COUNTY OF SAN DIEGO

Sample Ballot & Voter Information Pamphlet

DIRECT PRIMARY ELECTION • June 3, 2008 •

PROTECT YOUR VOTE

KEY WAYS TO MAKE YOUR VOTE COUNT

✓ MARK YOUR BALLOT as instructed.

✓ VOTE AT ASSIGNED POLLING PLACE so all your votes will count. (See yellow label on back cover.)

VERIFY YOUR PARTY AFFILIATION. (See back cover.)

If you VOTE BY MAIL, save this pamphlet; your official ballot will be mailed separately. Be sure to sign the return envelope and mail it promptly.

If you VOTE AT YOUR POLLING LOCATION, mark this pamphlet and take it with you.

For Questions or Additional Information Call 858-565-5800 OR 1-800-696-0136 Visit our website at: solvote com



Deborah Seiler • Registrar of Voters • 5201 Ruffin Road, Suite I • San Diego, CA 92123

SAN DIEGO COUNTY, CALIFORNIA - DIRECT PRIMARY ELECTION - JUNE 3, 2008		
MEASURES SUBMITTED TO THE VOTERS	MEASURES SUBMITTED TO THE VOTERS	
CITY	СІТҮ	
CITY OF SAN DIEGO PROP A AMENDS THE CITY CHARTER TO EXEMPT FROM THE MANAGED COM PETITION PROCESS THE CORE PUBLIC SAFETY SERVICES PROVIDED BY PARTICIPANTS IN THE CITY'S SAFETY RETIREMENT SYSTEM. Shall the Charter be amended to exempt from the Managed Competition process the core public safety services provided by police officers, irrefighters, and lifeguards who participate in the City's	CITY OF SAN DIEGO PROP C AMENDS CITY CHARTER RELATING TO CHIEF FINANCIAL OFFICER, CITY AUDITOR, INDEPENDENT BUDGET ANALYST, TREASURER, AND AUDIT COMMITTEE Shall the Charter be amended to establish the positions, roles and responsibilities of Chief Financial Officer, City Auditor, and Independent Budget Analyst, modify the City Treasurer appointment process; and create an Audit Committee?	
Safety Retirement System? YES NO	VES NO NO	
CITY OF SAN DIEGO PROP B AMENDS CHARTER TO REQUIRE COUNCIL TO SUBMIT CHARTER AMENDMENTS TO VOTERS AT JUNE 2010 ELECTION RELATING TO STRONG MAYOR FORM OF GOVERNANCE. Shall the Charter be amended to require the City Council to submit to voters at the June 2010 election Charter amendments making the Strong Mayor form of government permanent; adding a Council seat; and, when the ninth seat is filled, increasing the Council votes required to override a mayoral veto?		
VES NO		

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OFFICIAL BALLOT - SAN DIEGO COUNTY, CALIFORNIA - DIRECT PRIMARY ELECTION - JUNE 3, 2008	
JUDICIAL	COUNTY OF SAN DIEGO
JUDGE OF THE SUPERIOR COURT OFFICE NO. 19 Vote for One	BOARD OF SUPERVISORS DISTRICT NO. 3 Vote for One
PAUL E. COOPER Chief Police Attorney	JOHN VAN DOORN Engineer/Consultant
GARRY HAEHNLE Superior Court Commissioner	PAM SLATER:PRICE San Diego County Supervisor
O Write-In	O Write-In
JUDGE OF THE SUPERIOR COURT OFFICE NO. 45	CITY
Vote for One ROBERT FAIGIN Sheriff's Chief Attorney	CITY OF SAN DIEGO MAYOR Vote for One
EVAN PATRICK KIRVIN Deputy District Attorney	FLOYD L. MORROW Businessman/Manufacturer
O Write-In	O JAMES B. HART
SCHOOL	JERRY SANDERS May or of San Diego
COUNTY BOARD OF EDUCATION 1ST DISTRICT	STEVE FRANCIS Businessman
MICHAEL R. BLOW Poly somnographic Technologist	ERIC BIDWELL Entrepreneur
JOHN WITT San Diego County School Board Member	O ^{Write-In}
O ^{Write-In}	

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OFFICIAL BALLOT - SAN DIEGO COUNTY, CALIFORNIA - DIRECT PRIMARY ELECTION - JUNE 3, 2008	
CITY	MEASURES SUBMITTED
CITY OF SAN DIEGO CITY ATTORNEY Vote for One	STATE
AMY J. LEPINE Civil Litigator/Business Ow ner	PROP 98 EMINENT DOMAIN, LIMITS ON GOVERNMENT AUTHORITY, INITIATIVE CONSTITUTIONAL AMENDMENT, Bars state and local
SCOTT PETERS Council President/Attorney.	governments from taking or damaging private property for private uses. Prohibits rent control and similar measures. Eliminates deference to government in property lights access. Changes condemnation takes
MICHAEL J. AGUIRRE San Diego City Attorney	YES
BRIAN MAIENSCHEIN Councilmember/Attorney	O ^{N0}
JAN GOLDSMITH San Diego Superior Court Judge	PROP 99 EMINENT DOMAIN, LIMITS ON GOVERNMENT ACQUISITION OF OWNER-OCCUPIED
O Write-In	RESIDENCE. INITIATIVE CONSTITUTIONAL AMENDMENT. Bars use of eminent domain to acquire an ow ner-occupied residence for conveyance to a
CITY OF SAN DIEGO CITY COUNCIL DISTRICT NO. 1	private person or business entity. Creates exceptions for public works, public health and safety, and crime prevention.
Vote for One MARSHALL MERRIFIELD Security Business Owner	
PHIL THALHEIMER Small Business Owner	
SHERRI S. LIGHTNER Small Business Ow net/Engineer	
O ^{Write-In}	

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OFFICIAL BALLOT SAN DIEGO COUNTY, CALIFORNIA - DI	RECT PRIMARY ELECTION - JUNE 3, 2008
CITY CITY OF SAN DIEGO CITY COUNCIL DISTRICT NO. 3 Vote for One PAUL BROADWAY PAUL BROADWAY Factory Mechanic TODD GLORIA Congressional District Director JAMES HARTLINE Publisher STEPHEN WHITBURN	MEASURES SUBMITTED TO THE VOTERS STATE PROP 98 EMINENT DOMAIN. LIMITS ON GOVERNMENT AUTHORITY. INITIATIVE CONSTITUTIONAL AMENDMENT. Bars state and local governments from taking or damaging private property for private uses. Prohibits rent control and similar measures. Eliminates deference to government in property rights cases. Changes condermation rules.
Community Health Educator JOHN HARTLEY Teacher ROBERT E. LEE Business Manager Write-In	PROP 99 EMINENT DOMAIN. LIMITS ON GOVERNMENT ACQUISITION OF OWNER-OCCUPIED RESIDENCE. INITIATIVE CONSTITUTIONAL AMENDMENT. Bars use of eminent domain to acquire an owner-occupied residence for conveyance to a private person or business entity. Creates exceptions for public w orks, public health and safety, and crime prevention.

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N SD 130-017

OFFICIAL BALLOT - SAN DIEGO COUNTY, CALIFORNIA - DIRECT PRIMARY ELECTION - JUNE 3, 2008		
BOARD OF SUPERVISORS DISTRICT NO. 3 Vote for One	CITY OF SAN DIEGO CITY ATTORNEY Vote for One	
JOHN VAN DOORN	Council President/Attorney	
PAM SLATER-PRICE San Diego County Supervisor	MICHAEL J. AGUIRRE San Diego City Attorney	
O Write-In	BRIAN MAIENSCHEIN Councilmember/Attorney	
CITY	JAN GOLDSMITH San Diego Superior Court Judge	
CITY OF SAN DIEGO MAYOR Vote for One	AMY J. LEPINE Civil Litigator/Business Owner	
JAMES B. HART	O Write-In	
JERRY SANDERS Mayor of San Diego	CITY OF SAN DIEGO CITY COUNCIL	
STEVE FRANCIS Businessman	DISTRICT NO. 5 Vote for One CARL DE MAIO	
ERIC BIDWELL Entrepreneur	President, Gov ernment Walchdog Organization GEORGE GEORGE	
FLOYD L. MORROW Businessman/Manufacturer	Business Ow ner	
O ^{Write-In}	O Write-In	

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CITY	CITY
CITY OF SAN DIEGO	CITY OF SAN DIEGO
MAYOR	
Vote for One	DISTRICT NO. 7
ERIC BIDWELL	Vote for One
Entrepreneur	DAVID TOS Police Officer
FLOYD L. MORROW	
Businessman/Manufacturer	BILL DANIEL
	Middle School Teacher
JAMES B. HART	APRIL BOLING
	Certified Public Accountant/Businesswoman
JERRY SANDERS	
Mayor of San Diego	MARTI EMERALD
	Consumer Fraud Investigative Reporter
STEVE FRANCIS	
Businessman	Write-In
Write-In	
	MEASURES SUBMITTED
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CITY OF SAN DIEGO	
CITY ATTORNEY	STATE
Vote for One	OTAIC
JAN GOLDSMITH	PROP 98 EMINENT DOMAIN LIMITS ON
San Diego Superior Court Judge	GOVERNMENT AUTHORITY. INITIATIVE
	CONSTITUTIONAL AMENDMENT. Bars state and loc
AMY J. LEPINE	governments from taking or damaging private property
Civit Litigator/Business Owner	for private uses. Prohibits rent control and similar
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SCOTT PETERS	property rights cases. Changes condermation rules.
Council President/Attorney	V VES
	NO
San Diego Cily Attorney	
BRIAN MAIENSCHEIN	
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Write-In	

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CITY OF SAN DIEGO

Proposition A

(This proposition will appear on the ballot in the following form.)

