

RESOLUTION NUMBER R- 308308

DATE OF FINAL PASSAGE JUN 25 2013

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO REAFFIRMING THE CITY COUNCIL'S  
SUPPORT OF THE MANAGED COMPETITION PROGRAM.

WHEREAS, on November 7, 2006, City of San Diego voters approved Proposition C to amend the San Diego Charter (Charter), Section 117 by adding subsection (c), permitting managed competition between City departments and qualified outside providers to deliver the most efficient city services; and

WHEREAS, Charter section 117(c) provides that the City may employ any independent contractor when the Mayor determines, subject to City Council approval, City services can be provided more economically and efficiently by an independent contractor than by persons employed in the Classified Service while maintaining service quality and protecting the public interest; and

WHEREAS, the City must comply with the procedural requirements of the Meyers-Milias Brown Act regarding labor relations between public agency employers and their represented employees, pursuant to long-standing California case law authority; and

WHEREAS, on October 18, 2010, the City adopted, by San Diego Ordinance 0-19995, the Managed Competition Guide dated July 26, 2010, as policies and procedures to implement Charter section 117(c); and

WHEREAS, the Managed Competition Guide requires the Mayor to produce annual performance audits for contracted City services, the cost for which must be accounted and considered during the bidding process, as well as seek an independent audit every five (5) years to evaluate the City's experience and performance audits; and

WHEREAS, five managed competitions have now completed the procurement and proposal evaluation process, including publishing services, fleet maintenance, street sweeping, landfill operations and street/sidewalk maintenance; and

WHEREAS, all five completed managed competitions to date have been won by the City employees; and

WHEREAS, Storm Water Facilities Operations and Maintenance's managed competition statement of work is currently under development; and

WHEREAS, the preliminary statements of work for four other managed competitions await a review by the appropriate City Council Committee: Public Utilities Department's customer service office, capital improvement program delivery, Transportation Engineering Division operations and solid waste collection; and

WHEREAS, the managed competition program has identified annual cost savings of approximately \$12.2 million, while maintaining current service levels; and

WHEREAS, the resulting cost savings have helped the City mitigate the service impacts to San Diego citizens from previous administrations' fiscal mismanagement and deep economic recession; and

WHEREAS, in its review of the Mayor's Five-Year Financial Outlook for FY 2014-2018, the Office of the Independent Budget Analyst stated, "our review and analysis of the Mayor's Outlook shows that over the next several years the City will be facing a number of significant financial challenges"; and

WHEREAS, the Independent Budget Analyst further advised the City Council, "[i]t is important to acknowledge the accomplishments that have been achieved but to also remain

vigilant about the financial challenges facing the City and continue to exercise caution given the backdrop of a persistent uncertain economy”; and

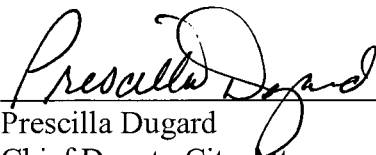
WHEREAS, in February 2012, the Mayor’s Office reported that the City has an estimated \$898 million in deferred capital projects for buildings, streets, and storm drains; and

WHEREAS, the City Council remains committed to pursuing a fiscally responsible agenda that considers reasonable options to reduce operational costs and identify efficiencies in order to retain a structurally balanced budget and continue the restoration of vital City services to San Diego citizens and communities; and

WHEREAS, under Charter section 280(a)(1), this resolution is not subject to veto by the Mayor because this matter is exclusively within the purview of the City Council and not affecting the administrative service of the City under the control of the Mayor; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that it hereby reaffirms its support of the voter-approved managed competition program, and urges the Mayor and all involved City officials to continue to seek operational and economic efficiencies via managed competitions so City leaders may provide more effective services and invest more tax revenue into San Diego neighborhoods.

APPROVED: JAN I. GOLDSMITH, City Attorney

By   
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Prescilla Dugard  
Chief Deputy City Attorney

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6/11/2013  
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Passed by the Council of The City of San Diego on JUN 25 2013, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

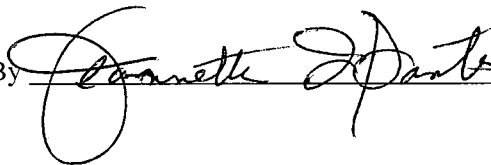
Date of final passage JUN 25 2013

AUTHENTICATED BY:

BOB FILNER  
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

(Seal)

By , Deputy

Office of the City Clerk, San Diego, California  
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