

**THE COMMITTEE ON GOVERNMENT EFFICIENCY AND OPENNESS  
OF THE CITY COUNCIL OF THE CITY OF SAN DIEGO**

**ACTIONS FOR  
MONDAY, DECEMBER 5, 2005, AT 9:00 A.M.**

**COUNCIL COMMITTEE ROOM (12TH FLOOR), CITY ADMINISTRATION  
BUILDING  
202 C STREET, SAN DIEGO, CALIFORNIA**

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NON-AGENDA PUBLIC COMMENT

ACTION: None Received.

COMMITTEE COMMENT:

ACTION: None Received.

CITY ATTORNEY COMMENT:

ACTION: None Received.

CITY MANAGER COMMENT:

ACTION: None Received.

ADOPTION AGENDA

Approval of the Record of Action Items for November 21, 2005.

Public Comment: None received.

ACTION: Motion by Councilmember Maienschein, second by Chair Frye, to adopt the November 21, 2005, minutes.

VOTE: 2-0; Frye-yea, Young-not present, Maienschein-yea

ITEM-1: Follow-up report and recommendations regarding the IMPLEMENTATION OF

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CHARTER SECTION 225, "MANDATORY DISCLOSURE OF BUSINESS INTERESTS," INTO THE MUNICIPAL CODE.  
(Continued from the November 21, 2005, meeting)

PUBLIC COMMENT: Bruce Henderson: Noted the importance of Charter Section 225 as one of the checks and balances in city government. Stated that the current pension crisis is a symptom of corruption that should be prevented through proper implementation of checks and balances, including Charter Section 225.

PUBLIC COMMENT: Mel Shapiro: Stated that when ownership information is presented to the public regarding items before the City Council that it should include the names of the majority stockholders involved in ownership groups.

ACTION: Motion by Councilmember Maienschein, second by Chair Frye, to:

Direct the City Attorney to bring forward a report and draft ordinance to the City Council regarding the implementation of Charter Section 225, "Mandatory Disclosure of Business Interests," into the Municipal Code.

VOTE: 2-0; Frye-yea, Young-not present, Maienschein-yea

ITEM-2: Follow-up report and recommendations regarding the USE OF EMINENT DOMAIN IN THE CITY OF SAN DIEGO.  
(Continued from the November 21, 2005, meeting)

(See City Attorney's December 1, 2005, Report NO. RC-2005-28; Redevelopment Agency Report No. RA-05-36)

Public Comment received by: Bruce Henderson: Commented that the definition of "blight" in redevelopment areas is too subjective. The definition needs to be restricted and made clearer.

Public Comment received by: Jesse Silverman, Downtown San Diego Partnership: Stated that redevelopment is an important civic tool and that the Downtown San Diego Partnership supports the use of eminent domain, but only when it is applied judiciously and only as a last resort.

Public Comment received by: Lin Martin: Commented that he went through the eminent domain process and thought the experience was a positive one. Also commented that most eminent domain problems center around the compensation

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that property owners receive and that compensation is always fair.

**ACTION:** Motion by Councilmember Maienschein, second by Chair Frye, to:

Recommend adoption of Redevelopment Agency recommendations contained in items 2, 4, 5, 6, and 8 in the staff report, and;

Direct the City Attorney to provide a report to the Rules Committee regarding the following actions:

- a. Recommendation that the State Legislature consider a bill authorizing local governments to restrict the use of eminent domain;
- b. Recommendation that the City Attorney monitor legislation to determine if any action has been taken to limit the use of eminent domain and to notify the Mayor and City Council in writing if and when there is any action taken by the state that affects local eminent domain policy;
- c. Recommendation that the Redevelopment Agency adopt a policy that establishes guidelines by which the Agency exercises eminent domain, and;
- d. Direction to the Redevelopment Agency and the City Attorney to provide a clear definition of "blight."

**VOTE:** 2-0; Frye-yea, Young-not present, Maienschein-yea

Donna Frye  
Chair