

Article 6: Board and Commissions
(Incorp. 1-22-1952 by O-5046 N.S.)

Division 00

§26.04 Sustainable Energy Advisory Board

(a) Purpose and Intent

It is the purpose and intent of the City Council to establish a Sustainable Energy Advisory Board to serve as an advisory body to the Mayor, City Council, and City Manager on energy policy and future energy needs for the metropolitan San Diego area and to assist the City's attainment of its energy independence and renewable energy goals.

(b) Sustainable Energy Advisory Board Established

There is hereby established a Sustainable Energy Advisory Board consisting of nine regular members and two alternate members who shall serve without compensation. The members shall be appointed by the Mayor and confirmed by the Council. In making appointments, the Mayor may consider recommendations made by members of the Council and shall include seven designated members, two regular at-large members, and two at-large alternate members. The seven designated members shall be appointed from the following representative areas of organizational interest, expertise, and background:

- (1) San Diego Regional Energy Office [SANDAG]
- (2) San Diego Gas & Electric Company
- (3) Environmental Advocate
- (4) Labor Organization
- (5) Solar Power System Manufacturer or Installer
- (6) Building Industry
- (7) Chamber of Commerce / Business Community.

The alternate members shall be designated numbers one and two and shall attend meetings like regular members. In the event any regular member is absent from a meeting where a vote on any advisory recommendation is taken, the alternate(s) shall vote in place of the absentee(s) in the order of alternate designation.

Residency in the City of San Diego shall not be a condition for appointment to the Board. The members shall serve two-year terms and each member shall serve until a successor is duly appointed and confirmed. A seat vacated by a Board member from a designated area of representation shall be filled by appointment of a new member from the same designated area of representation. The members shall be appointed in such manner that the terms of not more than five members shall expire in any year. The expiration date of all terms shall be March 1. During March of each year, the Mayor may designate one regular member as chairman; however, in the absence of such designation, the Board shall, on or after April 15, select a chairman from its regular members. The Board shall adopt rules, regulations, and organizational structure as it deems necessary, consistent with law, for the conduct of its business. The Board shall meet not less than once every six months.

(c) Duties and Functions

The Sustainable Energy Advisory Board shall:

- (1) Advise the City Council and City Manager through the Mayor on energy policy and be responsible for recommending future energy guidelines to accomplish the goals of the “Energy 2030: The San Diego Regional Energy Strategy” adopted by the San Diego Association of Governments [SANDAG] in July 2003.
- (2) Advise on the best and most cost-effective method to implement a City goal to install at least fifty (50) megawatts of renewable-fueled electric generating capacity in public and private facilities by the year 2013.
- (3) Advise how the City can remove barriers to the development of renewable energy facilities for public and private facilities in the San Diego region.
- (4) Advise on how the City can provide incentives for the development of renewable energy resources.
- (5) Coordinate with City staff to develop innovative mechanisms for financing renewable energy resources.
- (6) Become aware of and develop competence in energy issues and be broadly representative of the community interests.
- (7) Seek participation by regional business and political leaders and public interest groups in energy issues.

- (8) Coordinate energy planning activities with the City Energy Administrator.
- (9) Perform such other studies as may be specifically requested by the Mayor and Council and provide information and advise thereon.
- (10) Report progress at a meeting of the Committee on the Environment no later than January 3, 2004 and every six months thereafter.

(Retitled from "Energy Advisory Board" and amended 10-13-2003 by O-19224 N.S.)

(Amended 6-28-2004 by O-19295 N.S.)

(Amended 10-29-2013 by O-20316 N.S.; effective 11-28-2013.)

§26.06 Small Business Advisory Board

- (a) Purpose and Intent. It is the purpose and intent of the City Council to establish a Small Business Advisory Board to serve in an advisory capacity to the Mayor, City Council, and City Manager on matters relating to the small business.
- (b) Small Business Advisory Board Established. There is hereby established a Small Business Advisory Board consisting of eleven members who shall serve without compensation. The Board shall include one representative from each of the following groups:
 - (1) Small Business Administration District Director or designated representative;
 - (2) President of the Business Improvement District Council or designated representative;

The nine remaining appointees considered for selection may include, but not limited to, representatives of the following areas of interest and expertise:

- (A) Small business owner;
- (B) Accounting, financial-lending, legal or economic backgrounds;
- (C) Advocates of small business interests with governmental agencies;

The members shall serve two year terms and each member shall serve until a successor is duly appointed and confirmed. The members shall be appointed by the Mayor and confirmed by the Council. The members shall be appointed in such manner so that the terms of not more than six members shall expire in any year. The expiration date of all terms shall be July 1. The Board shall select from among its members a Chairperson. The Board shall meet not less than once every three months and present a report to the Mayor and Council on an annual basis. The Mayor shall appoint one member of the Council to serve as liaison to the Board and one other member of the Council as an alternate. When filling a future Board vacancy, the City Council shall seek recommendations from the sitting members of the Board regarding the background needed by candidates for the appointment in order to provide a breadth of representation reflective of the small business community in the City.

The Board shall adopt rules consistent with laws for the government of its business and procedures.

- (c) Duties and Functions. The Small Business Advisory Board shall:
- (1) Develop a cooperative and supportive atmosphere on behalf of the small business community in its relationship with the City of San Diego.
 - (2) Act as an ombudsman to open a channel of communication between the City of San Diego and its relationship with small business owners on specific problems or requests for information and assistance.
 - (3) Initiate a review of procedural requirements and existing laws to determine if they are conducive to a small business owner seeking to do business with the City.
 - (4) Review private sector performance ability and recommend potential transfer of functions performed by City forces to private enterprise.
 - (5) Serve as an advocate of the small business community and advise the Mayor, City Council and City Manager on relevant issues, and formulation of laws, policies, or procedures which may affect the management, operation or financial stability of the small business owner.

- (6) Encourage private sector leadership and application of expertise and resources for public benefit.
- (7) Monitor the growth or decline of small businesses with the City of San Diego and identify trends responsible for their success or failure.
- (8) Perform other studies and surveys on the status of small business as may be specifically requested by the Mayor, Council or City Manager and provide information and advise thereon.
- (9) Schedule at least one widely-publicized meeting each year, wherein members of the small business community shall be invite to participate in Advisory Board discussions.
- (10) Report annually to the Mayor and City Council on the “State of Small Business” within The City of San Diego.
(Amended 1-28-2002 by O-19028 N.S.)
(Amended 10-18-2010 by O-19997 N.S.; effective 11-17-2010.)

