



**THE COMMITTEE ON CHARTER REVIEW
OF THE CITY COUNCIL OF THE CITY OF SAN DIEGO**

**Council President Sherri S. Lightner, Chair
Councilmember Chris Cate, Vice Chair
Councilmember Mark Kersey
Council President Pro Tem Marti Emerald**

**ACTIONS FOR THE COMMITTEE MEETING OF
WEDNESDAY, MARCH 2, 2016, AT 9:00 A.M.
CITY ADMINISTRATION BUILDING
COUNCIL COMMITTEE ROOM – 12TH FLOOR
202 “C” STREET, SAN DIEGO, CA 92101**

**For Information, contact Steven Hadley, Council Committee Consultant
Email: charterreview@sandiego.gov or Phone: (619) 533-5906**

Committee members present: Lightner, Cate and Emerald

Committee members not present: Kersey

APPROVAL OF COMMITTEE ACTIONS:

The Committee Record of Actions of the following meeting was approved by Unanimous Consent:

March 2, 2015

NON-AGENDA PUBLIC COMMENT: Robert McNamara requested the Committee amend Charter section 223 to add the words “or revised” after the word “amended” to conform with the State constitution, and change the reference to the State constitution to correctly read “Section Three,” of Article Eleven.

COMMITTEE MEMBERS, MAYOR, INDEPENDENT BUDGET ANALYST, CITY ATTORNEY: Chief Deputy City Attorney Prescilla Dugard thanked Mr. McNamara for pointing out the difference between an amendment and a revision.

REQUESTS FOR CONTINUANCE: None

DISCUSSION AGENDA:

ITEM 1: Consideration of proposals regarding sections 12.1 - Councilmanic Salaries, 24.1 - Mayor's Salary, the portions of 40 - City Attorney addressing the City Attorney's salary, 41.1 - Salary Setting Commission and related Charter sections. (*Council President Lightner*)

Motion by Councilmember Emerald to move the Salary Setting Commission's Governmental Ethics Reform proposal to full Council. Motion failed for lack of a second.

Motion by Chair Lightner to request that the City Attorney work with the Office of the Council President to develop final language for the proposed new Charter section on Salary Setting for Elected Officials, along with recommendations for the repeal or revision of the following Charter sections related to salary setting for elected officials: Sections 11.1, 12.1, 24.1, 40 and 41.1; and return with the proposed Charter amendments to the Charter Review Committee on June 15, 2016. Motion failed for lack of a second.

Chair returned the Item to staff.

ITEM 2: Consideration of the creation of a new Charter Article to address independent, non-mayoral administrative service, including but not limited to sections 37 - Personnel Director, 38 - City Clerk, 39.1 - Audit Committee, 39.2 - Office of City Auditor, 39.3 - Independent Budget Analyst, 40 - City Attorney, 40.1 - Concurrent Jurisdiction of City Attorney with District Attorney and 41 - Commissions. (*Council President Lightner*)

Motion by Councilmember Cate to direct the City Attorney to return to the Committee with a new Article that includes sections 37, 38, 39.1, 39.2, 39.3, 40, 40.1 and 41; and also ask the affected departments if they have any objection to the action. Second by Councilmember Emerald.

Passed by the following vote:
Yea: Lightner, Cate, Emerald
Nay: None
Recused: None
Not Present: Kersey

ITEM 3: Consideration of a suggestion to change the title of Article III to simply read, “The City Council.” *(Council President Lightner)*

Motion by Councilmember Emerald to approve the suggested name change of Article III to read, “The City Council.” Second by Councilmember Cate.

Passed by the following vote:
Yea: Lightner, Cate, Emerald
Nay: None
Recused: None
Not Present: Kersey

ITEM 4: Consideration of a proposal to move sections addressing legislative activity to Article III, including but not limited to sections 270 – The Council, 275 – Introduction and Passage of Ordinances and Resolutions, 280 – Approval or Veto of Council Actions by Mayor, 285 – Enactment Over Veto, 290 – Council Consideration of Salary Ordinance and Budget: Special Veto Power and 295 – When Resolutions and Ordinances Take Effect; Emergency Measures. *(Council President Lightner)*

Motion by Councilmember Cate to direct the City Attorney to return to the Committee with a rewritten Article III that includes sections 270, 275, 280, 285, 290 and 295; and also a determination as to whether this action can be combined under the Single Subject Rule with the action approved in Item 3 above. Second by Councilmember Emerald.

Passed by the following vote:
Yea: Lightner, Cate, Emerald
Nay: None
Recused: None
Not Present: Kersey

Sherri S. Lightner
Chair