

ORDINANCE NUMBER O- 20718 (NEW SERIES)

DATE OF FINAL PASSAGE AUG 10 2016

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SAN DIEGO EXEMPTING ONE PROGRAM COORDINATOR
POSITION IN THE PERSONNEL DEPARTMENT FROM THE
CLASSIFIED SERVICE.

WHEREAS, on July 7, 2016, the City of San Diego (City)'s Civil Service Commission (Commission) reviewed a request from the Personnel Department (Department) to exempt one Program Coordinator position from the Classified Service; and

WHEREAS, the Program Coordinator position will be responsible for overseeing the City's medical and background pre-employment process, reviewing existing rules and regulations related to this process, and recommending policy and process changes to increase efficiency; serving as the primary contact to the Department of Justice (DOJ) and the Federal Bureau of Investigation (FBI); working in consultation with the Office of the City Attorney on the application of any changes to state and federal employment laws related to medical marijuana use and conviction records; evaluating the impact of any changes to these laws on the Department's current process; and making recommendations for policy and process changes to ensure compliance with these laws; and

WHEREAS, this position will also be responsible for overseeing medical and conviction record disqualification appeals before the Commission, performing operational and contract oversight of the medical and background evaluation contracts, addressing and resolving disputes related to the Memorandum of Agreement with the City's medical provider, and ensuring compliance with the terms and agreement required by the DOJ to guarantee the privacy rights of applicants; and

WHEREAS, San Diego Charter (Charter) section 117(a)(17) 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, on July 7, 2016, upon review of the duties and responsibilities of the Program Coordinator position, as provided by the Department, the Commission determined that the Program Coordinator position meets the standard set forth in Charter section 117(a)(17) to be placed in the Unclassified Service; and

WHEREAS, the determinations of the Commission are set forth in a memorandum dated July 8, 2016, from Hadi Dehghani, Personnel Director, to the Honorable Council President and City Council; NOW, THEREFORE,

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

Section 1. That the City Council has received and reviewed a memorandum from Personnel Director Hadi Dehghani, dated July 8, 2016, which documents that, on July 7, 2016, the Commission reviewed and favorably commented on a proposal from the Department to exempt one Program Coordinator position from the Classified Service. The Program Coordinator position will be responsible for the City’s medical and background pre-employment process, reviewing existing rules and regulations related to this process, and recommending policy and process changes to increase efficiency; serving as the primary contact to the DOJ and FBI; working in consultation with the Office of the City Attorney on the application of any changes to state and federal employment laws related to medical marijuana use and conviction records;


evaluating the impact of any changes to these laws on the Department's current process; making recommendations for policy and process changes to ensure compliance with these laws; and other duties.

Section 2. That pursuant to Charter section 117(a)(17), with the Commission's review and approval, the City Council exempts from the Classified Service and declares to be in the Unclassified Service of the City one Program Coordinator position, performing the duties set forth in the July 8, 2016, memorandum from Personnel Director Hadi Dehghani to the Honorable Council President and City Council, and in this ordinance.

Section 3. That a full reading of this ordinance is dispensed with prior to passage, a written copy having been made available to the City Council and the public prior to the day of its passage.

Section 4. 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
Deputy City Attorney

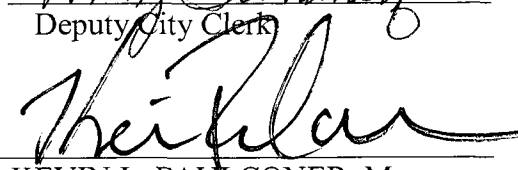
JFD:ccm
July 13, 2016
Or.Dept: FM
Doc. No.: 1322171

I certify that this Ordinance was passed by the Council of the City of San Diego, at this meeting of AUG 02 2016.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 8/9/16
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on AUG 02 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage AUG 10 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

JUL 19 2016, and on AUG 10 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- 20718