§26.09 Select Board on Binational Issues

(a) Purpose and Intent

It is the purpose and intent of the City Council to establish a Select Board on Binational Issues comprised of experts in diverse fields related to international interaction with Mexico to serve in an advisory capacity to the Mayor and City Council on matters relating to relationships and cooperative efforts between San Diego, Baja California Norte and Baja California Sur, and in particular Tijuana and other cities within the sphere of influence.

(b) Select Board on Binational Issues Established

- (1) There is hereby established a Select Board on Binational Issues consisting of nine (9) members who shall serve without compensation. The members shall be appointed by the Mayor and confirmed by the Council. The members shall serve for a three-year term and each member shall serve until his or her successor is duly appointed and qualified. The expiration date of all terms shall be July 1. During July of each year, the Mayor may designate one (1) member as chairperson; however, in the absence of such designation, the Board shall, on or after August 15, select a chairperson from among their members.

The members shall be appointed in such a manner so that the terms of not more than three (3) members shall expire in any year. The Board may meet as often as is deemed necessary but not less than four (4) times per year.

- (2) All members of the Select Board on Binational Issues shall, at the time of appointment or during incumbency, be residents of and/or practicing professionals within The City of San Diego. The Board should be comprised of experts in diverse fields related to international interaction with Mexico and with a special knowledge and interest of the international border regions of California, Baja California Norte and Baja California Sur, and specifically of San Diego, Tijuana and other cities within the areas named above. Members shall be highly recognized as experts in their field. Relevant areas of expertise should include, but not limited to international aspects of: trade, industry, manufacturing, agriculture, real estate, law, regional planning, urban design or architecture, engineering, humanities, immigration, social/cultural anthropology, social science, media, and political science.
- (3) The City Manager, by and through the Department of Binational Affairs, shall generate a list of qualified candidates from which potential members shall be selected. The City Manager shall provide appropriate staff support and the City Attorney shall provide appropriate legal services at each meeting.

DUTIES AND FUNCTIONS

DUTIES: The duties of the Select Board on Binational Issues shall be:

- (1) To develop effective and comprehensive long-term problem solving strategies.
- (2) To provide assistance to the City's departmental efforts in times of crisis.
- (3) To make policy recommendations to the Mayor and City Council on issues of international importance which would impact the San Diego region, working through and with the cooperation of the City Manager.
- (4) To provide the City with the highest quality of expert advice on issues related to the City's binational activities and development opportunities.

- (5) To provide a resource base to augment our lobbying strength with our state and federal government.

FUNCTIONS:

- (1) To advise the Mayor, City Council and City Manager on programs and solutions that will enhance the City's binational/ international role in the region.
- (2) To recommend a comprehensive and integrated framework for the understanding of dynamic binational opportunities and impacts.
- (3) To advise on optional approaches to effectively resolve issues and/or problems of binational nature.
- (4) To generate information for the Mayor and Council in a manner which may be useful to and shared with other affected local, state and federal entities, public and private, and where appropriate, with similar entities in Mexico.
- (5) To improve understanding of border area opportunities by matching long-term agendas and avoiding crisis-oriented planning.
- (6) To interact with high level professions in Mexico in order to establish an improved dialogue.
- (7) To complement legislative analysis of impacting issues, cooperating and working with the Government Affairs Department.
- (8) To collaborate with the City's Department of Binational Affairs, through the offices of the City Manager.
- (9) To obtain and analyze information on issues from an interdisciplinary approach.
- (10) To deliberate on opportunities and impact which relate the San Diego region with other cities in Baja California Norte and Baja California Sur.
- (11) To identify long-range binational development issues in order to allow proactive plans of action.

- (12) To identify mechanisms which would address opportunities for further economic development of the international border region.
- (13) To render a status report to the Mayor once a year or more frequently as the need arises.

*(“Select Board on Binational Issues” added 5-27-1986 by O-16655 N.S.)
(Amended 10-26-2018 by O-21002 N.S.; effective 11-25-2018.)*

§26.10 San Diego Quality of Life Board

- (a) Purpose and Intent.
 - (1) It is the purpose and intent of the City Council to establish a Quality of Life Board to make studies and to advise the Mayor, Council and other agencies of City government concerning various urban problems from the point of view of the social, behavioral, physical and environmental sciences affecting the quality of life in San Diego.
 - (2) It is further the purpose and intent of the City Council to make available to City government the talents of those involved in various disciplines, including many from the academic community.
 - (3) It is further the purpose and intent of the City Council to make available the analysis, study, evaluation and recommendations of such Board on such matters affecting the quality of life as may arise and be within the area of expertise of such Board.
- (b) There is hereby created a Quality of Life Board which shall consist of seven members appointed by the Mayor and confirmed by the Council. Appointments shall be made for two– year terms with the initial appointments to include three appointments for one year each ending March 1, 1972, and four appointments for two years each ending March 1, 1973. For initial appointments to the Board, the Mayor’s Social Science Advisory Committee shall recommend competent persons to the Mayor. For subsequent appointments, a nominating committee selected from the Science Resources Panel referred to below shall recommend competent persons to the Mayor. Vacancies shall be filled for the unexpired term of the member whose place becomes vacant. The San Diego Quality of Life Board shall include at least three members representing the areas of social and behavioral sciences and three members representing the areas of physical and environmental sciences.

Board members shall serve without compensation and until their successors are appointed and qualified. During March of each year the Mayor may designate one member as chairman; however, in the absence of such designation, the Board shall, on or after April 15, select a chairman from among its members.