PROP A AMENDS THE CITY CHARTER TO EXEMPT FROM THE MANAGED COMPETITION PROCESS THE CORE PUBLIC SAFETY SERVICES PROVIDED BY PARTICIPANTS IN THE CITY'S SAFETY RETIREMENT SYSTEM. Shall the Charter be amended to exempt from the Managed Competition process the core public safety services provided by police officers, firefighters, and lifeguards who participate in the City's Safety Retirement System?

This proposition requires approval by a simple majority (over 50%) of the voters voting on the proposition.

The proposed charter amendment follows the argument.

OFFICIAL TITLE AND SUMMARY

EXEMPTION OF CORE PUBLIC SAFETY SERVICES FROM MANAGED COMPETITION. Shall the voters approve an amendment to the Charter to exempt from the Managed Competition process the core public safety services provided by police officers, firefighters, and lifeguards who participate in the City's Safety Retirement System?

CITY ATTORNEY IMPARTIAL ANALYSIS

On November 7, 2006, the voters approved an amendment to the City Charter to allow the City to employ any independent contractor when the City Manager determines, subject to City Council approval, City services can be provided more economically and efficiently by an independent contractor than by a person employed in the Classified Service, while maintaining service quality and protecting the public interest.

The City Council has authorized the placement of a proposition on the ballot seeking voter approval to amend Article VII, section 117 of the City Charter to exempt from the Managed Competition process the core public safety services provided by police officers, firefighters, and lifeguards who participate as safety members in the City's Retirement System.

In general, the safety members that participate in the City's retirement system include sworn officers of the City Police Department, uniformed members of the City Fire Department, and full-time City lifeguards. The "core public safety services" are those services performed by police officers, firefighters and lifeguards that are essential for public protection and safety.

FISCAL IMPACT STATEMENT

The approval of this ballot measure would have no fiscal impact to the City.

ARGUMENT IN FAVOR OF PROPOSITION A

PROPOSITION A PROTECTS POLICE, FIRE, AND LIFEGUARD SERVICES

Voting "Yes on A" ensures that Police, Fire, and Lifeguard services receive protection and priority. Proposition A exempts these safety professionals from Managed Competition.

Police, Fire and Lifeguard services should NOT be contracted-out to private companies. Core safety services must be protected as an essential first duty of government, performed only by persons directly accountable to the Mayor and taxpayers.

PROPOSITION A: PUBLIC SAFETY SERVICES ONLY BY CITY PROFESSIONALS

Police Officers and Lifeguards have the duty to courageously protect our residents and the power to arrest them. Professionals with this kind of duty and power should ONLY be employed by the public, not a corporation no matter how well managed.

Firefighters who bravely step into harm's way deserve the guarantee that our City will give them the best training and support possible. Our homes, our families, our lives, and our economy all depend on the quality of these brave women and men. We cannot entrust this to outside interests.

PROPOSITION A KEEPS THE BEST SAFETY OFFICERS WORKING FOR SAN DIEGO Proposition A keeps public safety employees working for San Diego. It assures their public safety benefits and due process rights cannot be reduced by shifting their employment to private companies. This is important to keep them from seeking jobs in other cities that may offer better pay or job protection.

In the past few years we have doubled the number of recruits currently entering the Police Academy. At the same time, our rate of losing Police Officers who are taking jobs in other jurisdictions is down by 50 percent.

Since 2005, our City has made great progress through reform and hard work. We urge you to vote "Yes on A" to keep this progress moving forward.

TRACY JARMAN Fire Chief WILLIAM LANSDOWNE Chief of Police

LANI LUTAR President, San Diego County Taxpayers Association SCOTT PETERS San Diego City Council President

JERRY SANDERS Mayor, City of San Diego

ARGUMENT AGAINST PROPOSITION A

No argument against the proposition was filed in the office of the City Clerk.

PROPOSED CHARTER AMENDMENT

The portions of the charter to be added are underlined.

Section 117: Unclassified and Classified Services

Employment in the City shall be divided into the Unclassified and Classified Service. [subsections (a)-(b) no change in text]

(c) The City may employ any independent contractor when the City Manager determines. subject to City Council approval, City services can be provided more economically and efficiently by an independent contractor than by persons employed in the Classified Service while maintaining service quality and protecting the public interest. The City Council shall by ordinance provide for appropriate policies and procedures to implement this subsection. Such ordinance shall include minimum contract standards and other measures to protect the quality and reliability of public services. A City department shall be provided with an opportunity and resources to develop efficiency and effectiveness improvements in their operations as part of the department's proposal. The core public safety services provided by police officers, firefighters, and lifeguards who participate in the City's Safety Retirement System shall not be subject to Managed Competition. The City Manager shall establish the Managed Competition Independent Review Board to advise the City Manager whether a City department's proposal or an independent contractor's proposal will provide the services to the City most economically and efficiently while maintaining service quality and protecting the public interest. The City Manager will appoint seven (7) members to the Board. Four (4) shall be private citizens whose appointments shall be subject to City Council confirmation. Each shall have professional experience in one or more of the following areas: finance, law. public administration, business management or the service areas under consideration by the City Manager. Three (3) shall be City staff including a City Manager staff designee, a City Council staff designee and the City Auditor and Comptroller or staff designee. Such appointees shall not have any personal or financial interests which would create conflict of interests with the duties of a Board member. Members of the Board shall be prohibited from entering into a contract or accepting employment from an organization which secures a City contract through the managed competition process for the duration of the contract. The City Council shall have the authority to accept or reject in its entirety any proposed agreement with an independent contractor submitted by the City Manager upon recommendation of the Managed Competition Independent Review Board. The City Manager shall have the sole responsibility for administering and monitoring any agreements with contractors. The City Manager shall be required to produce annual performance audits for contracted services, the cost of which must be accounted for and considered during the bidding process. In addition, the City Manager shall seek an independent audit every five (5) years to evaluate the City's experience and performance audits. During the period of time that the City operates under the Strong Mayor form of governance pursuant to Article XV, the reference herein to City Manager shall be deemed to refer to the Mayor.

CITY OF SAN DIEGO

Proposition B

(This proposition will appear on the ballot in the following form.)

PROP B AMENDS CHARTER TO REQUIRE COUNCIL TO SUBMIT CHARTER AMENDMENTS TO VOTERS AT JUNE 2010 ELECTION RELATING TO STRONG MAYOR FORM OF GOVERNANCE. Shall the Charter be amended to require the City Council to submit to voters at the June 2010 election Charter amendments making the Strong Mayor form of government permanent; adding a Council seat; and, when the ninth seat is filled, increasing the Council votes required to override a mayoral veto?

This proposition requires approval by a simple majority (over 50%) of the voters voting on the proposition.

The proposed charter amendment follows the argument.

OFFICIAL TITLE AND SUMMARY

CHARTER AMENDMENTS RELATING TO PERMANENCY OF THE STRONG MAYOR FORM OF GOVERNANCE. Shall the voters approve an amendment to the Charter to require the City Council to submit to voters at the June 2010 election Charter amendments making the Strong Mayor form of government permanent; adding a Council seat; and, when the ninth seat is filled, increasing the Council votes required to override a mayoral veto?

CITY ATTORNEY IMPARTIAL ANALYSIS

<u>Background</u>. For 75 years the City of San Diego had a Council-Manager form of government, in which a nine-member elected City Council, including a Mayor, governed and set policy for the City, and a City Manager acted as Chief Executive Officer, running day-to-day affairs.

In November 2004, voters approved a five-year trial period to begin January 1, 2006 to test a different structure called a Strong Mayor, or Mayor-Council, form of governance. In this form of governance, the elected Mayor is no longer a member of the Council, but becomes the City's Chief Executive Officer, responsible for running City affairs.

During the operative trial period, the Council is an eight-member body and the Mayor may require the Council to reconsider most of the matters it passes (ordinances, resolutions, and changes to the budget) by using a veto. The Council may override the Mayor's veto with the same number of votes needed to pass the matter. Most matters require five votes of the eight Council members to pass, although some matters require six votes.

Article XV, section 255 of the Charter states that the five-year trial period remains in effect until December 31, 2010, at which time the Article will be repealed, returning the government to its previous Council-Manager form.

