

**CITY COUNCIL OF THE CITY OF SAN DIEGO
SUPPLEMENTAL DOCKET NUMBER 1
FOR THE REGULAR MEETING OF
MONDAY, JULY 28, 2008 AT 2:00 P.M.
CITY ADMINISTRATION BUILDING
COUNCIL CHAMBERS – 12TH FLOOR
202 “C” STREET
SAN DIEGO, CA 92101**

ADOPTION AGENDA, DISCUSSION, COMMITTEE ITEMS

COMMITTEE ON RULES, OPEN GOVERNMENT, AND INTERGOVERNMENTAL RELATIONS, ORDINANCES TO BE INTRODUCED, READY FOR DISPENSING WITH THE READING AND ADOPTION:

ITEM-S400: Submitting to the Voters a Ballot Proposition Amending the City Charter to Create a New Pension Plan for Future Non-Safety City Employees.

▶ [View referenced exhibit back-up material.](#)

(See Mayor Sanders’ and Council President Peters’ General Members chart compromise ballot proposal; City Clerk’s 6/20/08, memorandum; Mayor Sanders’ 6/20/08, memorandum; Mayor Sanders’ 6/25/08, Pension Reform PowerPoint; Council President Scott Peters’ 6/20/08, memorandum; City Attorney’s 6/19/08, memorandum regarding Ballot Measure Questions; Proposed Ordinance dated 6/24/08, with attached Comparison of Mayor’s Ballot Proposal to Current Pension System; League of California Cities’ memorandum with Defined Benefits Comparisons Chart; San Diego County Taxpayers Association’s June 25, 2008, PowerPoint; Joseph Esuchanko’s actuarial calculations; AFSCME Local 127 Package Counter Proposal dated 7/15/2008; and Press Release from the Offices of Mayor Sanders and Council President Peters dated 6/25/2008.)

(Continued from the meetings of July 15, 2008, Item 333, and July 22, 2008, Item S501, last continued at the request of Mayor Sanders, for further review.)

TODAY’S ACTION IS:

Introduce and adopt the following ordinance:

(O-2009-7)

Introduction and adoption of an ordinance submitting to the qualified voters of the City of San Diego at the Municipal Election consolidated with the Statewide General Election to be held on November 4, 2008, one proposition amending the City Charter by amending Article IX, by amending Section 141, and by adding Section 141.1, relating to the establishment of separate retirement system benefits for non-safety employees that begin service on or after July 1, 2009;

ADOPTION AGENDA, DISCUSSION, COMMITTEE ITEMS (Continued)
COMMITTEE ON RULES, OPEN GOVERNMENT, AND INTERGOVERNMENTAL
RELATIONS, ORDINANCES TO BE INTRODUCED, READY FOR DISPENSING WITH
THE READING AND ADOPTION: (Continued)

ITEM-S400: (Continued)

Directing the City Attorney to prepare a ballot title and summary;

Directing the City Attorney to prepare an impartial analysis;

Directing the Mayor's Office to prepare a fiscal analysis;

Assigning authorship of the ballot argument.

NOTE: This item is not subject to the Mayor's veto.

RULES, OPEN GOVERNMENT, AND INTERGOVERNMENTAL RELATIONS
COMMITTEE'S RECOMMENDATION:

On 6/25/2008, Rules voted to forward the pension reform ballot proposal as presented by Council President Peters and Mayor Sanders to:

- the full City Council for consideration on July 14, 2008;
- direct the Mayor to Meet and Confer on this proposal as legally required, and in order to possibly avoid a ballot measure;
- direct the City Attorney to prepare a draft ordinance for amending the Municipal Code in the event that a ballot measure is unnecessary; and
- include the actuarial calculations as requested by Councilmember Frye.

(Councilmembers Peters, Young, Frye, Madaffer, and Hueso voted yea. Councilmember Young voted nay regarding forwarding this item to Council for consideration as a ballot proposal.)

ADOPTION AGENDA, DISCUSSION, COMMITTEE ITEMS
COMMITTEE ON RULES, OPEN GOVERNMENT, AND INTERGOVERNMENTAL
RELATIONS:

ITEM-S401: Ballot Proposition Amending the City Charter to Designate the Use of Lease Revenues from Mission Bay Park.

[▶ View referenced exhibit back-up material.](#)

(See Independent Analyst Report No. 08-75; Charter Amendment Proposed by Councilmembers Kevin Faulconer and Donna Frye; letter from Citizens Coordinate for Century 3 dated 7/14/2008; and Draft Ordinance.)

(Continued from the meetings of July 15, 2008, Item 334, and July 22, 2008, Item S502, last continued at the request of Councilmember Faulconer, for further review.)

TODAY'S ACTION IS:

Take the following actions:

Submitting to the qualified voters of the City of San Diego at the Municipal Election consolidated with the Statewide Election to be held on November 4, 2008, one proposition amending the City Charter by amending Article V, Section 55, by adding Section 55.2, requiring annual lease revenue generated in Mission Bay Park that exceeds \$20 million, 75% be appropriated for public capital improvements in Mission Bay Park and 25% be appropriated for public capital improvements in current and future Regional Parks;

Directing the City Attorney to prepare a ballot title and summary;

Directing the City Attorney to prepare an impartial analysis;

Directing the Mayor's Office to prepare a fiscal analysis;

Assigning authorship of the ballot argument.

NOTE: This item is not subject to the Mayor's veto.

RULES, OPEN GOVERNMENT, AND INTERGOVERNMENTAL RELATIONS
COMMITTEE'S RECOMMENDATION:

On 6/25/2008, Rules voted 5 to 0 to refer this item to the full City Council for consideration, with comments by the Rules Committee members noted. (Councilmembers Peters, Young, Frye, Madaffer, and Hueso voted yea.)

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS

ITEM-S402: Impasse Procedure, if necessary, for Management and AFCSME Local 127 on the Compromise Pension Ballot Proposal.

[▶ View referenced exhibit back-up material.](#)

(Continued from the meeting of July 22, 2008, Item S503, at the request of Councilmember Frye, for further review.)

STAFF'S RECOMMENDATION:

Take the following action:

Scheduling an impasse procedure, if necessary, for Management and AFSCME Local 127 on the Compromise Pension Ballot Proposal.

STAFF SUPPORTING INFORMATION:

The current Memoranda of Understanding and Council Policy 300-6 provide that the City's Labor Organizations have a right to a Council hearing on any issues at impasse at the conclusion of contract negotiations. The purpose of the impasse hearing shall be to identify and specify in writing the issue or issues that remain in dispute according to Council Policy 300-6.

Staff: Scott Chadwick - (619) 236-6313