

ORDINANCE NUMBER O- 20719 (NEW SERIES)

DATE OF FINAL PASSAGE AUG 10 2016

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

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

WHEREAS, under the direction of the Financial Operations Manager, this position will function as the Earned Sick Leave and Minimum Wage Ordinance Program Manager, and will oversee the implementation and ongoing management of the City's newly-created Earned Sick Leave and Minimum Wage Ordinance Enforcement Office; and

WHEREAS, specifically, this position will be responsible for working with the City Council, the Mayor's Office, and the Office of the City Attorney in the development and implementation of this new ordinance, developing policies and procedures necessary to enforce the San Diego Municipal Code provisions, recommending staffing resources, developing an outreach plan to educate business owners, developing an enforcement policy to ensure that businesses are adhering to the ordinance, reporting annually to the City Council to summarize activity and quantitative performance metrics and recommending areas for improvement in the administration and enforcement of the policy, and performing other duties related to the formation, implementation, and administration of the Earned Sick Leave and Minimum Wage Ordinance Enforcement Office; 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 Manager position, as provided by the City Treasurer, the Civil Service Commission determined that the Program Manager 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 Civil Service 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 City’s Civil Service Commission reviewed and favorably commented on a proposal from the Department to exempt one Program Manager position from the Classified Service. The Program Manager position, under the direction of the Financial Operations Manager, will function as the Earned Sick Leave and Minimum Wage Ordinance Program Manager, and will oversee the implementation and ongoing management of the City’s newly-created Earned Sick Leave and Minimum Wage Ordinance Enforcement Office.

Section 2. That pursuant to Charter section 117(a)(17), with the Civil Service 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 Manager 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

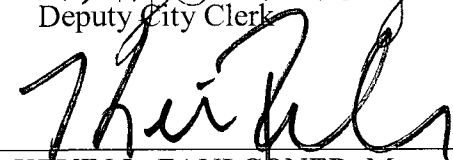
JFD:cm
July13, 2016
Or.Dept: FM
Doc. No.: 1322173

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: 8/8/16
(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

AUG 10 2016

, and on _____.

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

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