

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

Division 00

§26.06 Small Business Advisory Board

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

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

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

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

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

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

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

(Amended 1-28-2002 by O-19028 N.S.)

(Amended 10-18-2010 by O-19997 N.S.; effective 11-17-2010.)

§26.13 Commission on The Status of Women

(a) Purpose and Intent

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

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

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

(c) Duties and Functions

The Commission shall:

- (1) Maintain an active liaison with citizens groups interested in the problems facing women.
- (2) Find new ways of promoting awareness of the changing life patterns, opportunities and responsibilities of women today.
- (3) Investigate problems and recommend programs which will provide women in the San Diego area a greater opportunity and ability to pursue alternative life styles without discrimination. Such programs may include but shall not be limited to:
 - (A) The establishment and expansion of child care services.
 - (B) Discrimination against single, divorced and widowed women when applying for credit.
 - (C) Scarcity of adequate housing, especially for the divorced woman with children.
 - (D) Discrimination based on marital status, which should not be a proper concern for most employers, potential creditors, landlords, etc.
 - (E) Programs to retrain women who wish to pursue new careers.
 - (F) Special problems of safety for women who live alone.
 - (G) Special problems of the elderly woman living alone.
 - (H) Determine availability of assistance to the mother raising children alone in dealing with problems of drugs, delinquency, etc.
- (4) Advise the Mayor and Council of the needs and problems of the women in the San Diego area.
- (5) Suggest to the Mayor and Council methods through which any existing inequities in pay and job opportunities between men and women can be alleviated.
- (6) Perform other studies and surveys on the status of women as may be specifically requested by the Mayor and Council and provide information and advice thereon.

- (7) Submit an annual report to the Council at the end of each fiscal year.
(Amended 11-4-1991 by O-17705 N.S.)

§26.16 Citizens Equal Opportunity Commission

- (a) Purpose and Intent.

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

- (b) Citizens Equal Opportunity Commission Established

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

- (c) Duties and Functions

The Board shall:

- (1) Monitor and/or evaluate the Equal Opportunity Program of the City as it exists and as it may be amended from time to time by the City Council.

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

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

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

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

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

§26.22 International Affairs Board

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

- (c) During March of each year, the Mayor may designate one of the nine appointed members referenced in section (b) as Chair; however, in the absence of such designation, the Board shall, on or after April 15, select a Chair from among the nine appointed members referenced in section (b).
 - (d) Eight members of the Board shall represent civic organizations with international affairs involvement or expertise, and organizations may recommend for appointment such representatives, who would be considered for appointment by the Mayor and confirmation by the Council. Initially, four of the members shall be appointed to two-year terms, and four of the members shall be appointed to one-year terms, in order to stagger the civic organization member terms. After these initial terms, such representatives shall serve two-year terms. The members may serve a maximum of four consecutive terms, and shall serve until his or her successor is duly appointed and qualified.
 - (e) Nine members will constitute a quorum of the 17-member Board. The Board may adopt rules consistent with the law for its procedures.
 - (f) All officers and independent department heads of the City shall cooperate with the Board and render all reasonable assistance to it.
- (Amended 4-21-1970 by O-10273 N.S.)*
(Amended 7-5-2012 by O-20179 N.S.; effective 8-4-2012.)
(Amended 5-22-2018 by O-20930 N.S.; effective 6-21-2018.)

§26.23 International Affairs Board — Powers and Duties

The Board shall:

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

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

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

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

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

§26.30 Parks and Recreation Advisory Boards

- (a) Parks and Recreation Board

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

- (1) There is hereby created a Parks and Recreation Board consisting of eleven (11) members who shall serve without compensation.

(A) Each of the members of the Parks and Recreation Board shall possess expertise, or demonstrated experience or knowledge, in one or more of the following areas: auditing, finance or municipal finance, general business, planning, biology or environmental science, resource management or protection, wildlife management or protection, construction management, recreation management or planning.

(B) The members shall be appointed by the Mayor, based on nominations from Councilmembers, and confirmed by the Council.

(C) The members shall serve two (2) year terms and each member shall serve until his successor is duly appointed and qualified. The members shall be appointed in such a manner that the terms of not more than six (6) members shall expire in any year. The expiration date shall be March 1.

