

RESOLUTION NUMBER R- 305375

DATE OF FINAL PASSAGE NOV 24 2009

RESOLUTION OF THE COUNCIL OF THE CITY OF SAN
DIEGO APPROVING TO IDENTIFY THE CITY OF SAN
DIEGO'S DESIGNATED MANAGEMENT
REPRESENTATIVES FOR FISCAL YEAR 2011
NEGOTIATIONS WITH THE CITY'S RECOGNIZED
EMPLOYEE ORGANIZATIONS.

WHEREAS, the Meyers-Milias-Brown Act [MMBA], at California Government Code sections 3500-3511, is to promote full communication between public employers and their employees regarding matters involving wages, hours, and other terms and conditions of employment; and

WHEREAS, the MMBA provides that the governing body of a public agency shall give reasonable written notice to each recognized employee organization affected by any ordinance, rule, resolution, or regulation directly related to matters within the scope of representation proposed to be adopted by the governing body and shall give the recognized employee organization the opportunity to meet with the governing body; and

WHEREAS, the MMBA, specifically at California Government Code section 3505, provides that the governing body of a public agency may designate agency representatives to meet and confer with recognized employee organizations; and

WHEREAS, the Ralph M. Brown Act, specifically at California Government Code section 54957.6(a), provides authority for a legislative body of a local agency to hold closed sessions with the local agency's designated representatives regarding the salaries, salary schedules, or compensation paid in the form of fringe benefits of its represented and unrepresented employees, and, for represented employees, any other matter within the statutorily provided scope of representation; and

WHEREAS, California Government Code section 54957.6(a) provides that, prior to any closed session with the local agency's designated representatives regarding labor negotiations, the legislative body of the local agency shall hold an open and public session in which it identifies its designated representatives; and

WHEREAS, pursuant to the MMBA and the San Diego City Charter, the City Council has adopted Council Policy 300-06, entitled "Employee-Employer Relations" to provide orderly procedures for the administration of employer-employee relations between the City and its employee organizations; and

WHEREAS, Council Policy 300-06, at Section VIII, delegates the meet and confer process to the City's "Management Team," which is directed to conduct the meet and confer process and, once the process is concluded between the City and an exclusively recognized employee organization, to incorporate all agreed upon matters in a proposed Memorandum of Understanding and submit it to the City Council for final approval and ratification; and

WHEREAS, the City Council desires to identify its designated representatives for purposes of negotiations in Fiscal Year 2011 with recognized employee organizations in the City, including but not limited to negotiations, as required by law, for successor Memoranda of Understanding with Local 127, American Federation of State, County and Municipal Employees; San Diego Police Officers Association; and Teamsters, Local 911, and for continuing negotiations with any affected employee organization regarding the retiree health benefit; and

WHEREAS, the City Council has appointed an Independent Budget Analyst, pursuant to San Diego City Charter section 39.3, to provide budgetary and policy analysis for the City Council; and

WHEREAS, the City Council desires that the Independent Budget Analyst or her designee observe the FY 2011 meet and confer process to assist her in her legally mandated duties, but not as a member of the "Management Team" as defined by Council Policy 300-06; and

WHEREAS, the City Council desires to include the Independent Budget Analyst or her designee as one of the City's designated representatives, within the meaning of California Government Code section 54957.6(a); NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that pursuant to California Government Code sections 3505 and 54957.6(a) and other applicable state and local laws, the City Council identifies its designated representatives for purposes of Fiscal Year 2011 negotiations with represented employee organizations as follows:

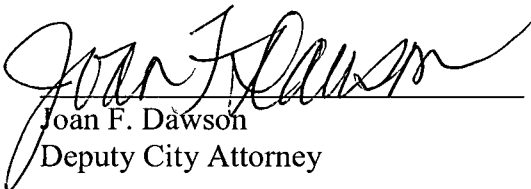
William Kay, Burke, Williams & Sorensen
Timothy Davis, Burke, Williams & Sorensen
Scott Chadwick, Director, Human Resources Department
Judy von Kalinowski, Deputy Director, Human Resources Department
Thom Harpole, Senior Labor Relations Officer
Kim Nguyen, Labor Relations Officer
John O'Neill, Labor Relations Officer
Lourdes Silva, Labor Relations Officer
Valerie VanDeweghe, Deputy Director, Risk Management Department
David Ramirez, Executive Assistant Police Chief
Robert Kanaski, Assistant Police Chief
Paul Cooper, Assistant/Advisor to the Police Chief
Jeff Carle, Assistant Fire Chief
Hadi Dehghani, Personnel Director
Joan Dawson, Deputy City Attorney
William Gersten, Deputy City Attorney
Lori Thacker, Deputy City Attorney

BE IT FURTHER RESOLVED, that the following individuals from the Office of the Independent Budget Analyst shall also be designated as representatives within the meaning of

California Government 54957.6(a); however, the following individuals shall not be designated as members of the "Management Team" as defined by Council Policy 300-06:

Andrea Tevlin, Independent Budget Analyst
Jeff Sturak, Deputy Director, Office of the Independent Budget Analyst

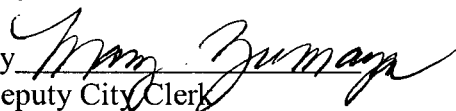
APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Joan F. Dawson
Deputy City Attorney

JFD:cfq
10/19/09
10/28/09 REV.
Or.Dept:Labor Relations
R-2010-295
MMS#10714

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of NOV 09 2009

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 11-24-09
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor