incidental to the real purpose and work.

We will work with the LJCPA in the coming weeks in an effort to avoid de-certification. Should you have any questions or require additional information, please do not hesitate to contact me, or Cecilia Williams, Program Manager in CPCI, at (619) 236-6578. Let's act to avoid this unprecedented action.

Sincerely,



James T. Waring, Deputy Chief
Land Use and Economic Development

cc: City Council President Scott Peters
William Anderson, Director, City Planning & Community Investment
Betsy McCullough, Deputy Director, City Planning & Community Investment
Cecilia Williams, Program Manager, City Planning & Community Investment
Lesley Henegar, Senior Planner, City Planning & Community Investment
Karen Heumman, City Attorney
Alex Sachs, City Attorney