<u>Proposal</u>. The City Council has authorized a ballot proposition seeking voter approval to amend Article XV, section 255 of the San Diego City Charter. If adopted, this change would require the City Council to place a single measure on the ballot at the June 2010 election to have voters decide whether: 1) the Strong Mayor form of government should become permanent effective January 1, 2011; 2) to increase the number of City Council districts from eight to nine in conjunction with the next City redistricting process after the national census in 2010; and 3) to increase the number of Council votes needed to override the Mayor's veto to two-thirds of the nine-member Council, after the ninth Council seat is filled by election. At that point, six of nine votes would be required to override matters the Council passed by either five or six votes.

FISCAL IMPACT STATEMENT

The approval of this measure would require the placement of another measure on the ballot in 2010. The cost to the City to place a measure on the ballot varies with each election, but may range from \$300,000 - \$1,000,000. If placed on the ballot in 2010, this measure would include a fiscal impact statement on the costs of implementing the proposals.

ARGUMENT IN FAVOR OF PROPOSITION B

GIVE VOTERS THE RIGHT TO MAKE REFORMS PERMANENT

Proposition B keeps the promise to let voters make a permanent decision on the Strong Mayor system in 2010. With Proposition B, voters decide San Diego's future.

CONTINUE STRONG MAYOR SYSTEM

Voters approved a 5-year trial Strong Mayor form of government in 2004. Unless Proposition B is approved, the Strong Mayor reforms voters adopted will expire automatically – reinstating the City Manager system that led to San Diego's financial crisis.

Our elected Mayor – not appointed staff – is directly accountable to voters and taxpayers for city employee performance.

Under this system, the Mayor and Councilmembers reduced city deficits, increased accountability, and provided checks and balances so past mistakes can't be repeated. But the Strong Mayor system automatically expires unless voters get an opportunity to make it permanent. Proposition B gives you the right to decide.

ADD ONE NEW COUNCIL MEMBER

Today there are eight council districts. This can result in tie votes, causing logjams and delays for reforms and other critical matters.

Proposition B lets voters decide in 2010 if we should add a ninth district to break the logjams at City Hall and gives neighborhoods a stronger voice in decisions.

REASONABLE MAYORAL VETO ON COUNCIL POWER

When the Mayor disagrees with the Council, he can veto their decision.

Currently, the Charter requires the same five Council votes to override a veto as were initially required to approve the same City Council action.

Proposition B will require a 2/3 council vote to override a Mayoral veto when the Council grows to nine members. That is the same requirement as in the U.S. Congress, State Legislatures, and many cities.

Please vote "Yes on B" to let the voters decide on our future form of government.

LORENA GONZALEZ Secretary-Treasurer, San Diego-Imperial Counties Labor Council COUNCILMEMBER JIM MADAFFER President, League of California Cities

DUANE J. ROTH Member, Charter Review Committee GLEN W. SPARROW Professor Emeritus, School of Public Affairs, SDSU

ADRIAN S. KWIATKOWSKI President, Strong Mayor-Council Institute

ARGUMENT AGAINST PROPOSITION B

No argument against the proposition was filed in the office of the City Clerk.

PROPOSED CHARTER AMENDMENT

The portions of the charter to be added are underlined.

Section 255: Operative Date; Sunset of Article; Future Action by Voters

(a) The date for the provisions of this Article to become operative is January 1, 2006.

(b) After January 1, 2006, the provisions of this Article shall remain in effect for a period of five years (until December 31, 2010) at which time this Article shall be automatically repealed and removed from the Charter. However, the Council and the people reserve the right to propose amendments to the Charter at the November 2010 election or sooner to extend, make permanent, shorten or repeal the effective period of this Article and to consider increasing the number of Council districts to nine at the time of the next City Council district reapportionment which follows the national decennial census in 2010.

(c) To ensure the people have an opportunity to consider the permanency of this Article before it is automatically repealed, at the June 2010 election, the City Council shall place a measure on the ballot to propose amendments to the Charter to make this Article permanent on January 1, 2011; increase the number of Council districts to nine at the time of the next City Council district reapportionment which follows the national decennial census in 2010; and increase the number of Council of a mayoral veto of an ordinance or resolution to a two-thirds majority of the Council, with such increase to take effect at such time a ninth Council member is elected and qualified.

CITY OF SAN DIEGO

Proposition C

(This proposition will appear on the ballot in the following form.)

PROP C AMENDS CITY CHARTER RELATING TO CHIEF FINANCIAL OFFICER, CITY AUDITOR, INDEPENDENT BUDGET ANALYST, TREASURER, AND AUDIT COMMITTEE. Shall the Charter be amended to establish the positions, roles and responsibilities of Chief Financial Officer, City Auditor, and Independent Budget Analyst; modify the City Treasurer appointment process; and create an Audit Committee?

This proposition requires approval by a simple majority (over 50%) of the voters voting on the proposition.

The proposed charter amendment follows the argument.

OFFICIAL TITLE AND SUMMARY

CHARTER AMENDMENTS RELATING TO FINANCIAL OFFICERS AND RESPONSIBILITIES. Shall the voters approve amendments to the Charter to establish or modify the offices and responsibilities of a Chief Financial Officer, City Auditor, and Independent Budget Analyst; modify the City Treasurer appointment process; and create an Audit Committee to oversee the City Auditor?

CITY ATTORNEY IMPARTIAL ANALYSIS

<u>Background</u>. Before the trial period of the Mayor-Council (Strong Mayor) form of government, the City Council selected the City Auditor and Comptroller, the City's chief fiscal officer, who acted as the City's accountant and audited City departments. The Auditor and Comptroller provided financial information both to the Council and to the City Manager. The Council appointed the Manager, who acted as chief budget officer, proposing the City's budget and other financial reports, and implementing financial plans when the Council approved them. The Council relied on information supplied by both officers for its fiscal decisions. The Manager appointed, with Council confirmation, the City Treasurer, the custodian of the City's money.

During the 5-year trial period of the Mayor-Council form of government, the elected Mayor assumes the responsibilities of the Manager, including budgeting, and has the authority to appoint most City fiscal officers with Council confirmation (the Manager, the Auditor and Comptroller, and the City Treasurer). The Council has temporary authority to establish an Office of Independent Budget Analyst (IBA) to provide it with independent analysis on budget and policy issues it must decide. The Mayor's supervision of the Auditor and Comptroller's duty to audit fiscal departments under Mayoral control raised concerns about the independence of internal audits. An Audit Committee, comprised of three Councilmembers, was created by ordinance to provide legislative oversight for the City's internal and external audit work.

<u>Proposal</u>. Through this ballot measure, the Council seeks to amend the Charter to more clearly separate the City's internal auditing function from supervision of the Manager (Mayor) by creating the new office of City Auditor, which would be supervised by a restructured Audit Committee. These changes would remain even if the Mayor-Council form of government ends as scheduled on December 31, 2010. The Auditor would perform the City's internal audits and investigations and would be appointed for a 10-year term by the Manager, in consultation with the Audit Committee, with Council confirmation. The Auditor's work; and recommend the City's internal auditor, monitoring its work. The Audit Committee would consist of two Councilmembers, one of whom would chair the Committee, and three public members. The public members must have at least 10 years of professional financial experience, and would be appointed from candidates recommended by a screening committee comprised of the Chief Financial Officer (CFO), the IBA, a Councilmember, and two outside financial experts.

The measure also provides that the Manager (Mayor) would appoint, with Council confirmation, the new CFO, who would assume the City's accounting responsibilities and oversee the City Treasurer. Appointment of the Treasurer would no longer require Council confirmation.

The measure would make permanent the Office of the IBA, which otherwise would expire at the end of the trial period of the Mayor-Council form of government. The measure also would establish that certain subordinates of the IBA and Auditor are members of the unclassified service.

FISCAL IMPACT STATEMENT

The approval of this ballot measure would have no fiscal impact to the City.

ARGUMENT IN FAVOR OF PROPOSITION C

LACK OF CHECKS AND BALANCES CREATED OUR PROBLEMS

The \$1.2 Billion pension deficit that threatened San Diego's fiscal stability years ago was the result of a system that failed to provide adequate checks, balances and transparency.

PROPOSITION "C" ESTABLISHES PROTECTIONS AND SAFEGUARDS

Proposition "C" puts needed checks and balances into the City Charter:

- Prop "C" ensures independent financial experts not city employees or politicians make up the majority of the Audit Committee that reviews City finances.
- Prop "C" strengthens the independence of the City Auditor, who acts as the watchdog over City finances. The Auditor is insulated from political pressure by a 10 year term, reports directly to the Audit Committee, and can only be terminated by request of the Audit Committee.
- Under this system, responsibility for reform is shared by independent financial experts, the mayor and the council each providing a check and balance to the other.

EXPERTS AGREE ON THIS APPROACH

These changes are consistent with the recommendations of the Securities and Exchange Commission's independent financial monitor, the Independent Budget Analyst and the Charter Review Committee.

CITY'S FINANCIAL STABILITY DEPENDS ON IT

Restoration of San Diego's credit rating, reputation with investors, and ability to afford vital water, sewer, road and other public facility improvements all depend on establishing these safeguards.

