

ORDINANCE NUMBER O- 20239 (NEW SERIES)

DATE OF FINAL PASSAGE JAN 23 2013

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SAN DIEGO EXEMPTING ONE PROGRAM MANAGER
POSITION IN THE STREET DIVISION OF THE
TRANSPORTATION & STORM WATER DEPARTMENT
FROM THE CLASSIFIED SERVICE.

WHEREAS, on September 6, 2012, the San Diego Civil Service Commission approved the request to exempt one Program Manager position in the Street Division of the Transportation & Storm Water Department from the Classified Service; and

WHEREAS, the Program Manager will primarily be assigned to manage, plan, and implement the City's Street Resurfacing Program and to manage the Public Works 24-hour Dispatch Center (Station 38); and

WHEREAS, the Transportation & Storm Water Department expects the employee in the Program Manager position to exercise the full range of management responsibilities similar to other unclassified Program Managers in the City; and

WHEREAS, major responsibilities of this position include: (1) coordinating and directing the daily maintenance operations of Street Division; (2) supervising and evaluating the performance of Public Works Superintendents and a Senior Engineer; (3) reviewing and addressing personnel matters in accordance with the MOU's and Labor Unions; (4) developing program implementation strategies and assessments to ensure cost-effectiveness and maximum operational efficiencies, in addition to the continual review of the existing programs and implementations of identified modifications as needed; and

WHEREAS, San Diego Charter (Charter) section 117 provides that the Unclassified Service shall include “[m]anagerial 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 the approval of the City Council”; and

WHEREAS, upon review of the duties and responsibilities of the Program Manager position, the Civil Service Commission finds that it meets the intent of Charter section 117 to exempt the position from the Classified Service; NOW, THEREFORE,

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

Section 1. That pursuant to Charter section 117(a)(17), the Transportation & Storm Water Department initiated advisory review and comment from the Civil Service Commission relating to the proposed exemption of one Program Manager position from the Classified Service, and the Civil Service Commission reviewed the proposed exemption on August 23, 2012, and commented favorably upon it, as meeting Charter criteria for placement of the Program Manager position in the Unclassified Service. Having considered and reviewed the finding of the Civil Service Commission, as set forth in the Memorandum to the Honorable Council President and City Council, from Hadi Dehghani, Personnel Director, on behalf of the Civil Service Commission, dated August 31, 2012, attached to this Ordinance as Attachment A and fully incorporated into this Ordinance by its reference, the Council now exempts from the Classified Service one Program Manager position in the Transportation & Storm Water Department, performing the duties described in the August 31, 2012, Memorandum, and declares the Program Manager position to be in the Unclassified Service.

Section 2. That a full reading of this ordinance is dispensed with prior to its passage, a written or printed copy having been made available to the City Council and the public prior to the day of its passage.

Section 3. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: JAN I. GOLDSMITH, City Attorney

By Joan F. Dawson
Joan F. Dawson
Deputy City Attorney

JFD:ccm
11/06/2012
Or.Dept:Transportation & Storm Water
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I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of **JAN 8 2013**

ELIZABETH S. MALAND

City Clerk

By Elizabeth S. Maland
Deputy City Clerk

Approved: 1/23/13
(date)

Bob Filner
BOB FILNER, Mayor

Vetoed: _____
(date)

BOB FILNER, Mayor