- (c) The Board shall adopt rules consistent with law for the government of its business and procedures. The Board shall meet not less than once a quarter. The Board shall report at least annually to the Mayor and Council.
- (d) The Board will appoint a Science Resources Panel to be composed of no less than fifteen experts in the social, behavioral, physical and environmental sciences to assist it in its work.
- (e) The Board is charged with the following duties:
 - (1) Studying and rendering advice to the Mayor, Council and other agencies of City government with respect to matters affecting the quality of life which are referred to the Board.
 - (2) Studying and rendering advice on disposition of funds available for dealing with human resources, environment, and the quality of life, including rendering advice on the disposition and use of the City's Special Environmental Growth Fund.
 - (3) Establishing liaison with the Mayor, the City Council, the City Manager's Office, and other principal agencies of City government so that the Board can determine their concerns, keep abreast of issues that the City faces, and render timely advice as to matter having a substantial effect on the environment of the City of San Diego or on the human resources of the population thereof, and report its findings to the appropriate agencies thereof.
 - (4) Studying and rendering advice on its own initiative on the impact of City policies on the development and utilization of the human resources and the environment of the City of San Diego.
 - (5) Advising the appropriate agencies on the establishment of standards with regard to the environment and the human resources of San Diego.
 - (6) Advising the Urban Observatory of San Diego.
 - (7) Cooperating with the other public agencies in their concern for human resources, environment, and the quality of life.

(Retitled to "San Diego Quality of Life Board" and amended 12-21-1971 by O-10742 N.S.)

§26.13 Commission on The Status of Women

(a) Purpose and Intent

It is the purpose and intent of the City Council to establish a Commission on the Status of Women as an advisory board to advise the Mayor, City Council and other agencies of City government of the needs and problems of women in the San Diego area and to recommend programs designed to alleviate any inequities that may confront women in social, economic and vocational pursuits.

(b) Commission on the Status of Women, Establishment and Composition

There is hereby created a Commission on the Status of Women which shall consist of eleven (11) members who shall serve without compensation. The members shall be appointed by the Mayor and confirmed by the Council. The members shall serve two (2) year terms and each member shall serve until a successor is duly appointed and qualified. The members shall be appointed in such manner that the terms of not more than six (6) members shall expire in any year. The expiration date of all terms shall be March 1. During March of each year the Mayor may designate one (1) member as chairperson; however, in the absence of such designation, the Commission shall on or after April 15 select from among their members a chairperson. Any vacancy shall be filled for the unexpired term of the member whose place becomes vacant. The Commission shall adopt such rules, regulations and organizational structure for the conduct of its business as it may deem necessary. The Commission shall meet at least annually.

(c) Duties and Functions

The Commission shall:

- (1) Maintain an active liaison with citizens groups interested in the problems facing women.
- (2) Find new ways of promoting awareness of the changing life patterns, opportunities and responsibilities of women today.
- (3) Investigate problems and recommend programs which will provide women in the San Diego area a greater opportunity and ability to pursue alternative life styles without discrimination. Such programs may include but shall not be limited to:

- (A) The establishment and expansion of child care services.
 - (B) Discrimination against single, divorced and widowed women when applying for credit.
 - (C) Scarcity of adequate housing, especially for the divorced woman with children.
 - (D) Discrimination based on marital status, which should not be a proper concern for most employers, potential creditors, landlords, etc.
 - (E) Programs to retrain women who wish to pursue new careers.
 - (F) Special problems of safety for women who live alone.
 - (G) Special problems of the elderly woman living alone.
 - (H) Determine availability of assistance to the mother raising children alone in dealing with problems of drugs, delinquency, etc.
- (4) Advise the Mayor and Council of the needs and problems of the women in the San Diego area.
 - (5) Suggest to the Mayor and Council methods through which any existing inequities in pay and job opportunities between men and women can be alleviated.
 - (6) Perform other studies and surveys on the status of women as may be specifically requested by the Mayor and Council and provide information and advice thereon.
 - (7) Submit an annual report to the Council at the end of each fiscal year.
(Amended 11-4-1991 by O-17705 N.S.)

§26.15 Endowment Board

- (a) Purpose and Intent. It is the purpose and intent of the City Council to establish an Endowment Board to provide the Mayor, City Council, City Manager, and Endowment Officer the benefit of advice of interested citizens in seeking funds, buildings and facilities, lands, and other items of market and historical value from private individuals, corporations, and foundations as gifts to the City.

- (b) Endowment Board. There is hereby created an Endowment Board which shall consist of nine (9) members who shall serve without compensation. The members shall be appointed by the Mayor and confirmed by the Council. Backgrounds of appointees may include, but need not be limited to, experience in real estate, lending, probate law, tax accounting, investment counseling and management. The members shall serve two (2) year terms and each member shall serve until his successor is duly appointed and qualified. The members shall be appointed in such a manner that the terms of not more than five (5) members shall expire in any year. The expiration date shall be January 1. During January of each year, the Mayor may designate one (1) member as Chairman; however, in the absence of such designation, the Board shall, on or after February 15, select from among its members a Chairman.

The Board shall adopt rules consistent with laws for the government of its business and procedures. The Board shall meet not less than once every two (2) months.

- (c) Duties and Functions. The Endowment Board shall:
- (1) Develop a long-range plan of endowment for the City of San Diego.
 - (2) Make suggestions and give direction in obtaining charitable gifts for the City.
 - (3) Provide professional advice (investment, accounting, legal, etc.) to both the Endowment Officer and potential donors.
 - (4) Work closely with the Endowment Officer in carrying out the long-range endowment plan for the City.
 - (5) Provide an annual financial report and an annual activity report to the City Council.
- (d) City of San Diego Foundation. The Endowment Board shall work toward the establishment of a nonprofit, tax exempt, charitable foundation, recognized by the State of California and the Federal government. The foundation would receive gifts, invest funds, accept applications for funds, review requests for funds, and distribute funds, and be of sufficiently broad purpose to be able to receive designated funds and disburse funds encompassing a wide area of activity. Upon the establishment of the foundation, with the recommended name of "City of San Diego Foundation," members of the Endowment Board will become trustees of the foundation.

("Endowment Board" added 2-27-1975 by O-11498 N.S.)

§26.16 Citizens Equal Opportunity Commission

(a) Purpose and Intent.

It is the purpose and intent of the City Council to establish a Citizens Equal Opportunity Commission to advise on a continuing basis, the Mayor, City Council, Manager, Civil Service Commission and other agencies of City government of the progress being made in the Equal Opportunity Program adopted by the Council.