OPPONENTS' REAL AGENDA: PROTECT THE STATUS QUO

Opponents' real agenda is to maintain the status quo where one branch of government has near total control over – and the ability to cover up – City finances. That's what put our City in jeopardy to begin with and now threatens our City's future progress.

Please join us in voting YES on "C" to safeguard your taxes and keep our city on the path to financial stability.

JAMES R. MILLIKEN Superior Court Judge (Retired)/ Vice Chair City Charter Review Committee JOHN G. DAVIES Chair City Charter Review Committee/ Former Judicial Appointments Advisor to Gov. Schwarzenegger

JERRY SANDERS Mayor HON. KEVIN FAULCONER Chair City Audit Committee

SUSAN A. CHANNICK Professor of Law/ Member City Charter Review Committee

ARGUMENT AGAINST PROPOSITION C

KEEP THE FOX OUT OF THE HENHOUSE

Prop C allows the mayor to choose the person who audits all city management and all city departments. The mayor is the city manager in charge of all city departments; allowing any mayor to appoint the person who will audit the city departments is like having the fox guard the henhouse.

HONEST GOVERNMENT NEEDS AN INDEPENDENT CITY AUDITOR

Public confidence in the city's finances begins with the auditor. An independent auditor ensures trustworthy, timely and accurate financial reporting and increases taxpayer confidence in how tax dollars are spent.

SAN DIEGO LOST ITS CREDIT RATING BECAUSE OF MANAGEMENT INTERFERENCE

In 2004, the city auditor left in disgrace when it was found that false and misleading financial statements were issued under pressure from management. Prop C allows this behavior to continue.

PROP C PROTECTS POLITICAL INTERESTS, NOT THE TAXPAYERS

The auditor's job is to protect the taxpayers by being an objective and independent check on the city's financial controls and performance. The auditor must not be a political rubber stamp.

PROP C IS A SMOKESCREEN

Prop C bundles together a confusing mix of City Charter changes. Voters do not have a real choice about which items to support and which to reject.

PROTECT YOUR TAX DOLLARS

National auditing standards require auditors to be independent from the entity they examine. Prop C violates those requirements by having the fox guard the henhouse.

"Lack of independence negatively impacts the auditor's ability to be objective. The citizens of San Diego deserve better."

John Torell, San Diego City Auditor, 2005-2007

VOTE NO ON PROPOSITION C

For more information:

DONNA FRYE San Diego City Councilmember

CARL DE MAIO Chairman, San Diego Citizens for Accountable Government JOHN A. GORDON Member, 2007 San Diego City Charter Review Committee

THERESA QUIROZ Secretary/Treasurer, Neighborhoods for Honest Government

JOHN TORELL Certified Public Accountant

PROPOSED CHARTER AMENDMENT

The portions of the charter to be added are <u>underlined</u> and the portions to be deleted are printed in strike out type.

Section 39: City Auditor and ComptrollerChief Financial Officer.

The City Auditor and Comptroller Chief Financial Officer shall be elected appointed by the City Manager and confirmed by the City Council for an indefinite term and shall serve until his or her successor is electedappointed and qualified. The City Auditor and ComptrollerChief Financial Officer shall be the chief fiscal officer of the City. He or she shall exercise supervision over all accounts, and accounts shall be kept showing the financial transactions of all Departments of the City upon forms prescribed by him the Chief Financial Officer and approved by the City Manager and the Council. Subject to the direction and supervision of the City Manager, the Chief Financial Officer shall be responsible for the preparation of the City's annual budget. He or she shall also be responsible for oversight of the City's financial management, treasury, risk management and debt management functions. He or she shall submit to the City Manager and to the Council at least monthly a summary statement of revenues and expenses for the preceding accounting period, detailed as to appropriations and funds in such manner as to show the exact financial condition of the City and of each Department, Division and office thereof. No contract, agreement, or other obligation for the expenditure of public funds shall be entered into by any officer of the City and no such contract shall be valid unless the Auditor and ComptrollerChief Financial Officer shall certify in writing that there has been made an appropriation to cover the expenditure and that there remains a sufficient balance to meet the demand thereof. He or she shall perform the duties imposed upon City Auditors and Comptrollerschief municipal fiscal officers by the laws of the State of California, and such other duties as may be imposed upon him or her by ordinances of the Council, but nothing shall prevent the CouncilCity Manager from transferring to other officers matters in charge of the City Auditor and ComptrollerChief Financial Officer which do not relate directly to the finances of the City. HeThe Chief Financial Officer shall prepare and submit to the City Manager such information as shall be required by the City Manager for the preparation of an annual budget. He The Chief Financial Officer shall appoint his or her subordinates subject to the Civil Service provisions of this Charter. The authority, power and responsibilities conferred upon the Auditor and Comptroller by this Charter shall be transferred to, assumed, and carried out by the Chief Financial Officer.

Section 39.1: Audit Committee

The Audit Committee shall be an independent body consisting of five members. Notwithstanding any other Charter provision to the contrary, the Audit Committee shall be appointed as provided under this section. To ensure its independence, the Audit Committee shall be composed of two members of the City Council and three members of the public. The two Councilmembers shall be appointed by the Council, one of whom shall serve as Chair of the Audit Committee. The three public members of the Audit Committee shall be appointed by the City Council from a pool of at least two candidates for each vacant position, to be recommended by a majority vote of a screening committee comprised of a member of the City Council, the Chief Financial Officer, the Independent Budget Analyst and two outside financial experts appointed by the other three members of the screening committee and confirmed by the City Council. Public members of the Audit Committee shall possess the independence, experience and technical expertise necessary to carry out the duties of the Audit Committee. This expertise includes but is not limited to knowledge of accounting, auditing and financial reporting. The minimum professional standards for public members shall include at least 10 years of experience as a certified public accountant or as a certified internal auditor, or 10 years of other professional financial or legal experience in audit management. The public members of the Audit Committee shall serve for terms of four years and until their successors have been appointed and qualified. Public members of the Audit Committee are limited to two full consecutive terms, with one term intervening before they become eligible for reappointment. Notwithstanding any other provision of this section, appointments shall be made so that not more than one term of office shall expire in any one year.

The Audit Committee shall have oversight responsibility regarding the City's auditing, internal controls and any other financial or business practices required of this Committee by this Charter. The Audit Committee shall be responsible for directing and reviewing the work of the City Auditor and the City Auditor shall report directly to the Audit Committee. The Audit Committee shall recommend the annual compensation of the City Auditor and annual budget of the Office of City Auditor. The Audit Committee shall be responsible for an annual performance review of the City Auditor. The Audit Committee shall recommend to the Council the retention of the City's outside audit firm and, when appropriate, the removal of such firm. The Audit Committee shall monitor the engagement of the City's outside auditor and resolve all disputes between City management and the outside auditor with regard to the presentation of the City's annual financial reports. All such disputes shall be reported to the Council. The Council may specify additional responsibilities and duties of the Audit Committee by ordnance as necessary to carry into effect the provisions of this section.

Section 39.2: Office of City Auditor

The City Auditor shall be appointed by the City Manager, in consultation with the Audit Committee, and confirmed by the Council. The City Auditor shall be a certified public accountant or certified internal auditor. The City Auditor shall serve for a term of ten years. The City Auditor shall report to and be accountable to the Audit Committee. Upon the recommendation of the Audit Committee, the City Auditor may be removed for cause by a vote of two-thirds of the members of the Council. The City Auditor shall be the appointing authority of all City personnel authorized in the department through the normal annual budget and appropriation process of the City, and subject to the Civil Service provisions of this Charter.

The City Auditor shall prepare annually an Audit Plan and conduct audits in accordance therewith and perform such other duties as may be required by ordinance or as provided by the Constitution and general laws of the State. The City Auditor shall follow Government Auditing Standards. The City Auditor shall have access to, and authority to examine any and all records, documents, systems and files of the City and/or other property of any City department, office or agency, whether created by the Charter or otherwise. It is the duty of any officer, employee or agent of the City having control of such records to permit access to, and examination thereof, upon the request of the City Auditor or his or her authorized representative. It is also the duty of any such officer, employee or agent to fully cooperate with the City Auditor, and to make full disclosure of all pertinent information. The City Auditor may investigate any material claim of financial fraud, waste or impropriety within any City Department and for that purpose may summon any officer, agent or employee of the City, any claimant or other person, and examine him or her upon oath or affirmation relative thereto. All City contracts with consultants, vendors or agencies will be prepared with an adequate audit clause to allow the City Auditor access to the entity's records needed to verify compliance with the terms specified in the contract. Results of all audits and reports shall be made available to the public in accordance with the requirements of the California Public Records Act.

Section 39.3. Independent Budget Analyst.