- (D) During March of each year, the Mayor may designate one (1) member as Chairman; however, in the absence of such designation, the Board shall, on or after April 15, select from among their members a Chairman.
 - (E) The Parks and Recreation Director shall serve as Secretary to the Board.
- (2) The Board may adopt such rules, regulations and organizational structure for the conduct of its business as it may deem necessary.
- (3) The Chair, with the advice of the Board, shall appoint standing and ad hoc committees concerned with specific problems or areas of interest to the Board. The committees shall be composed of Board members, augmented by other representative citizens appointed by the Board Chair. The Board Chair shall appoint board members as Chair and Vice-Chair of each such committee.
- (4) There shall be a standing committee whose purpose it shall be to give advice relative to the maintenance of the San Diego - La Jolla Underwater Park as a marine life reserve to the end that the total environment, geological, biological, and botanical, of said park be preserved and protected. Said committee shall render such advice as to the management, operation and necessary restrictions on the use of the park as may be required. The advisory committee shall consist of nine (9) members, one of which shall be a representative of the general public, and the others representing pertinent City, State, and Federal government and recreation interests.

Members shall be representatives of the University of California-Scripps Institution of Oceanography; the U.S. Fish and Wildlife Service; State of California Department of Fish and Wildlife; San Diego Council of Divers; San Diego sport fishing interests; one geologist; one marine biologist; and two members at large. Members shall be appointed by the Mayor with the consent of the Council.

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

(b) **Balboa Park Committee**

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

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

The members shall serve two year staggered terms for a maximum of eight consecutive years. An interval of four years must pass before a person who has served eight consecutive years can be reappointed.

The expiration date for all terms shall be March 1. Each member shall serve until his or her successor is duly appointed and qualified. The Committee shall adopt rules consistent with the law for the government of its business and procedures.

(c) Mission Bay Park Committee

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

- (1) Each of the members of the Mission Bay Park Committee shall possess expertise, or demonstrated experience or knowledge, in one or more of the following areas: auditing, finance or municipal finance, general business, planning, biology or environmental science, resource management or protection, wildlife management or protection, construction management, recreation management or planning.
- (2) The Mission Bay Park Committee shall consist of eleven members, who shall serve without compensation.
- (3) The members shall be appointed by the Mayor and confirmed by the City Council, subject to the following conditions:
 - (A) The Mayor shall appoint three members from nominations submitted by the Councilmember representing the Council District that contains the largest geographic area of Mission Bay Park, and three members from nominations submitted by the Councilmember representing the Council District that contains the next largest area of Mission Bay Park, or if none, the Council District located in closest proximity to Mission Bay Park;
 - (B) The Mayor shall appoint three at large members;

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

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

- (1) The Municipal Golf Committee shall consist of eleven members, who shall serve without compensation. The members shall be appointed by the Mayor and confirmed by the City Council, subject to the following conditions:
- (A) One member shall have expertise in accounting or financial management;

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

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

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

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

(Retitled from “Park and Recreation Advisory Boards” to “Parks and Recreation Advisory Boards” and amended 12-14-2022 by O-21580 N.S.; effective 1-13-2023.)

§26.31 Parks and Recreation Board — Powers and Duties

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

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

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

(Retitled from “Park and Recreation Board — Powers and Duties” to “Parks and Recreation Board — Powers and Duties” and amended 12-14-2022 by O-21580 N.S.; effective 1-13-2023.)

§26.34 Accessibility Advisory Board

- (a) Purpose and Intent

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

- (b) Accessibility Advisory Board Established

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

(c) Qualification of Members

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

(d) Terms

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

(e) Rules

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

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

§26.35 Duties and Functions

The Accessibility Advisory Board will:

- (1)** Advise the Mayor and Council on policies and issues relating to accessibility.
- (2)** Advise the Mayor and Council regarding City compliance with federal, state, and local disability and access codes, rules, regulations, and laws.

- (3) Make recommendations to the Mayor and Council for improving communications between the disabled community and City government.
- (4) Perform accessibility studies and surveys as requested by the Mayor or Council.
- (5) Provide an annual report to the Mayor and Council detailing the activities and recommendations of the Board.