(b) Citizens Equal Opportunity Commission Established

The Citizens Equal Opportunity Commission shall consist of eleven members who shall serve without compensation. The Board shall include nine representatives who actively advocate for or represent the interests and concerns of each of the following minority groups: Latinos, African-Americans, Native Hawaiians or Other Pacific Islanders, Native Americans, Asians, Disabled persons, Lesbian/Gay/Bisexual/Transgender persons, Women, and Disabled Veterans. The remaining two members of the Board shall be appointed from the City at large. The members shall be appointed by the Mayor and confirmed by the Council. The members shall serve two-year terms and each member shall serve until the member's successor is duly appointed and qualified. The members shall be appointed in such manner that the terms of not more than six members shall expire in any year. The expiration date of all terms shall be January 1. During January of each year, the Mayor may designate one member as Chairperson; however, in the absence of such designation, the Board shall select a Chairperson from among its members on or after February 15. Any vacancy shall be filled for the unexpired term of the member whose place becomes vacant. The Board shall adopt such rules, regulations and organizational structure for the conduct of its business as it deems necessary.

(c) Duties and Functions

The Board shall:

- (1) Monitor and/or evaluate the Equal Opportunity Program of the City as it exists and as it may be amended from time to time by the City Council.
- (2) Advise on a continuing basis and make recommendations regarding the Program, as are deemed appropriate and/or necessary, to the Mayor, City Council, Civil Service Commission, Manager and other agencies and appropriate authority of City government.

- (3) Submit written annual reports, which evaluate the progress of the City and its agencies, to the Committee with the assigned responsibility for the subject matter and Council.
- (4) In coordination with City Manager, Civil Service Commission, non-managerial departments and agencies, assist in the recruitment of competent minorities, women and handicapped to compete for available City positions, particularly in specific classes and occupations which reflect underrepresentation.
- (5) Promote the City of San Diego as an Equal Opportunity Employer of individuals and firms desiring to contract with the City in order to build confidence and goodwill between the City and all citizens.
- (6) Meet regularly with the staff of the City and its agencies to carry out its responsibilities.

(Amended 1-26-2004 by O-19255 N.S.)

(Amended 10-29-2013 by O-20316 N.S.; effective 11-28-2013.)

(Amended 1-18-2017 by O-20782 N.S.; effective 2-17-2017.)

(Amended 6-4-2020 by O-21194 N.S.; effective 7-4-2020.)

§26.17 Agricultural Board

- (a) Purpose and Intent.

It is the purpose and intent of the City Council to establish an Agricultural Board to advise, on a continuing basis, the Mayor, City Council and City Manager on agricultural matters involved in or arising from the use or development of agricultural land within the City and County of San Diego.

- (b) Agricultural Board.

There is hereby created an Agricultural Board which shall consist of nine (9) members who shall serve without compensation. The members shall be appointed by the Mayor and confirmed by the Council. The Board shall include two members with academic agricultural credentials, three experienced farmers by profession (one to be a representative of row crop interests, one to be a representative of dairy or grazing interests, and one to be a representative of the tree or vine crop interests), an accountant, an attorney, a soils or hydraulic engineer, and a real estate broker. A representative from the City of Escondido may also be appointed to serve as an ex officio member of the Board. The members shall serve two (2) year terms and each member shall serve until a successor is duly appointed and confirmed. The members shall be appointed in such a manner that the terms of not more than five (5) members shall expire in any year. The expiration date shall be January 1.

During January of each year, the Mayor may designate one (1) member as Chairman; however, in the absence of such designation, the Board shall, on or after February 15, select from among its members a Chairman.

The Board shall adopt rules consistent with laws for the government of its business and procedures. The Board shall meet not less than once every six (6) months.

(c) Duties and Functions

The Board shall have the power to review and advise on all agricultural land uses, including flood control systems, plans, leases, land sales, permits and enforcement procedures involving agricultural land in the City and on City-owned land in the County and to explore new or highly productive forms and methods of agricultural practices.

(Amended 7-22-1985 by O-16467 N.S.)

§26.22 International Affairs Board

- (a) The purpose and intent of this section and section 26.23 is to create a Charter section 43(a) advisory board known as the International Affairs Board to promote San Diego’s global identity, encourage global cultural connections, cultivate international economic competitiveness, and advise the Mayor and Council on ways that international issues and policies impact the City of San Diego.
- (b) The International Affairs Board shall consist of seventeen members who shall serve without compensation. Nine members shall be appointed by the Mayor and confirmed by the Council. These members shall be residents of San Diego County and qualified by training, experience or interest in international affairs. The nine appointed members referenced in this section (b) shall serve two-year terms, may serve a maximum of four consecutive terms, and shall serve until his or her successor is duly appointed and qualified. The members shall be appointed in such a manner that the terms of not more than five of the nine appointed members shall expire in any year. The expiration date shall be March 1.
- (c) During March of each year, the Mayor may designate one of the nine appointed members referenced in section (b) as Chair; however, in the absence of such designation, the Board shall, on or after April 15, select a Chair from among the nine appointed members referenced in section (b).

- (d) Eight members of the Board shall represent civic organizations with international affairs involvement or expertise, and organizations may recommend for appointment such representatives, who would be considered for appointment by the Mayor and confirmation by the Council. Initially, four of the members shall be appointed to two-year terms, and four of the members shall be appointed to one-year terms, in order to stagger the civic organization member terms. After these initial terms, such representatives shall serve two-year terms. The members may serve a maximum of four consecutive terms, and shall serve until his or her successor is duly appointed and qualified.
- (e) Nine members will constitute a quorum of the 17-member Board. The Board may adopt rules consistent with the law for its procedures.
- (f) All officers and independent department heads of the City shall cooperate with the Board and render all reasonable assistance to it.

(Amended 4-21-1970 by O-10273 N.S.)

(Amended 7-5-2012 by O-20179 N.S.; effective 8-4-2012.)

(Amended 5-22-2018 by O-20930 N.S.; effective 6-21-2018.)

§26.23 International Affairs Board — Powers and Duties

The Board shall:

- (a) Recommend and participate in programs to promote the City of San Diego's standing as a global city, and establish mutually beneficial ties with peoples, governments, organizations, and institutions around the world to promote the global character of San Diego.
- (b) Provide advice to the Mayor and Council on how international issues and policies impact San Diego, and present an annual report to the Mayor and Council on the Board's activities.
- (c) Advise the Mayor and Council regarding diplomatic and protocol activities with the international community, and engage in programs to foster friendly relations, promote San Diego's global economic competitive advantages, build relationships, and advance cultural awareness and better understanding between the City's diverse neighborhoods and the broader world.

