

RULES AND REGULATIONS OF THE CITY SELECTION COMMITTEE OF THE COUNTY OF SAN DIEGO

Section 1. Authority

Statutes 1973, Chapter 43 amending Sections 50270 et seq. of the Government Code relating to establishment and organization of City Selection Committees. At that time Section 50275 of the Government Code was amended to read as follows:

"In order to carry out the provisions and purposes of this article, a city selection committee shall formulate and adopt rules and regulations to govern the conduct of their meetings and the selection of city representatives. Such rules and regulations shall include, but not be limited to, the term of office of the chairman and vice chairman of the city selection committee, such term to be not less than one year nor more than four years, the time and place of the committee's regular meetings, a procedure for nominating and selecting city representatives, and the manner in which voting by the city selection committee shall be conducted."

These rules and regulations are adopted pursuant to Section 50275 of the Government Code.

Section 2. Term of Office of the Chairperson and Vice Chairperson

The term of office of the Chairperson and Vice Chairperson of the City Selection Committee shall be not less than one year nor more than four years. The Chairperson and Vice Chairperson shall hold office during the term for which they are elected and until their successors have been appointed and qualified. In case of a vacancy in the Chairpersonship or Vice Chairpersonship the same shall be filled at the next occurring regular or special meeting of the City Selection Committee. In case of a vacancy in the Chairpersonship of the City Selection Committee, the Vice Chairperson shall act as Chairperson and shall have all the powers of the Chairperson.

Section 3. Meetings

The City Selection Committee shall meet annually on the second Monday of October in each year. Said meeting will be held at 11:00 in the morning in the conference room of the Clerk of the Board of Supervisors of the County of San Diego, Room 402, 1600 Pacific Highway, San Diego, California or at a duly noticed location designated by the Chairperson. In addition to the regular meetings of the City Selection Committee, special meetings may be called at a time and place designated by the Chairperson pursuant to Section 50277 of the Government Code. Notice of regular and special meetings shall be given by the Secretary of the Committee pursuant to Section 50278 of the Government Code. All meetings including without limitation regular, adjourned regular and special meetings shall be called, noticed and held and conducted in accordance with the provisions of the Ralph M. Brown Act (commencing with §54950 of the Government Code of the State of California).

Section 4. Nomination and Selection of City Representatives to Local Agency Formation Commission (LAFCO) City Offices

A. Purpose and Scope

Notwithstanding any other procedure for the appointment of a city representative to the office of an agency ("City Office"), appointment of a city representative to a City Office on the San Diego Local Agency Formation Commission ("LAFCO"), by the City Selection Committee pursuant to any statutes authorizing the City Selection Committee to make such appointment shall be made pursuant to this rule. The purpose of this rule is to encourage the rotation on City representation of this very important Commission among the various sections of the County.

B. Definitions and References

LAFCO rules and regulations permit the City Selection Committee to designate a person from among the Mayors or Mayor's Designee of participating cities ("Representative") to fill three designated offices on the LAFCO Board ("LAFCO City Offices"), two (2) of which LAFCO City Offices shall be entitled to vote, if present, ("Regular LAFCO City Office") and one (1) of which shall be entitled to vote in the absence of the person assigned to a Regular LAFCO City Office ("Alternative LAFCO City Office").

The City Selection Committee desires that the two Regular LAFCO City Offices and the Alternate LAFCO City Office rotate between the cities of four Sub-regions of the County: North Coastal, North Inland, East and South--on a regular basis.

The North Coastal shall consist of the cities of Carlsbad, Del Mar, Encinitas, Oceanside and Solana Beach.

The North Inland shall consist of the cities of Escondido, Poway, San Marcos and Vista.

The East County shall consist of the cities of El Cajon, La Mesa, Lemon Grove and Santee.

The South County shall consist of the cities of Chula Vista, Coronado, National City and Imperial Beach.

C. Term of LAFCO City Office

Each of the three (3) LAFCO City Offices shall be for a term of four (4) years.

D. Rotation of Nomination Rights: Assignment to Subregions.

1. Rotation

The City Selection Committee shall rotate two regular positions and one alternate position among the four sub-regions. After serving two years as an alternate, a sub-region then rotates into the two regular positions for a total of four years. After that time, the sub-region is removed from the rotation for two years and then rejoins the rotation again as an alternate.

