

ORDINANCE NO. 12306
(New Series)

MAR 6 1978

AN ORDINANCE AMENDING ORDINANCE NO. 12116 (NEW SERIES), AS AMENDED, ENTITLED "AN ORDINANCE ADOPTING THE ANNUAL BUDGET FOR THE FISCAL YEAR 1977-78 AND APPROPRIATING THE NECESSARY MONEY TO OPERATE THE CITY OF SAN DIEGO FOR SAID FISCAL YEAR," BY AMENDING DOCUMENT NO. 758495, AS ADOPTED AND AMENDED THEREIN, RELATING TO THE CITY ATTORNEY, CRIMINAL DIVISION (09.40) BY ADDING TWO (2) DEPUTY CITY ATTORNEYS AND ONE (1) INTER-MEDIATE TYPIST.

WHEREAS, the Criminal Division of the City Attorney's office is authorized twenty-four (24) Deputy City Attorneys for all prosecutorial and Charter mandated responsibilities; and

WHEREAS, this authorization has remained the same since July 1, 1974; and

WHEREAS, staffing for the prosecutorial and associated functions has been based on a formula applied by Council of one trial deputy per Municipal Court department; and

WHEREAS, in the past two years, additional judges have been authorized by the Legislature and appointed by the Governor; and

WHEREAS, two (2) of those additional judges were just recently appointed by the Governor, making two more trial courts staffed and ready for use; and

WHEREAS, during the period since July 1, 1974, the Criminal Division has staffed its Consumer Protection function,

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criminal appellate function and specialized Municipal Court departmental function from those authorized personnel; and

WHEREAS, the above named prosecutorial functions have grown significantly, placing a tremendous work load burden upon present staff; and

WHEREAS, as a result of changes in the state law and municipal code ordinances enacted by Council, the number of criminal violations addressed to and prosecuted by the Criminal Division has substantially increased; and

WHEREAS, as a further result of the recent judicial appointments, the Criminal Division is severely understaffed in prosecutors and supporting clerical personnel to the point of being unable to perform properly its mandated prosecutorial responsibilities; and

WHEREAS, to alleviate this personnel problem, it is deemed necessary and, as a consequence, requested that the staff of the Criminal Division be augmented by two (2) deputy city attorney prosecutors and one (1) intermediate typist for administrative support; and

WHEREAS, such additional personnel can be housed within existing facilities, and personnel costs for the remainder of fiscal year 1978 accommodated from salary savings; and -

WHEREAS, this request was presented to and approved by the Public Services and Safety Committee on February 9, 1978 and forwarded to the full Council with the recommendation to approve the requested positions; NOW, THEREFORE,

BE IT ORDAINED, by the Council of The City of San Diego,
as follows:

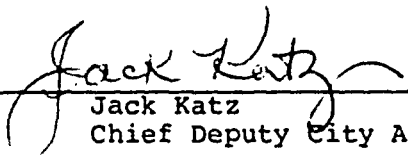
Section 1. That Ordinance No. 12116 (New Series), as amended, entitled "AN ORDINANCE ADOPTING THE ANNUAL BUDGET FOR THE FISCAL YEAR 1977-78 AND APPROPRIATING THE NECESSARY MONEY TO OPERATE THE CITY OF SAN DIEGO FOR SAID FISCAL YEAR," be and the same is hereby amended by amending Document No. 758495, as adopted and amended therein, to amend that portion of the Position and Salary Schedule and Operating Program Summary for Fund 100, Department 09.00, Criminal Program (09.40) to reflect the addition of two (2) deputy city attorneys and one (1) intermediate typist.

Section 2. That personnel costs encountered for the remainder of fiscal year 1978, as a result of this authorization for additional personnel, be defrayed from Personnel Services savings within the City Attorney's Department.