- (d) Confer with the San Diego International Sister Cities Corporation, which analyzes and guides development of Sister City relationships, and make appropriate recommendations to the Mayor and City Council concerning the establishment of additional formal and informal global relationships.

(“International Affairs Board—Powers and Duties” added 5-26-1966 by O-9438 N.S.)

(Amended 7-5-2012 by O-20179 N.S.; effective 8-4-2012.)

(Amended 5-22-2018 by O-20930 N.S.; effective 6-21-2018.)

§26.30 Park and Recreation Advisory Boards

- (a) Park and Recreation Board

It is the purpose and intent of the City Council to establish a policy advisory board on matters relating to the acquisition, development, maintenance and operation of parks, beaches and recreation property and facilities and that the Park and Recreation Board will, along with other duties, perform the functions of the former Park and Recreation Commission. Effective July 1, 2009, the Park and Recreation Board shall also fulfill the role of the San Diego Regional Parks Improvement Fund Oversight Committee as described in Charter Section 55.2. In order to fulfill the responsibilities under Charter section 55.2, new qualifications are established to ensure each member is qualified to perform effective oversight.

- (1) There is hereby created a Park and Recreation Board consisting of eleven (11) members who shall serve without compensation.
 - (A) Each of the members of the Park and Recreation Board shall possess expertise, or demonstrated experience or knowledge, in one or more of the following areas: auditing, finance or municipal finance, general business, planning, biology or environmental science, resource management or protection, wildlife management or protection, construction management, recreation management or planning.
 - (B) The members shall be appointed by the Mayor, based on nominations from Councilmembers, and confirmed by the Council.

- (C) The members shall serve two (2) year terms and each member shall serve until his successor is duly appointed and qualified. The members shall be appointed in such a manner that the terms of not more than six (6) members shall expire in any year. The expiration date shall be March 1.
 - (D) During March of each year, the Mayor may designate one (1) member as Chairman; however, in the absence of such designation, the Board shall, on or after April 15, select from among their members a Chairman.
 - (E) The Park and Recreation Director shall serve as Secretary to the Board.
- (2) The Board may adopt such rules, regulations and organizational structure for the conduct of its business as it may deem necessary.
 - (3) The Chair, with the advice of the Board, shall appoint standing and ad hoc committees concerned with specific problems or areas of interest to the Board. The committees shall be composed of Board members, augmented by other representative citizens appointed by the Board Chair. The Board Chair shall appoint board members as Chair and Vice-Chair of each such committee.
 - (4) There shall be a standing committee whose purpose it shall be to give advice relative to the maintenance of the San Diego — La Jolla Underwater Park as a marine life reserve to the end that the total environment, geological, biological, and botanical, of said park be preserved and protected. Said committee shall render such advice as to the management, operation and necessary restrictions on the use of the park as may be required. The advisory committee shall consist of nine (9) members, one of which shall be a representative of the general public, and the others representing pertinent City, State and Federal government and recreation interests.

Members shall be representatives of the University of California—Scripps Institution of Oceanography; the U.S. Interior Department Bureau of Sports Fishery and Wildlife or Bureau of Commercial Fisheries; State of California Department of Fish and Game; San Diego Council of Diving Clubs; San Diego sport fishing interests, one member of the California State Advisory Board on Underwater Parks and Reserves; one geologist; one marine biologist; and one member at large. Members shall be appointed by the Mayor with the consent of the Council.

The members shall serve two (2) year terms and each member shall serve until his successor is duly appointed and qualified. The members shall be appointed in such a manner that the terms of not more than five (5) members shall expire in any year. The expiration date shall be March 1. During March of each year, the Mayor may designate one (1) member as Chairman; however, in the absence of such designation, the Board shall, on or after April 15, select from among their members a Chairman.

(b) Balboa Park Committee

There is hereby established a Balboa Park Committee to serve in an advisory capacity to the Park and Recreation Board, Mayor, City Council, and City Manager on policy issues relating to the acquisition, development, maintenance and operation of Balboa Park. The Balboa Park Committee shall consist of twelve members, who shall serve without compensation. The members shall be appointed by the Mayor and confirmed by the City Council, subject to the following conditions:

- (1) The Mayor shall appoint one member from among the members of the Park and Recreation Board who shall be designated Chair;
- (2) The Mayor shall appoint one member who shall be designated Vice-Chair;
- (3) The Mayor shall appoint three members from a list of at least four nominees provided by the Councilmember representing the majority of the area in Balboa Park;
- (4) The Mayor shall appoint four members from planning groups officially recognized by the City pursuant to Council Policy 600-24 as follows:
 - (A) One member from the planning group representing the Uptown neighborhood;
 - (B) One member from the planning group representing the North Park neighborhood;
 - (C) One member from the planning group representing the Golden Hill neighborhood; and
 - (D) One member from the planning group representing the Centre City neighborhood;

- (5) The Mayor shall appoint one member from the Balboa Park/Morley Field Recreation Council; and
- (6) The Mayor shall appoint one member representing a large institution in Balboa Park and one member representing a small or mid-sized institution in Balboa Park.

The members shall serve two year staggered terms for a maximum of eight consecutive years. An interval of four years must pass before a person who has served eight consecutive years can be reappointed. The expiration date for all terms shall be March 1. Each member shall serve until his or her successor is duly appointed and qualified. The Committee shall adopt rules consistent with the law for the government of its business and procedures.

(c) Mission Bay Park Committee

There is hereby established a Mission Bay Park Committee to serve in an advisory capacity to the Park and Recreation Board, Mayor, City Council, and City Manager on policy issues relating to the acquisition, development, maintenance, and operation of Mission Bay Park. Effective July 1, 2009, the Mission Bay Park Committee shall also fulfill the role of the Mission Bay Park Improvement Fund Oversight Committee as described in Charter section 55.2. In order to fulfill the responsibilities under Charter section 55.2, new qualifications are established to ensure each member is qualified to perform effective oversight.