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

§26.38 Mobility Board

(a) Purpose and Intent

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

(b) Mobility Board Established

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

(c) Qualification of Members

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

(d) Terms

- (1) Members shall serve two-year terms, and each member shall serve until a successor is duly appointed and confirmed. Members are limited to a maximum of eight consecutive years. Appointments shall be made in such a manner that the terms of not more than seven members shall expire in any year.
- (2) Initial members shall be appointed in such a manner as to allow the terms to be staggered. For the initial appointments, six members shall be appointed to an initial term that will expire in 2020, and seven members shall be appointed to an initial term that will expire in 2021. Initial appointments that are less than the full term of two years shall not have the initial term count for purposes of the eight-year term limit.
- (3) The expiration date of all terms shall be February 1. Any vacancy shall be filled for the remainder of the unexpired term.
- (4) Each March, the Mayor may designate one member as Chairperson; however, in the absence of such designation, the Board shall, on or after April 15, select a Chairperson from among its members.

(e) Rules

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

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

§26.39 Mobility Board - Duties and Functions

The Mobility Board shall:

- (a) Advise the Mayor and Council on policies and issues relating to the development, maintenance, and ADA accessibility of:
 - (1) pedestrian networks such as sidewalks and street crossings;
 - (2) bicycle networks such as bicycle lanes and protected bikeways;
 - (3) parking;
 - (4) pedestrian plazas; and

- (5) access points for public transit such as the trolley, bus rapid transit, and bus lines, and other public right-of-way improvements.
- (b) Advise the Mayor and Council on education, encouragement, and awareness programs relating to City circulation goals and policies.
- (c) Advise the Mayor and Council on policies and projects that help the city reach its Climate Action Plan mode-share goals for bicyclists and pedestrians; discuss strategies that encourage the growth of multi-modal transportation and transit-oriented development; and provide input on the development of the City's Transportation Master Plan.
- (d) Advise the Mayor and Council on the implementation of the City's Bicycle Master Plan and Pedestrian Master Plan, and advise on oversight of the Vision Zero Action Plan.
- (e) Recommend standards relating to bicycle, pedestrian, ADA, and other elements of right-of-way design.
- (f) Advise on ways City departments can coordinate with stakeholder groups and other government agencies, including, but not limited to, the San Diego Metropolitan Transit System and the San Diego Association of Governments (SANDAG), regarding multi-modal transportation in the City.
- (g) Advise the Mayor and Council during the annual budget cycle regarding the Capital Improvements Program, including performance indicators for transportation projects to improve the City's multi-modal transportation network.
- (h) Provide an annual report to the Mayor and Council detailing the activities and recommendations of the Mobility Board.

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

§26.40 Climate Advisory Board

(a) Purpose and Intent

It is the purpose and intent of the City Council to establish a Climate Advisory Board to serve as an advisory body to the Mayor and the City Council on policies and issues related to climate, environment, environmental justice, energy justice, climate equity, sustainability, and energy policy for the City of San Diego and to assist the City in implementing the Climate Action Plan and attaining the City's stated goals in these areas. The Board shall develop a cooperative and supportive atmosphere on behalf of the climate, environmental, renewable energy and environmental justice stakeholders and communities in relation to the City and its implementation of the Climate Action Plan, climate equity programs, sustainability efforts, renewable energy development, and related activities.

(b) Climate Advisory Board Established

There is hereby established a Climate Advisory Board consisting of 15 members, who shall serve without compensation. The members shall be appointed by the Mayor and confirmed by the City Council.

(c) Qualification of Members

(1) In nominating, appointing, and confirming members, the Mayor and City Council shall give preference to those: having expertise in decarbonization, mobility or planning, land use, public health related to climate change, climate or environmental science, or finance or economics; or those representing labor organizations, the renewable energy industry, environmental or energy justice organizations, zero waste or circular economy, as those terms are used in the Climate Action Plan, the clean technology industry, youth climate leadership, or citizen of a federally recognized tribe. For purposes of this section, environmental or energy justice organizations mean organizations that address historical inequities suffered by people of color and marginalized communities to allow everyone to fairly share the same benefits and burdens of climate solutions and development, implementation, and enforcement of environmental laws, regulations, and policies to attain full and equal access to opportunities, and youth climate leadership means a person 25 years of age or younger with a demonstrated leadership role in climate change advocacy.

(2) The Mayor shall appoint six members, giving preference to those with the qualifications set forth in section 26.40(c)(1) above.

