

ORDINANCE NO. 15000
(New Series)

AUG 13 1979

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 3, DIVISIONS 4, 6, 7 AND 9 OF THE SAN DIEGO MUNICIPAL CODE, BY AMENDING SECTION 23.0402 [RULE III, SECTION 2]; SECTION 23.0601 [RULE V, SECTION 1]; SECTION 23.0603 [RULE V, SECTION 3]; SECTION 23.0604 [RULE V, SECTION 4]; SECTION 23.0607 [RULE V, SECTION 7]; SECTION 23.0703 [RULE VI, SECTION 3] AND SECTION 23.0903 [RULE VIII, SECTION 2], RELATING TO EXAMINATION, LAYOFF AND REEMPLOYMENT, CERTIFICATION AND PROMOTION.

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

Section 1. That Chapter II, Article 3, Divisions 4, 6, 7 and 9 of the San Diego Municipal Code be and the same are hereby amended by amending Sections 23.0402, 23.0601, 23.0603, 23.0604, 23.0607, 23.0703 and 23.0903, to read as follows:

SEC. 23.0402 KINDS OF EXAMINATIONS
[Rule III, Section 2 of the Rules
of the Civil Service Commission]

First paragraph and subsection (1) - NO CHANGE.

(2) Promotional examinations, in which only qualified current or prior City employees, as specified in Civil Service Rule VIII, may compete;

Subsections (3), (4), (5), (6) and (7) - NO CHANGE.

SEC. 23.0601 REDUCTION IN PERSONNEL
[RULE V, Section 1 of the Rules of
the Civil Service Commission]

The appointing authority shall have the power to lay off or suspend any employee because of lack of funds, lack of work, or where there has been an insufficient

appropriation to meet the salary requirements necessary to maintain existing personnel in any office, department, division, or bureau. Whenever it becomes necessary to reduce the number of employees in a given class, for the reasons enumerated in this section, the appointing authority shall, prior to such impending reduction, notify the Personnel Director of the number of positions in the class to be vacated, and the reasons therefor. Layoff shall be made by class or, upon the determination by the Personnel Director that separate eligible lists for the class were established in accordance with Rule IV, Section 1, by such subdivision of the class. The Personnel Director shall furnish to the appointing authority the names of the employees affected in their order of layoff. The order of any appointing board or officer laying off an employee or employees in accordance with the provisions of this section for any of the reasons enumerated herein shall be final and not subject to review by the Civil Service Commission.

SEC. 23.0603 SENIORITY
[Rule V, Section 3 of the Rules
of the Civil Service Commission]

Seniority shall be computed according to the length of last continuous service in the class or subdivision thereof, or an equal or higher ranking class; except that for classifications in the Fire representation unit, seniority shall be computed according to the

length of last continuous service in the class or subdivision thereof, or an equal or higher ranking class in the same occupational group. Ties shall be broken by first considering the length of total City service, and then at the discretion of the appointing authority.

SEC. 23.0604 JOB RIGHTS
[Rule V, Section 4 of the Rules
of the Civil Service Commission]

Subject to the provisions of Rules VI and IX, a permanent employee whose layoff is imminent shall have the right of transfer to any vacant position in the same class or subdivision thereof in any other department. If there is no such vacancy, said employee shall have the right of competition for retention in the next and successively lower classes in which he or she has served satisfactorily.

SEC. 23.0607 REEMPLOYMENT LISTS FOR SEASONAL WORK
[Rule V, Section 7 of the Rules
of the Civil Service Commission]

Employees who have served satisfactorily in seasonal employment shall have their names placed on the seasonal reemployment list for the class of position in which they have served.

(1) The order of names on the seasonal list shall be in accordance with the performance rating received during the most recent season of service. If performance ratings are equal, ties shall be broken at the discretion of the appointing authority.

(2) Seasonal eligibles who fail to work for two consecutive seasons shall automatically be removed from the list and shall have no further Civil Service standing in such class of position.

SEC. 23.0703 CERTIFICATION
[Rule VI, Section 3 of the Rules
of the Civil Service Commission]

First paragraph and subsections (1), (2), and

(3) - NO CHANGE.

(4) No person shall be certified from a promotional eligible list who has been permanently separated from the service of the City, unless his or her name is currently on a reemployment eligible list.

SEC. 23.0903 ELIGIBILITY FOR PROMOTIONAL EXAMINATIONS
[Rule VIII, Section 2 of the Rules
of the Civil Service Commission]

Promotional examinations shall be open to any qualified employee who has completed at least six months of City service immediately preceding the final date for filing applications or who has returned to City employment from a reemployment list, and any qualified prior employee whose name is currently on a reemployment eligible list.