- (1) Each of the members of the Mission Bay Park Committee shall possess expertise, or demonstrated experience or knowledge, in one or more of the following areas: auditing, finance or municipal finance, general business, planning, biology or environmental science, resource management or protection, wildlife management or protection, construction management, recreation management or planning.
- (2) The Mission Bay Park Committee shall consist of eleven members, who shall serve without compensation.
- (3) The members shall be appointed by the Mayor and confirmed by the City Council, subject to the following conditions:
 - (A) The Mayor shall appoint three members from nominations submitted by the Councilmember for Council District Two, and three members from nominations submitted by the Councilmember for Council District Six;

- (B) The Mayor shall appoint three at large members;
 - (C) The Mayor shall appoint one Mission Bay lessee who shall represent a hotel in the Park; and
 - (D) The Mayor shall appoint one Mission Bay lessee who shall represent a lessee in the Park other than a hotel.
- (4) The members shall serve two year staggered terms for a maximum of eight consecutive years. An interval of four years must pass before a person who has served eight consecutive years can be reappointed. Each member shall serve until his or her successor is duly appointed and qualified. The members shall be appointed in such a manner that the terms of not more than six members shall expire in any year. Effective July 1, 2009, all terms unexpired as of June 30, 2009 shall be deemed expired. Thereafter, all terms shall expire on June 30.
 - (5) During July of each year, the Mayor shall designate one member as Chairperson of the Committee. In the absence of such designation, the Board shall, on or after August 15 of that year, select a Chairperson from amongst its members. During July of each year the Committee shall select from among its members a Vice Chairperson.
 - (6) Meetings of the Mission Bay Park Committee shall be held at least six times a year with no two consecutive months passing without a regularly scheduled meeting of the Committee.
 - (7) The Committee shall adopt rules consistent with the law for the government of its business and procedures.
- (d) **Municipal Golf Committee**

There is hereby established a Municipal Golf Committee to serve in an advisory capacity to the Park and Recreation Board, Mayor, and City Council on policy issues relating to the acquisition, development, maintenance, and operation of the following municipal golf courses: Balboa Golf Course, Mission Bay Golf Course and Torrey Pines Golf Course.

- (1) The Municipal Golf Committee shall consist of eleven members, who shall serve without compensation. The members shall be appointed by the Mayor and confirmed by the City Council, subject to the following conditions:

- (A) One member shall have expertise in accounting or financial management;
 - (B) One member shall represent a lessee from one of the above municipal golf courses;
 - (C) One member shall have expertise in general business;
 - (D) One member shall have expertise in golf course architecture, landscape architecture, or irrigation management;
 - (E) One member shall be from the Torrey Pines Golf Course Men's or Women's Club;
 - (F) One member shall be from the Balboa Park Golf Course Men's or Women's Club;
 - (G) One member shall represent the Mission Bay Golf Course, until such time as a club is formed for this golf course, at which time the member shall be from that club;
 - (H) One member shall be a youth golf program professional; and
 - (I) Three members shall be at large members, however, they shall have experience playing golf, utilizing the golf courses, or shall be familiar with the courses and needs of golfers in general.
- (2) For the initial appointments, five members shall be appointed to a term of two years, and six members to a term of four years. Subsequent appointments shall be for four year terms. The expiration of each term shall be May 1. Each member may elect to serve until his or her successor in interest is duly appointed and qualified. The maximum number of terms that a member may serve is two, including those members initially appointed to serve a two year term. An interval of four years must pass before any member who has served eight years may be reappointed.
- (3) During May of each year, the Mayor shall designate one member as the Chairperson. In the absence of such designation, the Municipal Golf Committee shall, on or after June 15 of that year, select a Chairperson from amongst its members. During May of each year, the Municipal Golf Committee shall select a Vice Chairperson.

- (4) The Municipal Golf Committee shall adopt rules or bylaws consistent with the law for the government of its business and procedures.

(Amended 1-26-2004 by O-19256 N.S.)

(Amended 7-9-2009 by O-19876 N.S.; effective 8-8-2009.)

(Retitled to "Park and Recreation Advisory Boards" and amended 5-2-2013 by O-20255 N.S.; effective 6-1-2013.)

§26.31 Park and Recreation Board — Powers and Duties

The powers and duties of the Park and Recreation Board shall be as follows:

- (a) Advise the City Council through the City Manager on public policy matters relating to the acquisition, development, maintenance and operation of parks, beaches, playgrounds and recreational activities in the City of San Diego.
- (b) Periodically review the recreational program of the City in relation to the needs and desires of the citizens.
- (c) Coordinate the work of such committees as may be established towards the end of developing integrated and balanced policy recommendations.
- (d) Conduct such investigations, studies and hearings which, in the judgment of the Board, will aid in effectuating its general purposes.

(Renumbered to Secs. 26.0330 through 26.0338 on 1-8-1990 by O-17408 N.S.)

§26.33 Model Cities Citizen Advisory Board

- (a) It is the purpose and intent of the City Council to establish a policy advisory board on matters relating to planning, monitoring and evaluating the Model Cities program pursuant to rules and regulations as are from time to time set forth by the United States Department of Housing and Urban Development under the Demonstration Cities and Metropolitan Development Act of 1966. The board, as set forth herein, shall serve as the citizen participation structure required by the Department of Housing and Urban Development for citizen participation; and to the extent this organizational structure alters, amends or changes that citizen structure, as set forth in the Comprehensive Demonstration Plan as submitted to the Department of Housing and Urban Development and referred to herein, that portion shall be and hereby is amended and replaced by the board as set forth herein; and any reference to the former citizen participation structure found in the Model Cities program shall be and is hereby amended and replaced where appropriate by this section. The board created herein shall advise the Mayor, Council and City Manager on matters relating to planning, monitoring and evaluating the Model Cities program.

- (b) There is hereby created, under authority of Section 43(a) of the Charter of The City of San Diego, a Model Cities Citizen Advisory Board consisting of fifteen (15) members who shall serve without compensation. The members shall be appointed by the Mayor with Council confirmation as hereinafter set forth.

The members shall serve one (1) year terms; and each member shall serve until his successor is duly appointed or qualified. The terms shall begin on the first day of January of each year and members may be reappointed to successive terms except that members shall be limited to a maximum of eight (8) consecutive years in office. The Board shall advise the Mayor, Council and City Manager on all subjects relating to planning, monitoring and evaluating the Model Cities program.