Notwithstanding any other provision of this Charter, the City Council shall have the right to establish by ordinance an Office of Independent Budget Analyst to be managed and controlled by the Independent Budget Analyst. The Office of the Independent Budget Analyst shall provide budgetary and policy analysis for the City Council. The Council shall appoint the Independent Budget Analyst, who shall serve at the pleasure of the Council and may be removed from office by the Council at any time. Any person serving as the Independent Budget Analyst shall have the professional qualifications of a college degree in finance, economics, business, or other relevant field of study or relevant professional certification. In addition, such appointee shall have experience in the area of municipal finance or substantially similar equivalent experience. The Independent Budget Analyst shall be the appointing authority of all City personnel authorized in the department through the normal annual budget and appropriation process of the City, and subject to the Civil Service provisions of this Charter.

Section 45: City Treasurer

The Manager shall appoint a<u>the</u> Treasurer subject to confirmation by a majority of the members of the Council. He <u>or she</u> shall perform duties imposed upon City Treasurers by general law, the City Charter, or ordinances of the Council. The office of the Treasurer shall consist of the Treasurer and such subordinate officers and employees as shall be authorized by ordinance.

The Treasurer shall receive, have the custody of, and disburse City moneys upon the warrant or check-warrant of the Auditor and Comptroller<u>Chief Financial Officer</u> under the provisions of section 53911 of the Government Code of the State of California. He <u>or she</u> shall keep such books and records as are necessary for the recording of all receipts and expenditures, together with a record of money in City depositories. Every Department officer, or institution which receives money directly from the public, shall deposit the same daily with the Treasurer, unless otherwise authorized by ordinance. The Treasurer shall demand and receive from the County Tax Collector moneys collected by him <u>or her</u> for use of the City. And it shall be the duty of such County official to deposit such money monthly with the City Treasurer.

The Treasurer shall determine pursuant to the general law of the state, the selection of depositories for City funds. All interest collected on City funds shall be accounted for monthly by the Treasurer.

Whenever any person is indebted to the City in any manner and the means of collection of such debt is not otherwise provided for by law or ordinance, the Treasurer shall be authorized to demand and receive the same. When any claim shall not be collectible by other methods, he <u>or she</u> shall report the same to the City Manager and the City Attorney for prosecution. When payment of a claim or any judgment thereon is made, he <u>or she</u> shall receive and receipt therefor in the name of the City.

The Treasurer shall issue notices for and collect special assessments previous to certification to the County Auditor, charges for permits for private use of public streets, and such other miscellaneous taxes, fees, assessments, licenses and privilege charges as may from time to time be assigned to him <u>or her</u>. He <u>or she</u> shall maintain a continuous inspection of the records and accounts of such taxes, licenses and privilege charges in order to effectuate their collection.

The Treasurer shall issue all permits and licenses except departmental permits and licenses which are by ordinance assigned to the particular Departments. Such permits and licenses shall be issued either directly by the Treasurer or upon specific authorization of the appropriate Department as may be required by ordinances, but all revenues derived therefrom shall be deposited with the Treasurer.

The Treasurer in office at the time this Charter is adopted by the people shall serve out the term of office for which he has been elected.

Section 111: Audit of Accounts of Officers

Each year the Council shall provide that an audit shall be made of all accounts and books of all the Departments of the City. Such audit shall be made by independent auditors who are in no way connected with the City. Upon the death, resignation or removal of any officer of the City, the <u>City</u> Auditor and Comptroller shall cause an audit and investigation of the accounts of such officer to be made and shall report to the Manager and the Council<u>Audit Committee</u>. Either the <u>Audit Committee or the</u> Council er the Manager may at any time provide for an independent examination or audit of the accounts of any or all officers or Departments of the City government. In case of death, resignation or removal of the <u>City</u> Auditor and Comptroller, the <u>Audit Committee</u> Manager shall cause an audit to be made of his <u>or her</u> accounts. If, as a result of any such audit, an officer be found indebted to the City, the <u>City</u> Auditor and Comptroller, or other person making such audit, shall immediately give notice thereof to the <u>Audit Committee</u>, the Council, the Manager and the City Attorney, and the latter shall forthwith proceed to collect such indebtedness. PR-09L0-13

Section 117: Unclassified and Classified Services

Employment in the City shall be divided into the Unclassified and Classified Service.

(a) The Unclassified Service shall include:

[subsections (1) through (6) no change in text] (7) <u>BudgetChief Financial</u> Officer, <u>Independent Budget Analyst</u>, and City Auditor [subsections (8) through (10) no change in text] (11)Industrial Coordinator <u>All Assistants and deputies to the Independent Budget Analyst</u>, and all Assistants and deputies to the City Auditor [subsections (12) through (17) no change to text]

[subsections (b) and (c) no change in text]

Section 265: The Mayor

[subsection (a) no change in text]

(b) In addition to exercising the authority, power, and responsibilities formally conferred upon the City Manager as described in section 260(b), the Mayor shall have the following additional rights, powers, and duties:

[subsections (1) through (9) no change to text]

(10) Notwithstanding contrary language in Charter section 39, sole authority to appoint the City Auditor and Controller, subject to Council confirmation;

(11) (10) Notwithstanding contrary language in Charter sections 30, 39, 57 or 58, authority to dismiss the City Auditor and Controller, the Chief of Police or the Chief of the Fire Department, subject only to a right for these city officials to appeal to the City Council to overturn the Mayor's decision. Any such appeal must be filed with the City Clerk within 10 calendar days of receiving the notice of dismissal or termination from the Mayor. The City Clerk shall thereafter cause the appeal to be docketed at a regular open meeting of the City Council no later than 30 days after the appeal is filed with the Clerk;

(12) (11) As provided for in Charter sections 41 and 43, the authority to appoint members of City boards, commissions, and committees, subject to Council confirmation;

(13) (12) Sole authority to appoint City representatives to boards, commissions, committees and governmental agencies, unless controlling law vests the power of appointment with the City Council or a City Official other than the Mayor;

(14) (13) To cooperate fully with the Council and the Office of Independent Budget Analyst, including but not limited to, supplying requested information concerning the budget process and fiscal condition of the City to the Council and the Office of Independent Budget Analyst; and

(15) (14) To propose a budget to Council and make it available for public review, no later than April 15.

[subsections (c) through (j) no change in text]

Section 270: The Council

[subsections (a) through (e) no change in text]

(f) The Council shall have the right to establish an Office of Independent Budget Analyst to be managed and controlled by the Independent Budget Analyst. The Council shall appoint this independent officer who shall serve at the pleasure of the Council and may be removed from Office by the Council at any time. The Council shall determine the powers of this Office and its manager by ordinance.

(g) (f) No member of the Council shall directly or indirectly by suggestion or otherwise attempt to influence or coerce the City Manager or other officer appointed or confirmed by the Council in the making of any appointment to, or removal from, any City office or employment, or the purchase of any supplies, or discuss directly or indirectly with any candidate for City Manager the matter of appointments to City Offices or employment, or attempt to exact any promises from such candidate relative to any such appointments.

(h) (g) Except for the purpose of inquiry or communications in furtherance of implementing policies and decisions approved by resolution or ordinance of the Council, individual members of Council shall deal with the administrative service for which the Mayor is responsible only through the Mayor, the City Manager, or the Mayor's designees.

(i) (h) Any City official or department head in the administrative service may be summoned to appear before the Council or any committee of the Council to provide information or answer any question.

Section 280: Approval or Veto of Council Actions by Mayor

(a) The Mayor shall have veto power over all resolutions and ordinances passed by Council with the following exceptions:

(1) The Mayor's veto power shall not extend to matters that are exclusively within the purview of Council, such as selection of the Independent Budget Analyst, the selection of a presiding officer, or the establishment of other rules or policies of governance exclusive to the Council and not affecting the administrative service of the City under the control of the Mayor.

(2) The Mayor's veto power shall not extend to those matters where the Council has acted as a quasi-judicial body and where a public hearing was required by law implicating due process rights of individuals affected by the decision and where the Council was required by law to consider evidence at the hearing and to make legal findings based on the evidence presented.

(3) Emergency Ordinances.

(4) The Annual Appropriations Ordinance.

(5) The Salary Ordinance, which instead shall be subject to veto in accordance with the process described in section 290.

(6) The Mayor's veto power shall not extend to the appointment, confirmation, or removal of members of the Audit Committee or the screening committee as provided for in section 39.1, or the City Auditor as provided for in section 39.2.

[subsections (b) - (c) no change in text]



FLOYD MORROW Businessman, Former Councilmember, Attorney

Thirty years ago, after serving as a **Deputy City Attorney**; I was **elected for 12 years by residents of 5th District**. My work in making San Diego one of **America's** <u>finest cities</u> was recognized and applauded. Now, after 25 years of mismanagement, misplaced priorities, neglect, and corruption, <u>finest</u> no longer applies! **When elected**, my **objective** is to replace, repair, and restore! Working together, we will make San Diego **safe**, **affordable**, **green**, **and solvent**!

Floyd Morrow .com (*thank you*)

- U.S.M.C. Korean Veteran,
- Business & Law Degrees, University of Texas
- Married 54 years to Marlene Petersen, 3 adult children and 4 grandchildren
- established the Environmental Trust Fund, financed by a 1% increase in S.D.G.E. franchise fee, which has now generated more than \$500,000,000.00.
- authored <<u>limited campaign contributions</u>> law which was a 1st and described as toughest in the nation.
- worked long and hard creating parks; Mission Bay, Mission Trails, Tecolote Canyon, Wild Animal Park, & thousands of acres of open space.