Year	Regular	Regular	Alternate	Off
May 2003	East	South	North Inland	North Coastal
May 2004	East	South	North Inland	North Coastal
May 2005	South	North Inland	North Coastal	East
May 2006	South	North Inland	North Coastal	East
May 2007	North Inland	North Coastal	East	South
May 2008	North Inland	North Coastal	East	South
May 2009	North Coastal	East	South	North Inland
May 2010	North Coastal	East	South	North Inland
May 2011	East	South	North Inland	North Coastal
May 2012	East	South	North Inland	North Coastal
May 2013	South	North Inland	North Coastal	East
May 2014	South	North Inland	North Coastal	East
May 2015	North Inland	North Coastal	East	South
May 2016	North Inland	North Coastal	East	South
May 2017	North Coastal	East	South	North Inland
May 2018	North Coastal	East	South	North Inland
May 2019	East	South	North Inland	North Coastal
May 2020	East	South	North Inland	North Coastal

Year	Regular	Regular	Alternate	Off
May 2021	South	North Inland	North Coastal	East
May 2022	South	North Inland	North Coastal	East
May 2023	North Inland	North Coastal	East	South
May 2024	North Inland	North Coastal	East	South
May 2025	North Coastal	East	South	North Inland
May 2026	North Coastal	East	South	North Inland
May 2027	East	South	North Inland	North Coastal
May 2028	East	South	North Inland	North Coastal
May 2029	South	North Inland	North Coastal	East
May 2030	South	North Inland	North Coastal	East
May 2031	North Inland	North Coastal	East	South
May 2032	North Inland	North Coastal	East	South

2. Subregion Nomination Process Rules

Each Mayor from the respective sub-region can nominate an individual to the Committee. The respective Sub-region can submit one nomination to the Committee with the understanding that there had been some dialogue and consideration for the nomination.

3. Committee Ratification

All nominations by a Sub-region must be ratified by majority vote of the Committee of the Whole, and upon ratification shall be deemed to be the appointee of the City Selection Committee to the designated LAFCO City Office.

E. Filling Vacancy During Term

Upon occurrence of a vacancy in a City Office on the LAFCO Board ("LAFCO City Office") during the term of any LAFCO City Officer, regardless of cause (disqualification of existing incumbent due to loss of office, death or disability, etc.), the vacancy shall be filled for the unexpired remaining term.

1. Vacancy in First 3½ Years of Nominal Term

If the vacancy occurs within the first 3½ years of the Nominal Term, the vacant LAFCO City Office shall be filled by the nomination of a replacement LAFCO City Officer from the Sub-region which elected the original LAFCO City Officer. Said nomination shall be ratified by the majority vote of the Committee of the Whole. Upon ratification, said nominee shall serve for the unexpired portion of said Nominal Term.

2. Vacancy in 6 months of Normal Expiration

If the vacancy occurs within 6 months of the normal expiration of the Nominal Term, the Vacant LAFCO City Office shall be filled by the nomination of a replacement LAFCO City Officer from the next rotating sub-region. Said nomination shall be ratified by the Committee of the Whole. Upon ratification, said nominee shall serve for the remaining unexpired portion of that Nominal Term plus the next full Nominal Term.

Section 4.5. Nomination and Selection of Members of the San Diego County Air Pollution Control District Governing Board

A. Purpose and Scope

Notwithstanding any other procedure for the appointment of a city representative to the office of an agency ("City Office"), appointment of a city representative to the San Diego County Air Pollution Control District governing board ("APCD Board") by the City Selection Committee pursuant to any statutes authorizing the City Selection Committee to make such appointment shall be made pursuant to this rule.

B. Definitions and References

1. California Health and Safety Code section 40100.6(a)(3)(A) provides that five members of the APCD Board shall be selected as follows, "One city council member from each of the five supervisorial districts. Those five members shall be selected by city selection committees representing the cities of that supervisorial district." California Health and Safety Code Section 40100.6(a)(3)(B) provides that, "A city shall not have more than two members."

2. The following subcommittees of the City Selection Committee shall nominate and select members of the APCD Governing Board:

The Supervisorial District 1 city selection subcommittee shall consist of the cities of Chula Vista, Imperial Beach, National City, and San Diego.

The Supervisorial District 2 city selection subcommittee shall consist of the cities of El Cajon, Poway, San Diego, and Santee.

The Supervisorial District 3 city selection subcommittee shall consist of the cities of Carlsbad, Coronado, Del Mar, Encinitas, San Diego, and Solana Beach.