During January of each year, the Mayor shall designate one (1) member as chairman; however, in the absence of such designation, the Board shall on or after February 15, select from among their members, a chairman.

- (c) The Model Neighborhood Area, as depicted on the map contained in Section 4 of the Comprehensive Demonstration Plan approved by Resolution No. 199764 of the Council of The City of San Diego, is made up of six (6) smaller areas or subareas. Twelve (12) persons from each of these subareas shall be elected by the citizens living therein to represent their views and aspirations.

The elections shall be conducted by The City of San Diego pursuant to such rules and regulations as the Mayor and City Manager deem appropriate. From the twelve (12) persons elected in each area, the Mayor shall appoint to the Board, with Council confirmation, one (1) of the three (3) persons who shall have received the most votes in each respective area election. In addition, the Mayor shall appoint, with Council confirmation, one (1) person from the seventy-two (72) persons who shall have been elected in area elections, said person to serve as a representative at large. The remaining number to be appointed by the Mayor with Council confirmation shall be eight (8), of which two (2) shall be residents of the Model Neighborhood Area; and the remainder shall be electors of the City of San Diego at the time of appointment.

- (d) The Board may from time to time appoint such standing and ad hoc committees as deemed necessary in order to properly carry out the Board’s responsibilities. The number and size of the aforementioned committees shall be determined by the Board with City Manager approval. Appointments to each committee shall be made by the Board with recommendations from those persons elected pursuant to Section I, subsection c herein. Appointees to the committees shall be drawn from the citizens elected pursuant to Section I, subsection c herein, excepting there from those citizens who shall have been appointed to the Board. The Board may also appoint, without reference to residence, such technical advisory committees, with City Manager approval, as deemed necessary to carry out the Board’s responsibilities.

(Renumbered to Secs. 26.0330 through 26.0338 on 1–8–1990 by O–17408 N.S.)

§26.34 Accessibility Advisory Board

- (a) Purpose and Intent

It is the purpose and intent of the Council to establish an Accessibility Advisory Board to serve as an advisory body to the Mayor and Council on policies and issues related to accessibility for persons with a disability and on compliance with federal, state, and local disability and access codes, rules, regulations, and laws.

- (b) Accessibility Advisory Board Established

There is hereby created an Accessibility Advisory Board to consist of nine members, who shall serve without compensation. The members shall be appointed by the Mayor and confirmed by the Council. Board members shall be residents of the County of San Diego.

- (c) Qualification of Members

Board members shall include five persons who have expertise in the Americans with Disabilities Act or disability services; two City-at-large members; one member with professional experience in a tourist-serving industry; and one member certified as a State of California Access Specialist under title 21, division 1, chapter 1, subchapter 2.5 of the California Code of Regulations.

- (d) Terms

- (1) Members shall serve two-year terms, and each member shall serve until a successor is duly appointed and confirmed. Members are limited to a maximum of eight consecutive years. Initial members shall be appointed such that the terms of not more than five members shall expire in any year so as to allow the terms to be staggered.

- (2) For the initial appointments, five members shall be appointed to an initial term that will expire June 30, 2017, and four members shall be appointed to an initial term that will expire June 30, 2016. Initial appointments that are less than the full term of two years shall not have the initial term count for purposes of the eight-year term limit.
- (3) The expiration date of all terms shall be June 30. Any vacancy shall be filled for the remainder of the unexpired term.
- (4) Each June the Mayor may designate one member as Chairperson; however, in the absence of such designation, the Board shall, on or after July 1, select a Chairperson from among its members.

(e) Rules

The Board shall adopt rules consistent with the law for the government of its business and procedures.

(“Accessibility Advisory Board” added 7-10-2015 by O-20509 N.S.; effective 8-9-2015.)

§26.35 Duties and Functions

The Accessibility Advisory Board will:

- (1) Advise the Mayor and Council on policies and issues relating to accessibility.
- (2) Advise the Mayor and Council regarding City compliance with federal, state, and local disability and access codes, rules, regulations, and laws.
- (3) Make recommendations to the Mayor and Council for improving communications between the disabled community and City government.
- (4) Perform accessibility studies and surveys as requested by the Mayor or Council.
- (5) Provide an annual report to the Mayor and Council detailing the activities and recommendations of the Board.

(“Duties and Functions” added 7-10-2015 by O-20509 N.S.; effective 8-9-2015.)

§26.38 Mobility Board

(a) Purpose and Intent

It is the purpose and intent of the Council to establish a Mobility Board to serve as an advisory body to the Mayor and Council on policies and issues related to the City’s transportation network. The Board will analyze transportation decision-making in a holistic way to help the City ensure that people driving, walking, bicycling, taking transit, parking, or using other transportation modes will have safe, easy-to-use choices to move around the City. The Board will help ensure the development of the City’s transportation network meets the City’s Climate Action Plan goals.

(b) Mobility Board Established

There is hereby created a Mobility Board to consist of 13 members, who shall serve without compensation. Members shall be appointed by the Mayor and confirmed by the Council.

(c) Qualification of Members

- (1) Each member of the Board shall possess expertise in one or more of the following areas: transportation and transit planning, bicycle and pedestrian safety, city planning, parking management, the Americans with Disabilities Act (ADA), construction management, environmental sustainability, and public health. One of the 13 positions on the Board shall be designated to be filled by a member with expertise in or demonstrated knowledge of the ADA and accommodation issues.
- (2) The Mayor shall appoint four of the 13 members. The Mayor shall appoint the remaining nine members to represent each Council district based on nominations provided by each Councilmember.

(d) Terms

- (1) Members shall serve two-year terms, and each member shall serve until a successor is duly appointed and confirmed. Members are limited to a maximum of eight consecutive years. Appointments shall be made in such a manner that the terms of not more than seven members shall expire in any year.
- (2) Initial members shall be appointed in such a manner as to allow the terms to be staggered. For the initial appointments, six members shall be appointed to an initial term that will expire in 2020, and seven members shall be appointed to an initial term that will expire in 2021. Initial appointments that are less than the full term of two years shall not have the initial term count for purposes of the eight-year term limit.