Section 3. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: JOHN W. WITT, City Attorney

By



Jack Katz
Chief Deputy City Attorney

JK:rc:120
1/31/78 REV. 2/9/78
Or. Dept.: Attorney

CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATION OF UNALLOTTED BALANCE

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount \$ 30,621.00 Fund 100/5331/1000 General Fund
Unallocated Rese.
Purpose to provide Additional Staff for City Attorney's Office

Date January 31, 19 78

[Signature]
Auditor and Comptroller of
The City of San Diego, Calif.
By [Signature]

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said moneys now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to exceed \$ 30,621.00

Dated January 31, 19 78

[Signature]
Auditor and Comptroller of
The City of San Diego, Calif.
BY [Signature]
Job Order
Resolution No.
Project No.

Fund 100 Prog./Elem. 0940 Object 1151
Purpose to provide Additional Staff for City Attorney's Office
Vendor City Attorney's Office

12306

AC-361 (REV. 7-75)

MAR 6 1978
CERTIFICATE NO. 9112

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Passed and adopted by the Council of The City of San Diego on MAR 6 1978,
 by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Lowery	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Leon L. Williams	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Fred Schnaubelt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Gade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Larry Stirling	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jess D. Haro	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Mayor Pete Wilson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON
 Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR
 City Clerk of The City of San Diego, California.

(Seal)

By Allyn D. Hewitt, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

FEB 22 1978, and on MAR 6 1978

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

CHARLES G. ABDELNOUR
 City Clerk of The City of San Diego, California.

(Seal)

By Allyn D. Hewitt, Deputy.

RECORDED
 FEB 13 1978
 SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California

Ordinance Number 12306 Adopted MAR 6 1978

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ATTORNEY(S)

San Diego, City of
12th Floor, City Admin. Bldg.
202 C St.
San Diego, Ca 92101
Attn: Allyn D. Nevitt

CERTIFICATE OF PUBLICATION

No. 12306

IN THE MATTER OF

THE CITY ATTORNEY, CRIMINAL
DIVISION (09.40), ETC.

ORDINANCE NO. 12306

AN ORDINANCE AMENDING
ORDINANCE NO. 12116 (NEW
SERIES), AS AMENDED, EN-
TITLED "AN ORDINANCE
ADOPTING THE ANNUAL
BUDGET FOR THE FISCAL
YEAR 1977-78 AND AP-
PROPRIATING THE NECESSARY MONEY TO
OPERATE THE CITY OF SAN
DIEGO FOR SAID FISCAL
YEAR," BY AMENDING
DOCUMENT NO. 78000, AS
ADOPTED AND AMENDED
THEREIN, RELATING TO
THE CITY ATTORNEY,
CRIMINAL DIVISION (09.40)
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CITY ATTORNEYS AND ONE
(1) INTERMEDIATE TYPIST.

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City Attorneys for all prosecutorial
and Charter mandated respon-
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WHEREAS, this authorization
has remained the same since July 1,
1974; and

WHEREAS, staffing for the pro-
secutorial and associated functions
has been based on a formula supplied
by Council of one trial deputy per
Municipal Court department; and

WHEREAS, in the past five
years, additional judges have been
authorized by the Legislature and
appointed by the Governor; and

WHEREAS, two (2) of these ad-
ditional judges were just recently
appointed by the Governor, making
two more trial courts needed, and
ready for use and

I **PATRICIA M. SPAULDING**, am a citizen
of the United States and a resident of the County aforesaid; I am over the
age of eighteen years, and not a party to or interested in the above-entitled
matter. I am the principal clerk of the San Diego Daily Transcript, a
newspaper of general circulation, printed and published daily, except
Saturdays and Sundays, in the City of San Diego, County of San Diego,
and which newspaper has been adjudged a newspaper of general circula-
tion by the Superior Court of the County of San Diego, State of California,
under the date of January 23, 1909, Decree No. 14894; and the

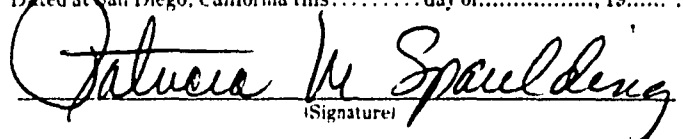
ORDINANCE NO. 12306

is a true and correct copy of which the annexed is a printed copy and was
published in said newspaper on the following date(s), to-wit:

March 20, 1978

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 30th day of March, 1978.


(Signature)

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