The Supervisorial District 4 city selection subcommittee shall consist of the cities of La Mesa, Lemon Grove, and San Diego.

The Supervisorial District 5 city selection subcommittee shall consist of the cities of Escondido, Oceanside, San Marcos, and Vista.

C. Term of APCD Board Office

Each of the five APCD Board members shall serve for a term of four (4) years, and until that member's successor is appointed. Notwithstanding, if the APCD Board member ceases to be a city council member, the City Selection Committee shall meet to select a new member in accordance with the process specified in this section.

D. Criteria for Member Selection

1. California Health and Safety Code section 40100.6(b) provides that, "All members shall be appointed on the basis of their demonstrated interest and proven ability in the field of air pollution control and their understanding of the needs of the general public in connection with the air pollution problems of the San Diego Air Basin."

2. California Health and Safety Code section 40100.6(c) provides that, "All members shall reside within the boundaries of the San Diego County Air Pollution Control District." The boundaries of the San Diego County Air Pollution Control District are contiguous with the boundaries of the County of San Diego.

E. Nomination and Selection of APCD Board Members

The process for nomination and selection of APCD Board members shall proceed according to sections 5 and 6 of these rules, except that only those members of the city selection subcommittees specified in Section 4.5(B) may nominate and vote upon the nominations for APCD Board members to be appointed from their respective supervisorial district.

In the event of two consecutive tie votes within a city selection subcommittee, the City Selection Committee members that are present at the meeting shall vote to resolve the tie and select the APCD Board member in accordance with Section 5.C. or 6.C.

Section 5. Nomination and Selection of City Representatives to Non-LAFCO City Offices Which Are Vacant at Time Selection is Made

A. Appointment of a City Representative to the office of an agency ("City Office"),

other than the San Diego Local Agency Formation Commission ("LAFCO"), by the City Selection Committee pursuant to any statutes authorizing the City Selection Committee to make such appointment shall be made pursuant to this rule if the City Office is vacant at the time the selection is made.

B. Except in the case of an appointment to a City Office on LAFCO (which is governed by Rule 4), any member of the City Selection Committee is entitled to nominate any eligible person for the vacant City Office position. Nominations need not be seconded. After allowing a reasonable time for nominations to be made, the Chairperson shall inquire if there are further nominations and if there is no response the Chairperson shall declare the nominations closed without a motion to that effect. After nominations have been closed but before the election has been held, the nominations may be opened upon motion by a majority vote of the members present and voting.

C. When the nominations are completed the Chairperson shall call for the election for the vacant position to be filled by the City Selection Committee. The election shall take place by voice vote. A candidate who receives a majority of the votes cast shall be declared elected to the vacant position. If no candidate receives a majority vote for a vacant position the Chairperson shall immediately conduct a run-off election between the two candidates receiving the largest plurality of votes. The candidate in the run-off election who receives the majority of votes cast shall be declared elected. An election takes effect immediately if the candidate is present and does not decline or if the candidate is absent and has consented to their candidacy and a notice of such consent has been filed in writing with the Chairperson prior to the election. If the candidate is absent and has not filed such a notice of consent, the election will take effect when the candidate is notified of the election provided that they do not decline immediately. If the elected candidate declines to accept the position, the process of nomination and election shall be repeated at the earliest practical time.

Section 6. Nomination and Selection of City Representatives to Non-LAFCO City Offices Which Are Not Vacant at Time Selection is Made

A. Except in the case of an appointment to a City Office on LAFCO (which is governed by Rule 4), appointment of City Representatives by the City Selection Committee shall be made pursuant to this rule rather than Rule 5 if the position to which the appointment is to be made is not vacant at the time that the City Representative is nominated and selected.

B. Nominations shall be made, closed and opened in the manner provided in Rule 5B hereof.

C. Election for the position shall be held and such election shall take effect in the manner provided in Rule 5C hereof, provided however that if the position for which the election is held is not vacant at the time of the election, the term of office of the City Representative-Elect shall not commence until the term of office of the incumbent City Representative has expired or the position is otherwise vacated.

Section 7. Voting

The City Selection Committee shall vote on matters before it by voice vote. As to each motion made and duly seconded each member may vote "Aye" or "No" or may abstain from voting. The Chair shall declare whether the motion is carried or lost. Any motion made and duly seconded in the City Selection Committee shall be carried by a majority vote. A majority vote is a majority of the votes cast ignoring abstentions.

**Adopted 4/17/74 by Committee
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