- (3) The expiration date of all terms shall be February 1. Any vacancy shall be filled for the remainder of the unexpired term.
- (4) Each March, the Mayor may designate one member as Chairperson; however, in the absence of such designation, the Board shall, on or after April 15, select a Chairperson from among its members.
- (e) Rules
The Board shall adopt rules consistent with the law for the government of its business and procedures.

(“Mobility Board” added 1-11-2019 by O-21031 N.S.; effective 2-10-2019.)

§26.39 Mobility Board - Duties and Functions

The Mobility Board shall:

- (a) Advise the Mayor and Council on policies and issues relating to the development, maintenance, and ADA accessibility of:
 - (1) pedestrian networks such as sidewalks and street crossings;
 - (2) bicycle networks such as bicycle lanes and protected bikeways;
 - (3) parking;
 - (4) pedestrian plazas; and
 - (5) access points for public transit such as the trolley, bus rapid transit, and bus lines, and other public right-of-way improvements.
- (b) Advise the Mayor and Council on education, encouragement, and awareness programs relating to City circulation goals and policies.
- (c) Advise the Mayor and Council on policies and projects that help the city reach its Climate Action Plan mode-share goals for bicyclists and pedestrians; discuss strategies that encourage the growth of multi-modal transportation and transit-oriented development; and provide input on the development of the City’s Transportation Master Plan.
- (d) Advise the Mayor and Council on the implementation of the City’s Bicycle Master Plan and Pedestrian Master Plan, and advise on oversight of the Vision Zero Action Plan.
- (e) Recommend standards relating to bicycle, pedestrian, ADA, and other elements of right-of-way design.
- (f) Advise on ways City departments can coordinate with stakeholder groups and other government agencies, including, but not limited to, the San Diego Metropolitan Transit System and the San Diego Association of Governments (SANDAG), regarding multi-modal transportation in the City.

- (g) Advise the Mayor and Council during the annual budget cycle regarding the Capital Improvements Program, including performance indicators for transportation projects to improve the City’s multi-modal transportation network.
- (h) Provide an annual report to the Mayor and Council detailing the activities and recommendations of the Mobility Board.

(“Mobility Board – Duties and Functions” added 1-11-2019 by O-21031 N.S.; effective 2-10-2019.)

§26.42 Privacy Advisory Board

- (a) Purpose and Intent

It is the purpose and intent of the Council to establish a Privacy Advisory Board to serve as an advisory body to the Mayor and Council on policies and issues related to privacy and surveillance. The Board will provide advice intended to ensure transparency, accountability, and public deliberation in the City’s acquisition and use of surveillance technology.

- (b) There is hereby established a Privacy Advisory Board to consist of nine members, who shall serve without compensation. At least six members shall be residents of the City of San Diego. Members shall be appointed by the Mayor and confirmed by the Council.
- (c) All terms appearing in italics in sections 26.42 and 26.43 have the same meaning as in Chapter 5, Article 11, Division, section 511.0101, known as the San Diego Transparent and Responsible Use of Surveillance Ordinance.
- (d) Qualifications of Members
 - (1) All members of the Privacy Advisory Board shall be persons who have a demonstrated interest in privacy rights through work experience, civic participation, and/or political advocacy.
 - (2) The Mayor shall appoint the nine members from the following representative areas of organizational interest, expertise, and background:
 - (A) At least one attorney or legal scholar with expertise in privacy or civil rights, or a representative of an organization with expertise in privacy or civil rights;
 - (B) One auditor or certified public accountant;

- (C) One computer hardware, software, or encryption security professional;
 - (D) One member of an organization that focuses on open government and transparency or an individual, such as a university researcher, with experience working on open government and transparency; and
 - (E) At least four members from equity-focused organizations serving or protecting the rights of communities and groups historically subject to disproportionate surveillance, including communities of color, immigrant communities, religious minorities, and groups concerned with privacy and protest.
- (3) No member may have a state law prohibited financial interest, employment, or policy-making position in any commercial or for profit facility, research center, or other organization that sells data products, surveillance equipment, or otherwise profits from recommendations made by the Privacy Advisory Board.
- (e) Terms
- (1) Members shall serve two-year terms, and each member shall serve until a successor is duly appointed and confirmed. Members are limited to a maximum of eight consecutive years.
 - (2) Initial members shall be appointed in staggered terms. For the initial appointments, five members shall be appointed to an initial term that will expire in 2023, and four members shall be appointed to an initial term that will expire in 2024. Initial appointments for less than the full term of two years shall not have the initial term count for purposes of the eight-year term limit.
 - (3) All terms shall expire on March 15 in the year of termination. Any vacancy shall be filled for the remainder of the unexpired term.
- (f) Rules
- (1) The Board shall adopt rules for the government of its business and procedures in compliance with the law. The Board rules shall provide that a quorum of the Privacy Advisory Board is five members.

- (2) At the first regular meeting, and subsequently at the first regular meeting of each year, members of the Privacy Advisory Board shall select a chairperson and a vice chairperson.

(“Privacy Advisory Board” added 4-12-2022 by O-21446 N.S.; effective 5-12-2022.)

§26.43 Privacy Advisory Board – Duties and Functions

The Privacy Advisory Board shall:

- (a) Provide advice and technical assistance to the *City* on best practices to protect resident and visitor privacy rights in connection with the *City's* acquisition and use of *surveillance technology*.
- (b) Conduct meetings and use other public forums to collect and receive public input on the above subject matter.
- (c) Review *Surveillance Impact Reports* and *Surveillance Use Policies* for all new and existing *surveillance technology* and make recommendations prior to the *City* seeking solicitation of funds and proposals for *surveillance technology*.
- (d) Submit annual reports and recommendations to the City Council regarding:
 - (1) The *City's* use of *surveillance technology*; and
 - (2) Whether new *City surveillance technology* privacy and data retention policies should be developed, or existing policies should be amended.
- (e) Provide analysis to the City Council of pending federal, state, and local legislation relevant to the *City's* purchase and/or use of *surveillance technology*.
- (f) The Privacy Advisory Board shall make reports, findings, and recommendations either to the City Manager or the City Council, as appropriate. The Board shall present an annual written report to the City Council. The Board may submit recommendations to the City Council following submission to the City Manager.

(“Privacy Advisory Board – Duties and Functions” added 4-12-2022 by O-21446 N.S.; effective 5-12-2022.)