

**PROPOSED CITY CLERK RESPONSES TO THE GRAND JURY REPORT
“CITY OF SAN DIEGO 2010 REDISTRICTING COMMISSION”**

Per the City Attorney’s Report to the Audit Committee dated June 11, 2010, California Penal Code section 993(c) requires that the “governing body of the agency” comment on matters “under control of the governing body.” The “governing body” of the City of San Diego is the City Council. Thus, the City Clerk does not have the authority under California Penal Code section 993(c) to respond directly and independently to the Grand Jury on the City’s behalf.

In addition, the recommendations that were directed to the City Clerk were also directed to the Mayor, who will be responding separately.

RECOMMENDATIONS:

12-54: Establish a process in anticipation of the 2020 Redistricting Commission that would begin recruitment of a candidate pool for the Redistricting Commission Chief of Staff 90 days prior to selection of the appointing authority.

Response: This recommendation requires further analysis by a future Redistricting Commission, consistent with the San Diego City Charter section 5.1 which states, “The Commission shall elect a chair and a vice chair and shall employ a chief of staff, who shall serve at the Commission’s pleasure, exempt from Civil Service, and shall contract for needed staff, technical consultants and services, using existing City staff to the extent possible.”

Thus, decisions about a chief of staff are to be made solely by the Commission, and not by other City officials.

12-55: Establish a process in anticipation of the 2020 Redistricting Commission that would ensure an appropriately equipped office suite and staff are available at the time of the 2020 Redistricting Commissioner selection.

Response: This recommendation requires further analysis of office space and staff resources by a future administration.

12-56: Establish a process in anticipation of the 2020 Redistricting Commission that would ensure a candidate pool of outside consultants is available for selection by the Redistricting Commission.

Response: This recommendation requires further analysis by a future Redistricting Commission, consistent with the San Diego City Charter section 5.1 which states, “The Commission shall elect a chair and a vice chair and shall employ a chief of staff, who shall serve at the Commission’s pleasure, exempt from Civil Service, and shall contract for needed staff, technical consultants and services, using existing City staff to the extent possible.”

Thus, decisions about technical consultants are to be made solely by the Commission, and not by other City officials.

12-57: *Assign the Redistricting Commission Chief of Staff as liaison between the City staff and services and the Redistricting Commission.*

Response: This recommendation requires further analysis by a future administration in collaboration with a future Redistricting Commission.