Section 2. 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
for David H. Morris
Deputy City Attorney

DHM:rc:301

7/18/79

Or. Dept.: Personnel

AUG 13 1979

Passed and adopted by the Council of The City of San Diego on _____
by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Lucy Killea	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input 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 *Barbara Berridge*, 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

JUL 30 1979

AUG 13 1979

and on _____

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 *Barbara Berridge*, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number **15000** Adopted **AUG 13 1979**

ATTORNEY(S)

CERTIFICATE OF PUBLICATION

NO. _____

San Diego, City of
12th Floor, City Admin. Bldg.
202 C Street
San Diego, CA 92101

IN THE MATTER OF

EXAMINATION, LAYOFF AND REEMPLOYMENT
CERTIFICATION AND PROMOTION

ORDINANCE NO. 15000

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 3, DIVISIONS 4, 6, 7 AND 9 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 23.0402 (RULE III, SECTION 2); SECTION 23.0601 (RULE V, SECTION 1); SECTION 23.0603 (RULE V, SECTION 3); SECTION 23.0604 (RULE V, SECTION 4); SECTION 23.0607 (RULE V, SECTION 7); SECTION 23.0703 (RULE VI, SECTION 3) AND SECTION 23.0803 (RULE VII, SECTION 2) RELATING TO EXAMINATION, LAYOFF AND REEMPLOYMENT, CERTIFICATION AND PROMOTION.

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

Section 1. That Chapter II, Article 3, Divisions 4, 6, 7 and 9 of the San Diego Municipal Code be and the same are hereby amended by amending Sections 23.0402, 23.0601, 23.0603, 23.0604, 23.0607, 23.0703 and 23.0803, to read as follows:

SEC. 23.0402 KINDS OF EXAMINATIONS
(Rule III, Section 2 of the Rules of the Civil Service Commission)

First paragraph and subsection (1) - NO CHANGE.
(2) Promotional examinations, in which only qualified current or prior City employees, as specified in Civil Service Rule VII may compete.

Subsections (3), (4), (5), (6) and (7) - NO CHANGE.

SEC. 23.0601 REDUCTION IN PERSONNEL
(Rule V, Section 1 of the Rules of the Civil Service Commission)

The appointing authority shall have the power to lay off or suspend any employee because of lack of funds, lack of work, or where there has been an insufficient appropriation to meet the salary requirements necessary to maintain existing personnel in any office, department, division, or bureau. Whenever it becomes necessary to reduce the number of employees in a given class, for the reasons enumerated in this section, the appointing authority shall, prior to such impending reduction, notify the Personnel Director of the number of positions in the class to be vacated, and the reasons therefor. Layoff shall be made by class or, upon the determination by the Personnel Director that separate eligible lists for the class were established in accordance with Rule IV, Section 1, by such subdivision of the class. The Personnel Director shall furnish to the appointing authority the names of the employees affected in their order of layoff. The order of any appointing board or officer laying off an employee or employees in accordance with the provisions of this section for any of the reasons enumerated herein shall be final and not subject to review by the Civil Service Commission.

SEC. 23.0803 SENIORITY
(Rule V, Section 3 of the Rules of the Civil Service Commission)

Seniority shall be computed according to the length of last continuous service in the class or subdivision thereof, or an equal or higher ranking class; except that for classification in the Fire representation unit, seniority shall be computed according to the length of last continuous service in the class or subdivision thereof, or an equal or higher ranking class in the same occupational group. Time shall be broken by first computing the length of total City service, and then at the discretion of the appointing authority.

I, Paula J. Santonocito, 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 circulation 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. 15000

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:

August 27, 1979

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

Dated at San Diego, California this 27 day of Aug., 1979.

Paula J. Santonocito
(Signature)

20 1/2" - \$136.74

SEC. 23.0005 JOB PROTECTION
(Rule V, Section 4 of the Rules of the Civil Service Commission)
Subject to the provisions of Rules VI and X, a permanent employee whose layoff is imminent shall have the right to transfer to any vacant position in the same class or subdivision thereof in any other department; if there is no such vacancy, the employee shall have the right of competition for retention in the next and successively lower classes in which he or she has served satisfactorily.

SEC. 23.0007 REEMPLOYMENT LISTS FOR SEASONAL WORK
(Rule V, Section 7 of the Rules of the Civil Service Commission)
Employees who have served satisfactorily in seasonal employment shall have their names placed on the seasonal reemployment list for the class of position in which they have served.

(1) The order of names on the seasonal list shall be in accordance with the performance rating received during the most recent season of service. If performance ratings are equal, they shall be broken at the discretion of the appointing authority.

(2) Seasonal eligibles who fail to work for two consecutive seasons shall automatically be removed from the list and shall have no further Civil Service standing in such class of position.

SEC. 23.0703 CERTIFICATION
(Rule VI, Section 3 of the Rules of the Civil Service Commission)
First paragraph and subsections (1), (2), and (3). NO CHANGE.

(4) No person shall be certified from a promotional eligible list who has been permanently separated from the service of the City unless his or her name is currently on a reemployment eligible list.

SEC. 23.0003 ELIGIBILITY FOR PROMOTIONAL EXAMINATIONS
(Rule VIII, Section 2 of the Rules of the Civil Service Commission)
Promotional examinations shall be open to any qualified employee who has completed at least six months of City service immediately preceding the final date for filing applications or who has returned to City employment from a reemployment list, and any qualified prior employee whose name is currently on a reemployment eligible list.

Section 2. This ordinance shall take effect and be in force on the tenth day from and after its passage.

Introduced on July 30, 1979.
Passed and adopted by the Council of The City of San Diego on August 13, 1979.

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 **BARBARA BERRIDGE,**
Deputy

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