Lifetime passions: PEACE, JUSTICE, and AFFORDABLE HOUSING: 1970's Chairperson; Nuclear Weapons Freeze Campaign; Peace & Justice Coalition Chair.

Currently, Peace Chair, Mission Valley Rotary; Board, Pacific Rim Peace Parks; Executive Board, S.D. United Nations Association.



JAMES B. HART

Preparing for global warming, and a future of rising fuel costs and possible shortages is serious business. At this critical time a direction towards regional population right sizing compatible with sustainable resources should be taken.

We must have the ethics and courage to sacrifice where we have to for the well being of future generations and more important mother earth and all of the diverse life on it.

We can continue to grow debt and population and rev our economic indicators to high speed. But we are speeding the depletion of resources on onset of wars.

We can instead chose to drive our economy at a pace to last forever. A sustainable pace towards peace and planetary well being.

I propose we agree to a four day work week to save on gas as soon as possible.

Faster conversion to solar energy.

Zero land fill, recycling everything into composite value added products

Population growth limits everywhere.

For more solutions my web site is



JERRY SANDERS Mayor of San Diego

Dear Neighbors:

In the midst of the worst financial crisis in our city's history, you elected me mayor, and I promised to get our city back on track.

Here's some of what's been accomplished:

- Established Five-Year Financial Plan, forcing city hall to address long-ignored problems.
- Instituted tough new financial controls.
- Completed long-delayed budget audits.
- Required a public vote for future employee benefit increases.
- Creating a new pension system to limit taxpayer liability.
- Streamlined city operations, saved over \$50 million annually; eliminated approximately 670 positions.
- Dedicated over \$100 million to deferred maintenance and infrastructure projects an increase of over <u>4,000 percent</u>.
- Targeted 26 city functions for managed competition savings.
- Increased equipment funding 60 percent for Fire Rescue Department; raised pay for police officers to more competitive levels.
- Helped secure over \$1 billion in federal and state funds for transportation, emergency preparedness, and environmental projects.
- Established a financially sound schedule for paying off debt, after lawsuits failed to rollback pension benefits.
- Accomplished all this <u>without raising taxes</u>.

I ask for your vote so I can complete the job and give you a city government you can once more be proud of.



STEVE FRANCIS Businessman

Our City needs a **bold**, **independent Mayor** who will advance the best ideas and values of all San Diegans.

I will take back City Hall from the big developers and special interests.

It's time for *a change*. San Diego needs a leader who will finally put *people first*.

As Mayor, I will:

- End the budget crisis
- Implement a Taxpayer Protection Plan
- Accept \$1 per year in salary
- Not take contributions from special interests
- Enact open government and ethics reform
- Protect taxpayers with pension & fiscal reform
- Prioritize funding for Police & Fire protection
- Repair parks and potholes
- Advance San Diego as an environmental protection leader
- Defend neighborhoods from big developers
- Strengthen our local economy with quality jobs

I created a nurse staffing company with my wife, providing hundreds of thousands of jobs for nurses around the country. As Chairman of Father Joe's Villages, I know the needs of the underserved in our community. I will work hard to restore our quality of life and make a difference.

With your vote, I will be an *independent leader* for every San Diegan.

Steve Francis for Mayor

An Independent Mayor for a Change





ERIC BIDWELL Entrepreneur

I am a native San Diegan and dedicate my life to making the world a better place for everyone.

I want to become mayor in order to **inspire and engage the public** of San Diego to **take control** of our community through democracy rather than allow control by special interest lobbies, and to create a city government that is truly representative of all of its citizens.

I want to increase the use of public transit, expand bicycle lanes, encourage carpooling, and reduce reliance on single occupant passenger vehicles.

I want to **build an emergency website** that will **coordinate efforts** and be a **centralized location to access information** to enable our city to **respond efficiently** to **fires**, **earthquakes**, or **other disasters**.

I want to work to reduce water consumption, recycle wastewater, and build a secure and sustainable water supply.

I want to repair potholes, water lines, and repair and maintain our public infrastructure overall.

I want to work together with the public to build a better future for <u>all of us</u>!



AMY J. LEPINE Consumer Advocate, Civil Litigator

EXPERIENCE

- Consumer Advocate: prosecuted class action for homeowners' restitution
- Former Deputy City Attorney, Member of Pension Strike Force
- Community Activist: ran legal clinic for victims of domestic violence
- Small business owner and operator: create jobs, contribute to economy

EDUCATION

- Juris Doctorate, California Western School of Law, graduated cum laude
- Bachelor of Arts, Journalism. San Diego State University, Latin American minor

EXERCISE PROPER INDEPENDENCE

San Diegans deserve a City Attorney who will be independent, not only in her judgment concerning legislative acts and procedure, but also from improper influence and conflicts of interest. I will be truly independent. I will protect the City Officials by providing sound, timely legal advice.

SAVE TAX DOLLARS

I will prevent loss of tax revenue by identifying areas where the City will incur liability. I will further prevent the misappropriation of earmarked money that results in litigation and liability.

ENCOURAGE PARTICIPATION AND COOPERATION

What we truly lack is not resources, but imagination and cooperation. I will encourage creative thinking and problem-solving. I will facilitate the open dialogue among all parties, the People, and City Hall.





SCOTT PETERS

City Council President Former Coastal Commissioner 15 Years as Environmental Attorney Experience Managing Complex Litigation Married, Two Children

As the first City Council President under our new reform government I am helping bring fiscal sanity back to San Diego.

RESTORING TRUST

I have earned the support of teachers, environmentalists, small and large business leaders and community leaders because I've demonstrated the ability to make change on the issues that matter most – restoring fiscal discipline, creating high-wage jobs, protecting our neighborhoods and safeguarding our quality of life. The San Diego Firefighters and Senators Christine Kehoe and Dede Alpert strongly support my campaign.

RESTORING INTEGRITY

We need a proven manager who brings integrity and professionalism to the City Attorney's office. I will make sure this office serves your interests – not political interests.

PROTECTING COMMUNITIES

A professionally managed office will do a better job safeguarding our families by forcing polluters to clean up our environment and vigorously protecting neighborhoods, seniors, women and all consumers from fraud and abuse.

RETURN PROFESSIONALISM AND INTEGRITY

I brought sound fiscal management back to city government. With your help, I will bring professionalism and integrity to the City Attorney's office.

PLEASE JOIN US AT



MIKE AGUIRRE San Diego City Attorney

SOLELY IN THE PUBLIC INTEREST

- They Want YOU to Pay the \$1.2 Billion Pension Deficit <u>MIKE SAID NO!</u>
- ► They Bungled the City into Owing \$100 Million of YOUR MONEY to a developer <u>MIKE SAID NO. IT WAS REVERSED!</u>
- They Allowed the Dangerous Sunroad Building to Threaten the Safety of OUR Neighborhoods MIKE GOT IT STOPPED!
- They Took Away YOUR Public Parking in Balboa Park <u>MIKE GOT IT BACK!</u>
- ► They Created Phony Financials That Prevented OUR Ability to Issue Bonds <u>MIKE SETTLED THE MESS WITH THE SEC!</u>
- ► Now They Want to Charge US to Park in P.B. and La Jolla. Why? <u>TO PAY OFF THE PENSION SCAMS!</u>

ONLY MIKE AGUIRRE IS FIGHTING FOR US ON THESE ISSUES

MIKE'S CAREER:

- Federal Prosecutor Directed Probe of Pension Racketeering
- Counsel to U.S. Senate Subcommittee on Investigations Led Inquiry into Organized Crime Pension Fraud
- Recovered \$250 Million for Elderly Victims of Pension & Securities Fraud
- Law Degree U.C. Berkeley
- Masters Degree Public Administration Harvard's JFK School of Government
- Certified Fraud Examiner

IT'S YOUR GOVERNMENT ... DON'T GIVE IT BACK!

KEEP REFORM ON TRACK!

RE-ELECT CITY ATTORNEY MIKE AGUIRRE

SD 000-000



BRIAN MAIENSCHEIN

A Record of Accomplishments: Provided leadership to rebuild after two major fires Completed State Route 56 Preserved over 11,000 acres of open space from development

Voted to create Ethics Commission and Committee on Open Government

Established Teen Court

As a business attorney from the private sector, I have the legal background to bring a professional voice to the office, and as a councilman I have worked daily on the city's legal issues.

My experience with law enforcement, lawyers, judges, and our schools led me to establish Teen Court. Working with our students, the program has reduced juvenile crime and turned around countless lives. For this I received the District Attorney's Crime Victims Award.

After two major fires, I brought leadership to deal with them quickly and efficiently. The One Stop Shop I established is held up as a national model.

I will hire attorneys who are qualified to protect taxpayers and provide the City with sound legal advice.

I've worked hard to make sure government acts ethically and openly. I voted to institute an Ethics Commission and the Committee on Open Government for more transparency.

Please visit

I would be honored to have your vote for City Attorney.



