



**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
Councilmember Marti Emerald**

**AGENDA FOR THE COMMITTEE MEETING OF
WEDNESDAY, MAY 18, 2016 at 9:00 A.M.
CITY ADMINISTRATION BUILDING
COUNCIL CHAMBERS – 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**

This information will be made available in alternative formats upon request, as required by the Americans with Disabilities Act (ADA), by contacting the Committee Liaison at (619) 533-3984 or MWallace@sandiego.gov. Requests for disability-related modifications or accommodations required to facilitate meeting participation, including requests for auxiliary aids, services or interpreters, require different lead times, ranging from five business days to two weeks. Please keep this in mind and provide as much advance notice as possible in order to ensure availability. Assistive Listening Devices (ALDs) are available in Council Committee Room upon request.

ROLL CALL

APPROVAL OF COMMITTEE ACTIONS

The Committee Record of Actions of the following meetings will be approved by Unanimous Consent unless pulled for discussion:

April 20, 2016

NON-AGENDA PUBLIC COMMENT This portion of the agenda provides an opportunity for members of the public to address the Committee on items of interest within the jurisdiction of the Committee. (Comments relating to items on today’s docket are to be taken at the time the item is heard.) Per Section 22.0101, Rule 2.6.2, of the San Diego Municipal Code, comments are limited to two (2) minutes and are non-debatable. To exercise this right, members of the public must submit a Public Comment Request form prior to the meeting. At the conclusion of the comment, the Committee Chair has the discretion to determine appropriate disposition of the matter. Pursuant to open meeting laws, no discussion or action, other than a referral, shall be taken by the Committee on any issue brought forth under Non-Agenda Public Comment.

COMMITTEE MEMBERS, MAYOR, INDEPENDENT BUDGET ANALYST, CITY ATTORNEY, CITY CLERK, DIRECTOR OF LEGISLATIVE AFFAIRS COMMENT

REQUESTS FOR CONTINUANCE

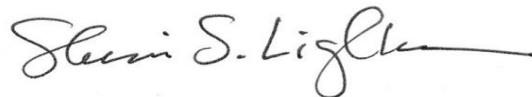
DISCUSSION AGENDA :

Current Charter language considered or referenced in the following items can be found in the [CITY CHARTER](#).

- ITEM 1: Consideration of language amending sections 23 – Initiative, Referendum and Recall, and 108 – Forfeiture of Office for Fraud and related Charter sections to address removal from office, succession of elected officials and interim authority; and organize the sections along with other sections common to all elected officials in a new Article 2.5 – Elected Officials. ([Click here](#) to read *Report to the City Council 16-053, Removal from, Succession to and Interim Authority for Elected Office*; [click here](#) to read *Report to the City Council 16-031, Clarification of What Constitutes Cause for Removal from Elected Office*; [Click here](#) to read the *Background Chart – Causes for Removal, March 23, 2016*; [click here](#) to read *Report to the City Council 16–040, Removal from and Succession to Elected Office*; [click here](#) to read *City Attorney’s August 29, 2013, Memorandum of Law, Role of Council President During Mayoral Vacancy and click here* to read the *Quo Warranto, Resolution of Disputes – Right to Public Office, California Attorney General’s Office, 1990*; [click here](#) to read *City Attorney’s May 18, 2016, Report State Law and Charter City Provisions Governing Removal of Officers for Cause.*)
- ITEM 2: 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. ([Click here](#) to read *Report to the City Council 16-054, Relocating Legislative and Executive Activity Found Throughout the*

Charter to Article III – The City Council and Article IV – The Mayor, Respectively; [click here](#) to read Report to the City Council 16-023, Relocating Legislative Activity Found Throughout the Charter to Article III – The City Council and [click here](#) to read Report to the City Council 16-030, Relocating Executive Activity Found Throughout the Charter to Article IV – The Mayor.)

- ITEM 3: Consideration of a proposal to move sections addressing primarily executive/mayoral activity to Article IV, including but not limited to sections 260 – Integration of Article with Charter and 265 – the Mayor. ([Click here](#) to read Report to the City Council 16-054, Relocating Legislative and Executive Activity Found Throughout the Charter to Article III – The City Council and Article IV – The Mayor, Respectively; [Click here](#) to read Report to the City Council 16-030, Relocating Executive Activity Found Throughout the Charter to Article IV – The Mayor and [Click here](#) to read Report to the City Council 16-023, Relocating Legislative Activity Found Throughout the Charter to Article III – The City Council.)
- ITEM 4: Consideration of the creation of a new Charter Article addressing independent, non-mayoral administrative services, 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. Consideration of an introductory section to the new section, stating its purpose. And, consideration of previously approved substantive changes to the non-mayoral administrative services sections 39.3 – Independent Budget Analyst, 41(c) – Planning Commission, 41(d) – Ethics Commission, and 42 – Membership for the purpose of forwarding to the City Council. ([Click here](#) to read Report to the City Council 16-055, Creation of a Charter Article for Independent, Non-Mayoral Offices and [click here](#) to read Report to the City Council 16-022, Creation of a Charter Article for Independent, Non-Mayoral Departments and Offices.)
- ITEM 5: Review and prioritization of the Charter Review Committee’s actions from January 2015- May 2016. The Committee is being requested to review past actions and forward prioritized items to the City Council in order to give direction to the City Attorney’s office to prepare the ballot language and ordinances in order to place them on the November 2016 ballot. ([Click here](#) to read Report to the City Council 16-052, Review and Prioritization of the Charter Review Committee Actions by the Director of Legislative Affairs)



Sherri S. Lightner

Chair