

#154
2/23

(O-2016-48)

ORDINANCE NUMBER O- 20606 (NEW SERIES)

DATE OF FINAL PASSAGE MAR 02 2016

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SAN DIEGO EXEMPTING A PROGRAM MANAGER
POSITION IN THE OFFICE OF THE CITY ATTORNEY FROM
THE CLASSIFIED SERVICE OF THE CITY OF SAN DIEGO.

WHEREAS, on December 3, 2015, the Civil Service Commission of the City of San Diego (Civil Service Commission) reviewed a request from the Office of the City Attorney, Criminal Division to exempt a Program Manager position from the Classified Service of the City of San Diego; and

WHEREAS, this position will be responsible for managing, planning, developing, and implementing the San Diego Community Court program; administering and monitoring the division's alternative sentencing programs and alternative courts; formulating and administering policies and procedures; and serving as a liaison to multiple law enforcement agencies.

WHEREAS, San Diego Charter section 117 states that the Unclassified Service shall include "[m]anagerial employees having significant responsibilities for formulating or administering departmental policies and programs. Each such position shall be exempted 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, as provided by the Office of the City Attorney, the Civil Service Commission found that the justification for the position to be placed in the Unclassified Service meets the intent of San Diego Charter section 117; and

WHEREAS, the finding of the Civil Service Commission is set forth in a memorandum dated December 7, 2015 prepared on behalf of the Civil Service Commission by Hadi Dehghani, Personnel Director, to the City Council President and City Council; NOW, THEREFORE,


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

Section 1. That pursuant to San Diego Charter section 117(a)(17), after having been reviewed on December 3, 2015, and commented upon favorably by the Civil Service Commission, as meeting the San Diego Charter criteria for exemption from the Classified Service, and after having considered and reviewed the finding of the Civil Service Commission, as set forth in the Memorandum to the Council President and City Council, from Hadi Dehghani, Personnel Director, on behalf of the Civil Service Commission, dated December 7, 2015, attached hereto as Attachment A and fully incorporated herein by reference, the position of Program Manager in the Office of the City Attorney Criminal Division, performing the duties described in Attachment A, shall be and is hereby exempted from the Classified Service and declared to be in the Unclassified Service of the City of San Diego.

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. 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 

Gregory J. Halsey
Deputy City Attorney

GJH:sc
01/19/2016
Or.Dept: CAO
Doc. No.: 1186220

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of FEB 23 2016.

ELIZABETH S. MALAND
City Clerk

By 

Deputy City Clerk

Approved: 3/2/16

(date)



KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on FEB 23 2016, 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"/>
Lorie Zapf	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAR 02 2016

AUTHENTICATED BY:

KEVIN L. FAULCONER
Mayor of The City of San Diego, California.

(Seal)

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

By *Mary Fernandez*, 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

FEB 02 2016, and on MAR 02 2016

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

(Seal)

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

By *Mary Fernandez*, Deputy

Office of the City Clerk, San Diego, California

Ordinance Number O- 20606