JAN GOLDSMITH San Diego Superior Court Judge

Elect an independent, nonpartisan and effective City Attorney who will focus on the law - not politics.

Endorsed by law enforcement leaders District Attorney Bonnie Dumanis and Sheriff Bill Kolender.

EXPERIENCED

- San Diego Superior Court Judge
- Represented San Diego in the State Assembly
- Recipient of Brightest Star for Children award from The California Children's Lobby
- Former Mayor of Poway, a well run city with no pension deficit
- Adjunct law professor at three San Diego law schools
- Owned and managed successful private law firm before turning to public service
- Graduated from University of San Diego Law School with magna cum laude honors
- Married 33 years to Christine with 3 grown children

INDEPENDENT AND NONPARTISAN

- Not a City Hall insider- fresh perspective on problems
- Independent committed to legal decisions based on the law, not politics
- Criminal prosecutions will be aggressive and conducted in the courtroom, not at press conferences
- Will focus on winning trials, not filing expensive frivolous lawsuits
- Opposes tax increases to fix bad decisions made by City Hall.

***Judge Jan Goldsmith will bring sound legal judgment, integrity and dignity to the City Attorney's office.

To learn more about Judge Goldsmith's reform plan, see his 10 Commitments for Change:



MARSHALL MERRIFIELD Security Business Owner

CITY HALL NEEDS REAL FINANCIAL EXPERIENCE

Marshall was a municipal finance specialist on Wall Street. He understands the bond market and knows what it will take to repair San Diego's financial reputation.

Marshall founded and served as CEO of successful companies, including General Lock and Clark Security. He knows how to manage large, complex organizations.

ENSURE ACCOUNTABLITY IN CITY GOVERNMENT

Marshall supports reforms that promote transparency in city decision-making. Politicians shouldn't be allowed to hide controversial decisions behind closed doors. Marshall has experience complying with federal securities regulations.

PROTECT OUR ENVIRONMENT

Marshall is dedicated to preserving our wetlands, beaches and bays from overdevelopment, pollution and urban encroachment. Marshall will require developers to help solve traffic problems <u>before</u> projects are approved.

IT'S ALL ABOUT OUR CHILDREN

Marshall is a parent volunteer for youth sports leagues, a past board member of the local YMCA, and founder of Playground Partners–a non-profit organization that provides safe, constructive recreational opportunities for over 10,000 San Diego children.

Marshall is a Princeton graduate, successful entrepreneur, community activist and parent volunteer. He, his wife Ginny, and their three children live in Carmel Valley.

MARSHALL MERRIFIELD: EXPERIENCE YOU CAN TRUST – TO PROTECT OUR FUTURE.



PHIL THALHEIMER Small Business Owner

I'm Phil Thalheimer - I'm a business and family man, not a politician.

I'm Running to Balance City Hall's Budget and give City Hall a wake-up call: we want money spent on fire, police, parks, and roads – <u>not wasted</u>.

I'll demand a public audit of every department to eliminate waste. I'll demand accountability for every dollar spent.

I'm Running for Ethics Reform and Transparency at City Hall – open meetings, books, and discussions of how they spend money.

I'll stand up to business as usual games played by insiders, Special Interests, and politicians. <u>I</u> can because I'm not one of them.

I'm Running Because I Have a Record of Success.

When extremists tried to tear down the Mt. Soledad Veterans Memorial, I led the campaign to keep it.

When children needed protection from sexual predators, I led the campaign for Jessica's Law ...taking the worst criminals off our streets.

To be blunt: I'm not looking for a political career, I want to balance the budget, clean up City Hall, and remind the politicians they work for us.

I'll always be available and you can always reach me at my personal phone number I'll work for you.



SHERRI S. LIGHTNER, P.E. Small Business Owner Mechanical Engineer

Sherri Lightner is a 45-year resident of San Diego, where she grew up, was educated, married and raised her children. She has actively served in more than a dozen community organizations.

Sherri will give priority to neighborhoods.

San Diegans deserve basic services in their neighborhoods. Sherri will fight to fund community policing efforts, fix our streets, keep our parks and libraries open, and give you a <u>real</u> voice in your neighborhoods.

Sherri will protect our coastline, natural resources and open space.

With Sherri's track record, we know she'll fight to protect our beaches, parks, and open space. As an engineer, she understands complex environmental and technical issues. Sherri is endorsed by Sierra Club and League of Conservation Voters!

Sherri will bring a fiscally responsible background to the Council.

As an experienced business owner, Sherri will initiate and support the sound financial decisions we desperately need to speed our City's recovery.

Sherri has a history of serving our community.

- Board member and officer of numerous community groups for land use, planning, traffic, and historic preservation.
- YMCA fundraiser, Girl Scout leader, Kiwanis member, soccer team Mom.

Vote Sherri Lightner for City Council



PAUL BROADWAY

Paul is a US Navy veteran and proud member of VFW Post # 7420, a homeowner who has lived in San Diego for twenty-five years. He served as a federal public safety officer and currently makes his living as a factory mechanic, but is best known as the owner-operator, with wife Marcia, of the popular and well-regarded San Diego landmark, Sparky's.

Paul accepts no monetary contributions, and pledges to serve one term only.

He asks for your vote to effect fundamental change in a City Hall that tolerated corruption and dangerously misplaced priorities.

Public service is a duty, not a career. We have enough career politicians. We as a community need to get things done. We need and deserve a city that works for us.

Paul's core issues:

- Compliance with all federal, state, and local laws
- An A credit rating
- Water policy that makes sense
- Justice in the pension fund scandal
- Our city as a center for green business

PARTICIPATE!



TODD GLORIA Congressional District Director

The only candidate supported by <u>BOTH</u> Police and Fire!

Endorsed by:

San Diego City Firefighters San Diego Police Officers Association League of Conservation Voters Latino American Political Association Congresswoman Susan Davis

Todd Gloria is a third generation, native San Diegan whose heritage is a mix of American Indian, Filipino, Latino, and Dutch ancestry. He will serve ALL communities of District 3. Todd has spent his lifetime volunteering and working in our neighborhoods.

Todd will:

• **Improve Public Safety**. Todd will fight to bring back Community Relations Officers to reduce crime and make improvements firefighters need to protect us.

"Todd believes we deserve to feel safe in our neighborhoods. Firefighters support Todd because he's the best qualified to improve public safety."

Chet Bertell, San Diego City Firefighters

- Focus on Neighborhood Needs. Todd will put our tax dollars where we need them most--fixing street lights and pot holes, continuing utility undergrounding, improving infrastructure, and keeping libraries and parks open.
- Use his Experience to Solve the Financial Crisis. Todd helps oversee a \$224,000,000 affordable housing budget. He has the financial experience to put San Diego on the right track.

Join Firefighters, Police and Environmentalists. Vote Todd Gloria on June 3rd!

CS-0730-2



JAMES HARTLINE

Publisher

Seven years ago I began a journey to clean up many catastrophic problems plaguing District 3. I found that parents, children and seniors had become victims in District 3, the result of horrific mismanagement of our community's valuable governmental resources. From an illegal pornographic business located directly across from a Hillcrest elementary school to an invasion of unwanted redevelopers throughout the District, I have seen how our district's hardworking taxpayers and families have been put into overwhelmingly unjust predicaments. For the past seven years, I have stood up for the most vulnerable citizens in our District. Despite repeated attempts by powerful special interests to stop my efforts to clean up District 3, I have refused to clean up our district. I will continue my stand at city hall for all of our District 3 citizens. As your councilman in District 3, I confidently declare to you that the day of corruption and backroom deals is over. I vow to honor District 3 with decisions based upon integrity, truthfulness and complete honesty.

James Hartline





STEPHEN WHITBURN Community Health Educator

"Stephen Whitburn has the integrity we need at City Hall and the experience to get things done." -- Councilmember Donna Frye

Restore Integrity to City Hall

City Hall should be working for people, not developers and lobbyists. Stephen will fight for open, honest government and to stop backroom deals. Neighborhoods should be more involved in reviewing developments and city budgets.

Keep Our Streets Safe

Stephen supports more funding for police and firefighters to achieve two police officers per thousand residents and fire response times under five minutes.

Protect Our Quality of Life

Stephen will redirect tax dollars to repair streets and sidewalks and create neighborhood parks. He will protect small businesses that keep neighborhoods strong.

Endorsed by:

Congressman Bob Filner Councilmember Donna Frye Former State Senator Lucy Killea Democracy for America - San Diego Progressive Majority San Diego - Imperial Counties Labor Council San Diego Unity League Sierra Club

Stephen serves on the North Park Planning Committee. A journalist for 18 years, he now works for a community health non-profit.

"Stephen Whitburn will be an independent voice and stand up to special interests to protect neighborhoods." -- Congressman Bob Filner



JOHN HARTLEY Former City Councilman

Co-Chair, Partners for Safe Neighborhoods Neighborhoods for Clean Elections

Endorsed: San Diego Police Officers Association Sierra Club.

