

(O-92-148)

ORDINANCE NUMBER O- 17783 (NEW SERIES)

ADOPTED ON JUN 08 1992

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 4,
DIVISION 1, OF THE SAN DIEGO MUNICIPAL CODE
BY AMENDING SECTION 24.0103, RELATING TO THE
CITY EMPLOYEES' RETIREMENT SYSTEM.

WHEREAS, the San Diego City Employees' Retirement System ("CERS") administers the retirement program on behalf of employees of the Unified Port District ("UPD") under terms of an agreement between the City and the UPD entered into on February 11, 1964, on file in the office of the City Clerk as Document No. RR-667149 ("Agreement"); and

WHEREAS, pursuant to this Agreement, all employees of the UPD are classified as general members of CERS; and

WHEREAS, the UPD has met and conferred with the Harbor Police Officers' Association, and both parties have agreed that certain employees in classifications represented by the association be classified as safety members of CERS; and

WHEREAS, the parties have agreed to pay the necessary actuarial costs associated with this change; and

WHEREAS, an election was held among the affected employees of the UPD on January 10, 1992, that resulted in a Vote of 101 in favor of the change and 1 opposed; and

WHEREAS, the results of this election were certified and approved by the Board of Administration ("Board") for CERS on January 24, 1992; and

WHEREAS, changes must be made in the Agreement between the City and the UPD to provide for appropriate employees being classified as safety members of CERS; and

WHEREAS, the changes required in the Agreement have been set forth in the First Amendment to the Agreement, a copy of which is on file in the office of the City Clerk as Document No.

RR- 279991; and

WHEREAS, the City Manager has been authorized and empowered to execute the above-referenced First Amendment to Agreement pursuant to Resolution No. R- 279991 adopted on MAY 26 1992; and

WHEREAS, the San Diego Municipal Code does not provide for Harbor Police Officers in the definition of Safety Member; and

WHEREAS, it is now necessary and appropriate to amend the Municipal Code to include Harbor Police Officers within the definition of Safety Member; and

WHEREAS, the Section of the Municipal Code reflecting this change has been reviewed and approved by the Board; NOW, THEREFORE,

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

Section 1. That Chapter II, Article 4, Division 1, of the San Diego Municipal Code be and the same is hereby amended by amending Section 24.0103, to read as follows:

SEC. 24.0103 Definitions

a. through f.(1) [No change.]

f.(2) "Safety member" means any person who is either a sworn officer of the Police Department of The

City of San Diego employed since July 1, 1946, a uniformed member of the Fire Department of The City of San Diego employed since July 1, 1946, or a full-time employed lifeguard of The City of San Diego, or a full-time police officer of the Unified Port District who is a peace officer under Penal Code Section 830.1(a); provided, however, that Police Cadets, persons sworn for limited purposes only, and all other members of the Police and Fire Departments and lifeguard service shall not be considered safety members for the purpose of this article.

f.(3) through u. [No change.]

Section 2. No member in the classification of UPD Harbor Police Officer shall be entitled to safety member status or benefits prior to the effective date of this ordinance.

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 
Lorraine L. Etherington
Deputy City Attorney

LLE:mrh
05/14/92
Or.Dept:Retire.
O-92-148
Form=o+t

STRIKEOUT ORDINANCE

OLD LANGUAGE: STRUCK OUT
NEW LANGUAGE: SHADED

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LLE:mrh
05/11/92
Or.Dept:Retire.
O-92-148
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92 MAY 15 PM 1:27

CITY CLERK'S OFFICE
SAN DIEGO, CA

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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

MAUREEN O'CONNOR

Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

(Seal)

By  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

MAY 26 1992

JUN 08 1992

, 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  Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number **0 - 17783** Adopted **JUN 08 1992**

Passed and adopted by the Council of The City of San Diego on JUN 08 1992
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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 *Shirley Olive* 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 MAY 26 1992, and on JUN 08 1992

~~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 *Shirley Olive* Deputy.

Office of the City Clerk, San Diego, California	
Ordinance Number <u>0-17783</u>	Adopted <u>JUN 08 1992</u>

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CERTIFICATE OF PUBLICATION

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92 JUN 24 AM 10:44

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OFFICE OF THE CITY CLERK
CITY ADMINISTRATION BUILDING, 2ND FLOOR
202 C STREET
SAN DIEGO, CA 92101

IN THE MATTER OF

NO.

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 4,
DIVISION 1, OF THE SAN DIEGO MUNICIPAL CODE...

I, Corey Donahue, 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 NUMBER 0-17783 (NEW SERIES)
AN ORDINANCE AMENDING CHAPTER II, ARTICLE 4, DIVISION 1, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 24.0103, RELATING TO THE CITY EMPLOYEES' RETIREMENT SYSTEM.
This ordinance amends Chapter II, Article 4, Division 1, of the San Diego Municipal Code relating to the City Employees' Retirement System by including Harbor Police Officers employed by the Unified Port District within the definition of Safety Member for the Retirement System.
A complete copy of the ordinance is available for inspection in the office of the City Clerk of the City of San Diego, second floor, City Administration Building, 202 "C" Street, San Diego, CA 92101.
INTRODUCED ON May 26, 1992
Passed and Adopted by the Council of the City of San Diego on June 8, 1992.
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 Suzanne Oliva, Deputy City Clerk
Pub: June 22, 1992 248973

ORDINANCE NUMBER 0-17783 (NEW SERIES)

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:

JUNE 22

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

Dated at San Diego, California this 22nd day of JUNE, 1992.

Corey Donahue

(Signature)

4 1/2" = 60.50