- (3) The Mayor shall appoint the remaining nine members to represent each Council district based on nominations provided by each Councilmember. Preference shall be given to nominees with the qualifications set forth in section 26.40(c)(1) above.
- (4) Board membership should generally be representative of San Diego's demographic composition, including diversity of background and experience. At least five members should primarily reside or work in Communities of Concern, as designated by the City's Climate Equity Index.
- (5) No member shall be employed by or otherwise contracted or hired by, or serve on the board of directors of, any for-profit businesses serving in a major contracting role with the City of San Diego. For purposes of this section, major contracting role means major public works contracts; contracts for goods or contracts for services that provide for expenditure of an amount greater than \$1,000,000 as awarded; consultant contracts that provide for expenditure of an amount greater than \$500,000 as awarded; any franchise agreement or contract pursuant to Charter sections 103, 103.1, 104, and 105, or any combination of major public works contracts, minor public works contracts, contracts for goods, contracts for services, or consultant contracts, when the sum of expenditures for such contracts exceeds \$3,000,000. The terms major public works contract, minor public works contract, contract for goods, contract for services, and consultant contract have the same meaning as in San Diego Municipal Code section 22.3003.

(d) Terms

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

(3) The expiration date of all terms shall be August 1. Any vacancy shall be filled for the remainder of the unexpired term.

(4) The Board shall select from among its members a Chair, Vice Chair, Secretary, and any other positions it chooses to define.

(*"Climate Advisory Board"* added 3-17-2023 by O-21624 N.S.; effective 4-16-2023.)

§26.41 Climate Advisory Board – Duties and Functions

The Climate Advisory Board shall:

- (a) Advise the Mayor, City Council, and relevant City departments on climate, environment, environmental justice, climate equity, sustainability, and energy policy for the City and assist the City in implementing the Climate Action Plan and attaining the City's stated goals in these areas.
- (b) Develop recommendations on how the City can engage residents, communities, and non-governmental organizations to guide the implementation of the Climate Action Plan and other relevant plans or strategies, and how the City can engage in climate issues at the state and federal levels.
- (c) Function as a primary channel of communication between the City and the residents, communities, and stakeholders; seek participation by regional businesses, political leaders, government agencies, and public interest groups on climate, climate equity, and renewable energy uses; hold public forums for public and stakeholder input; and provide periodic reports to the Environment Committee.
- (d) Advise on potential public-private partnerships or pilot programs that advance the City's sustainability and energy goals.
- (e) Advise on innovative mechanisms and efficiencies to accelerate renewable energy deployment.
- (f) Receive and review updates on climate and energy related contracts and agreements serving City residents, including the Franchise Compliance Review Committee as appropriate.
- (g) Coordinate with other City advisory boards and City departments, such as the Community Forest Advisory Board, Planning Commission, the Mobility Board, and the Resiliency Advisory Board, as needed and as it relates to the purposes of this Board.

- (h) Provide periodic reports to the Environment Committee, and make recommendations for the City to engage in regional climate-related issues at the state and federal level, including securing state and federal funding for climate-related issues.

(*"Climate Advisory Board – Duties and Functions"* added 3-17-2023 by O-21624 N.S.; effective 4-16-2023.)

§26.42 Privacy Advisory Board

- (a) Purpose and Intent

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

- (b) There is hereby established a Privacy Advisory Board to consist of nine members, who shall serve without compensation. At least six members shall be residents of the City of San Diego. Members shall be appointed by the Mayor and confirmed by the Council.

- (c) All terms appearing in italics in sections 26.42 and 26.43 have the same meaning as in Chapter 2, Article 10, Division 1, of this Code, relating to the Transparent and Responsible Use of Surveillance Technology.

- (d) Qualifications of Members

- (1) All members of the Privacy Advisory Board shall be persons who have a demonstrated interest in privacy rights through work experience, civic participation, and/or political advocacy.

- (2) The Mayor shall appoint the nine members from the following representative areas of organizational interest, expertise, and background:

- (A) At least one attorney or legal scholar with expertise in privacy or civil rights, or a representative of an organization with expertise in privacy or civil rights;

- (B) One auditor or certified public accountant;

- (C) One computer hardware, software, or encryption security professional;

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

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

§26.43 Privacy Advisory Board – Duties and Functions

The Privacy Advisory Board shall:

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

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