

(0-92-66)

ORDINANCE NUMBER O- 17721 (NEW SERIES)

ADOPTED ON DEC 09 1991

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 3,
DIVISION 12, OF THE SAN DIEGO MUNICIPAL CODE
BY AMENDING SECTIONS 23.1205 and 23.1207
RELATING TO THE CONDUCT OF CIVIL SERVICE
DISCIPLINARY APPEALS.

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

Section 1. That Chapter II, Article 3, Division 12, of the San Diego Municipal Code be and the same is hereby amended by amending Sections 23.1205 and 23.1207 relating to the conduct of civil service disciplinary appeals, to read as follows:

SEC. 23.1205 APPEAL OF REMOVAL

a. [No change.]

b. Conduct of Hearing. With the fulfillment by the employee of the above appeal procedure, the Commission shall fix a time and place for a public hearing.

1. The Commission, at its discretion, may appoint one or more of its members to hear the appeal and submit findings of fact and a decision to the Commission. Based on the findings of fact, the Commission may affirm, modify, or overturn the decision in accordance with the provisions of section 23.1205(d).

2. through 4. [No change in text.]

c. and d. [No change.]

SEC. 23.1207 APPEAL OF SUSPENSION

The procedures and rights for any employee in the classified service appealing a suspension shall be the same as those prescribed in the rules relating to removal of an employee who has attained permanent status.

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 Sharon A. Marshall
Sharon A. Marshall
Deputy City Attorney

SAM:mrh
11/01/91
Or.Dept:Pers.
0-92-66
Form=o+t

Passed and adopted by the Council of The City of San Diego on **DEC 09 1991**
 by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ron Roberts	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Hartley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
George Stevens	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Behr	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Valerie Stallings	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Judy McCarty	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Filner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

MAUREEN O'CONNOR
 Mayor of The City of San Diego, California.

(Seal)

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

By *Linda Luzano*, 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 **NOV 25 1991**, and on **DEC 09 1991**.

~~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 *Linda Luzano*, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number **0-17721** Adopted **DEC 09 1991**

CERTIFICATE OF PUBLICATION

RECEIVED
CITY CLERK'S OFFICE
31 DEC 30 AM 10:46
SAN DIEGO, CALIF.

CITY CLERK'S OFFICE
CITY ADMIN. BLDG.
202 C ST.
SAN DIEGO, CA 92101

IN THE MATTER OF

NO.

AN ORDINANCE AMENDING CHAPTER I, ARTICLE 3,
DIVISION 12, OF THE SAN DIEGO MUNICIPAL CODE
BY AMENDING SECTIONS 23.1205 AND 23.1207 RELATING...

ORDINANCE O-17721
AN ORDINANCE AMENDING CHAPTER I, ARTICLE 3, DIVISION 12, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 23.1205 AND 23.1207 RELATING TO THE CONDUCT OF CIVIL SERVICE DISCIPLINARY APPEALS.
This amendment to the ordinance amends Chapter II, Article 3, Division 12 of the San Diego Municipal Code by amending Sections 23.1205 and 23.1207 relating to the conduct of civil service disciplinary appeals by allowing the commission, at its discretion, to appoint one or more of its members to hear the appeal.
A complete copy of this ordinance is available for inspection in the Office of the City Clerk, City Administration Building, 2nd Floor, 202 "C" Street, San Diego, CA 92101.
INTRODUCED ON NOV 25 1991
Passed and Adopted by the Council of The City of San Diego on DEC 09 1991
AUTHENTICATED BY:
MAUREEN O'CONNOR
Mayor of The City of San Diego, CA
CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, CA
By Linda Lugano, Deputy
Pub. Dec. 23 236854

I, Thomas D. Kelleher, 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

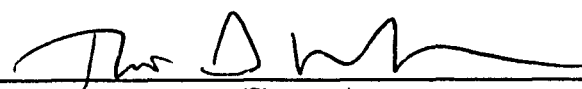
ORDINANCE O-17721

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:

DECEMBER 23

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

Dated at San Diego, California this 23RD day of DEC., 1991.



(Signature)

2 1/4" x 2 = 58.08