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(O-2006-72REV.)  
COR.COPY

ORDINANCE NUMBER O- **19454** (NEW SERIES)

ADOPTED ON **DEC 06 2005**

AN ORDINANCE AMENDING ORDINANCE NO. O-19396 (NEW SERIES), AS AMENDED, ENTITLED "AN ORDINANCE ADOPTING THE ANNUAL BUDGET FOR THE FISCAL YEAR 2005-2006 AND APPROPRIATING THE NECESSARY MONEY TO OPERATE THE CITY OF SAN DIEGO FOR SAID FISCAL YEAR" BY ADDING POSITIONS IN THE OFFICE OF THE INDEPENDENT BUDGET ANALYST AND EXEMPTING SAID POSITIONS FROM THE CLASSIFIED SERVICE AND TRANSFERRING FUNDS TO COUNCIL ADMINISTRATION TO FUND THESE POSITIONS.

WHEREAS, on October 31, 2005, the City Council adopted Ordinance No. O-19431 that created the Office of Independent Budget Analyst [IBA] and required that the City Council appropriate a reasonable budget for the Office of IBA; and

WHEREAS, on December 1, 2005, the Civil Service Commission reviewed the duties and responsibilities of the Office of IBA and eight new Budget/Legislative Analyst I and II positions and found that they meet the intent of Charter section 117; and

WHEREAS, Charter section 117 states that the Unclassified Service shall include "managerial employees having significant responsibilities for formulating and administering department policies and programs. Each such position shall be exempt from the Classified Service by ordinance upon the initiation of the appropriate appointing authority and after receiving the advisory review and comment of the Civil Service Commission and approval of the City Council"; and

WHEREAS, the IBA will oversee the Office which will serve the Council as a whole, and the Budget/Legislative Analyst I and II positions will report to the IBA and will be responsible for formulating policies at a high level, providing fiscal and legislative analyses, making recommendations regarding proposals brought forth by the Mayor and executive departments, assisting the Council in drafting legislation, making presentations at Council, and providing high level review and analysis of all budgetary proposals and the City's annual budget process; and

WHEREAS, it is necessary to amend the annual appropriation ordinance to add new positions in the Office of IBA and transfer funds to Council Administration to fund these positions; NOW, THEREFORE,

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

Section 1. That Personnel is directed to add the new unclassified class of Independent Budget Analyst to the salary range of Executive Salary Range IV (Department Head) and create two new unclassified classes for eight additional positions of Budget/Legislative Analyst I and II in the same salary range as Council Representative I and II.

Section 2. That pursuant to section 117(a)17 of the City Charter, after having been reviewed and commented upon favorably by the Civil Service Commission on December 1, 2005, as meeting the Charter criterion for exemption from the classified service, and after having considered and reviewed the report thereon from the Civil Service Commission to the Mayor and Council dated December 1, 2005, attached hereto as Attachment A, the positions of Budget/Legislative Analyst I and II be and are hereby exempted from the classified service and declared to be in the unclassified service of the City of San Diego.

Section 3. That the Auditor and Comptroller is authorized to transfer 1.0 position from Citywide Program Expenditures (Dept. 601) to the Council Administration (Dept. 029) and to transfer, appropriate, and expend the remaining unexpended FY 06 Council Budget liaison position funds from 601 (not to exceed \$130,000) and the remaining unexpended FY 06 Strong Mayor Transition funds from FY 06 (not to exceed \$250,000) from Citywide Program Expenditures (Dept. 601) to the Council Administration (Dept. 029).

Section 4. That the Auditor and Comptroller is authorized to transfer 4.0 positions from the General Fund, as identified by the City Manager, to the Council Administration (Dept. 029) and to transfer, appropriate, and expend an amount not to exceed \$250,000 from General Fund appropriations to the Council Administration (Dept. 029).

Section 5. That the Auditor and Comptroller is authorized to transfer the position of Rules Committee Consultant from the Mayor's Office (Dept. 010) to the Council Administration (Dept. 029) and transfer, appropriate, and expend the remaining unexpended FY 06 Rules Committee Consultant position funds from the Mayor's Office (Dept. 010) to the Council Administration (Dept. 029).

Section 6. That Ordinance No. O-19396 (New Series), as amended, entitled "AN ORDINANCE ADOPTING THE ANNUAL BUDGET FOR THE FISCAL YEAR 2005-2006 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. OO-19396 by increasing the Council Administration (Dept. 029) by 10.0 positions in an amount not to exceed \$600,000.

Section 7. That a full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been available to the City Council and the public a day prior to its final passage.

Section 8. This ordinance is declared to take effect and be in force immediately upon its passage after two public hearings pursuant to the authority contained in sections 16, 17, and 71 of the Charter of the City of San Diego.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By *Catherine M. Bradley*  
Catherine M. Bradley  
Chief Deputy City Attorney

CMB:jab  
12/02/2005  
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12/05/2005REV.  
Or.Dept:Mayor-CouncilTransitionComm.  
O-2006-72

0-19454

**CITY OF SAN DIEGO  
MEMORANDUM**

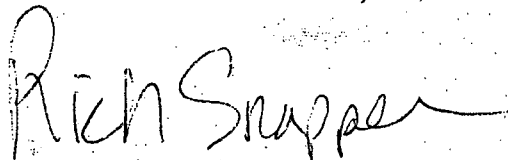
**DATE:** December 1, 2005  
**TO:** Honorable Mayor and Council  
**FROM:** Rich Snapper, Personnel Director  
**SUBJECT:** Exemption of an Independent Budget Analyst and Eight Budget/Legislative Analyst I and II Positions from the Classified Service

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On December 1, 2005, the Civil Service Commission reviewed a request from Councilmember Scott Peters to exempt a new Independent Budget Analyst and eight (8) new Budget/Legislative Analyst I and II positions from the Classified Service. The Strong Mayor-Strong Council Transition Committee has authorized the creation of the Office of the Independent Budget analyst, effective January 1, 2006. The Independent Budget Analyst will oversee the Office which will serve the Council as a whole. The Budget/Legislative Analyst I and II positions will report to the Independent Budget Analyst and will be responsible for formulating policies at a high level, providing fiscal and legislative analyses; making recommendations regarding proposals brought forth by the Mayor and executive departments, assisting the Council in drafting legislation, making presentations to Council and providing high level review and analyses on all budgeting proposals and the City's annual budget process.

Charter Section 117 states that the Unclassified Service shall include managerial employees having significant responsibilities for formulating and administering department policies and programs. Each such position shall be exempt from the Classified Service by ordinance, upon the initiation of the appropriate appointing authority and after receiving the advisory review and comment of the Civil Service Commission and approval of the City Council.

Upon review of the duties and responsibilities of these positions, the Commission finds that they meet the intent of Charter Section 117. If additional information would be of assistance in your consideration of this matter, staff is available to respond with details as necessary.



Rich Snapper  
Personnel Director

RS:PH:wp

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ATTACHMENT "A"

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