Neighborhoods are being neglected. Police patrols cut! Streets/sidewalks in disrepair! Megadevelopments shoved into quiet neighborhoods! Sweetheart deals and special interest giveaways drain the city treasury.

John Hartley.

Walking door-to-door. Fighting for Our neighborhoods.

Together, we can change the city's priorities and turn San Diego around. When I was on the Council, I always put neighborhoods first.

The Experience We Need. John Hartley has given 25+ years of Community Service.

- President, El Cajon Boulevard Association
- Sierra Club Volunteer of the Year
- Founded two Mid-City Business Improvement Districts
- Saved Famosa Slough wetlands
- Led District Elections campaign
- City Councilmember, 1989-1993
 - Citizens Patrols, Neighborhood Watch, Graffiti Removal, Prostitution Task Force, Police Satellite Offices
 - Established: Human Relations Commission, Alcohol Ban in parks, Human Dignity Ordinance
 - Funded: Mid-City for Youth, Gang Intervention, LGBT Community Center, North Park Library expansion
 - Created: Office of Neighborhoods, Mid-City Development Corporation, Planning Committees throughout Mid-City
- Partners for Safe Neighborhoods: <u>Organized 30+ Neighborhood Watch groups</u>.
- Neighborhoods for Clean Elections
- President, Kensington/Normal Heights Friends of the Library
- Organized rallies demanding more police

John Hartley Safe Streets. Strong Neighborhoods.



ROBERT E. LEE for District 3, Fresh. New. Change.

Have you had enough of the scandal and incompetence at San Diego City Hall? I say, Enough is enough!, and that's why I'm running for City Council, District 3. I'm proud to be an outsider who will stand up to the special interests that are corrupting City Hall and leave us, the people, holding the bag and footing the bill.

My 3 and 3 plan for change includes:

In District 3:

- <u>Crime prevention</u>. Increase the Police presence in District 3, prosecute offenders to the full extent of the law, and support Neighborhood Watch groups.
- <u>Transportation and mobility improvements</u>. Improve mass transit, including Bus Rapid Transit, and upgrade our streets.
- <u>Support economic and small business development</u>, so we can shop in our neighborhoods.

Citywide:

- <u>Pension and fiscal reform</u>. We simply cannot pay for needed programs and improvements until we get our City finances in order.
- Infrastructure repair and upgrade.
- <u>Public Safety Police and Fire retention and upgrade</u>. Retain and increase our Police and Fire professionals, and bring equipment and facilities up to standard.

If you're tired of business as usual, please vote for Robert E. Lee for District 3!

Thank you.





CARL DEMAIO Small Businessman/ Government Watchdog

We need a WATCHDOG to CLEAN UP CITY HALL.

Carl DeMaio: A Record of Reform

Business owner Carl DeMaio is a government watchdog who helped expose the financial crisis at City Hall. He spent much of his life working to reform local governments: helping cut government waste and improve services.

Carl DeMaio: Integrity and Honesty

Carl helped alert the public on how politicians have squandered our hard earned money. Carl has the courage to stand up to special interests — on the council he'll serve as the taxpayer's watchdog.

Carl DeMaio: Solutions to the City's Problems

- <u>Solve the Financial Crisis</u>: Balance the budget and pay down city debt.
- Fix our Roads and Water System: Make sure infrastructure funds are used properly.
- Improve Neighborhood Services: Focus city government on core services and public safety.
- Restore Ethics and Transparency at every level of city government.

Carl DeMaio: Our Community Choice

The Howard Jarvis Taxpayers' Association and Sheriff Bill Kolender have endorsed Carl DeMaio ... along with over 1,000 of our neighbors!

Together, we can hold City Hall accountable . . . we can fight for real change. I hope you will join me. -- Carl DeMaio, Government Watchdog



GEORGE GEORGE Business Owner

George George is a former fire chief with more than 30 years' experience serving the communities of District 5.

George will protect our neighborhoods.

- Make fire, police and emergency services a top priority. We must be better- prepared for disasters like the 2003 and 2007 fires.
- Ensure that we consistently fund streets, water, sewer and other infrastructure needs.
- Develop a better plan for managing traffic problems.
- Provide more transportation alternatives, especially for our older residents.

George is endorsed by San Diego City Firefighters.

George will ensure that our tax investment in the City is wisely managed.

- Proven track record managing more than 1,000 employees and balancing multi-million dollar budgets.
- Work to build up city reserves and stop balancing budget with one time funding.

George is a vital member of our community.

- 45-year Rancho Bernardo resident.
- Raised four children in our community with wife, Jo Ann.
- Attends St. Michael's Church.
- Was active in Pop Warner football, Little League, soccer and softball.
- Small business owner who gives part of profits to charity.
- Member of SD North Chamber of Commerce

Vote George George for City Council on June 3rd.

CS-0750-2



DAVID TOS

Military Veteran/Active Police Officer Community Mobilizer and Conflict Resolution Specialist

Who can you trust to serve you best? It's the answer to this simple question that distinguishes my candidacy. As a Navy veteran and active military reservist, I swore to uphold the Constitution. As a police officer, I'm sworn to serve and protect and have the civic trust to limit citizens' civil rights. Throughout my career, I've put my life on the line to serve. I've responded to the responsibility entrusted to me with integrity and distinction. Once seated, I will continue my life's work by ...

- Ensuring accountability to the district, citizens, and city by establishing collaborative partnerships with local municipalities and civic organizations.
- Holding quarterly meetings with and publishing quarterly disbursement reports to community groups.
- Re-aligning code enforcement.
- Mobilizing the community to deal with quality of life issues.
- Enforcing landlord accountability.
- Ensuring proper TOT tax allotment to eligible groups and disbursement of taxes to city divisions.
- Soliciting new businesses, particularly to El Cajon Boulevard, that serve community needs.
- Improving recycling.
- Ensuring fair housing for veterans.
- Ensuring the completion of the Miramar cemetery.
- Remedying the CDBG grant program.
- Facilitating an honest understanding of the pension debacle.



BILL DANIEL

I am Bill Daniel and am running for city council because I am quite dissatisfied with city government. A public school teacher for 24 years, I lived in the North Park area for 50 years until my mother went into a rest home. I have lived in the College Area for over a year now. I am single and have always been active in Sunday School in any church I have been a part of. I have been involved in San Diego elections for several years. Since living in the College Area, I have been involved in the Rolando Community Council.

While others debate infrastructure and libraries, I want to focus my campaign on the fundamental issues that have plagued City Hall for years. Without moral and ethical change there is no guarantee that any person elected to represent us will be able to resist the voices that clamor for their time and attention. I advocate open city council meetings at 7:00 in the evening and telling developers, unions, the gay lobby, and lawyers, if they want to address the city council they can do it at the regular meetings behind all other citizens.



APRIL BOLING Certified Public Accountant / Businesswoman

Solve San Diego's Financial Crisis...Send a Certified Public Accountant to City Hall.

April Boling: Balancing the Budget

April is a no-nonsense CPA with <u>real world</u> experience City Hall needs to troubleshoot the budget line by line.

"As President of San Diego County Taxpayers Association, Boling exposed waste at City Hall and demanded reform." -Marcia Fritz, Vice President, California Foundation for Fiscal Responsibility

April Boling: Exposing and Fixing the Pension Crisis

April opposes the outrageous DROP program, which made us pay for the retirement of the million dollar bureaucrats.

"An independent voice on San Diego's Pension Reform Committee, April helped expose the pension crisis."

-Scott Barnett,

April Boling: Demanding Transparency at City Hall

April is on record demanding laws that allow the public to see every dollar spent by politicians and special interests.

I'm a CPA, not a politician. Like you, I'm tired and angry that elected officials aren't getting the job done. As your councilwoman, I'll open the books and expose the back room deals. I will demand change and fight for the world class public safety, parks and roads we deserve and pay for. - April Boling, CPA

CS-0770-3



MARTI EMERALD

San Diego's Trouble Shooter and Former Channel 10News Consumer Advocate

For 20+ years, **Trouble Shooter Marti Emerald** has exposed corrupt officials and scam artists who prey on the elderly, <u>protecting consumers and saving taxpayers millions</u>.

Trouble Shooter Marti Emerald has earned <u>13 Emmys</u>, <u>4 Golden Mikes</u>, and awards from the <u>District Attorneys Association</u> and the <u>National Press Club</u>.

San Diego is a troubled city. Send the Trouble Shooter downtown to clean up City Hall.

- No more sweetheart deals for lobbyists and big campaign contributors.
- Reform city budget process.
- Establish an Independent City Auditor.
- Audit every city department to eliminate waste and inefficiency.
- Limit growth at San Diego State and promote satellite campuses.
- Protect seniors/consumers with a strong Consumer Protection Unit.
- More Police on our streets. More Firefighters to protect us.

I stand for open and honest government. No secret deals with lobbyists, developers or contributors. My calendar will be public – who I meet with and what we discuss – and I will fight to open the calendars at City Hall.

San Diego Police Officers Association San Diego City Fire Fighters Sierra Club thousands of our neighbors all support

Marti Emerald Trouble Shooter for City Council.