

#57
9/10/19

(O-2020-31)

ORDINANCE NUMBER O- **21127** (NEW SERIES)

DATE OF FINAL PASSAGE **SEP 12 2019**

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SAN DIEGO EXEMPTING ONE ASSISTANT DEPUTY
DIRECTOR POSITION AND ONE PROGRAM MANAGER
POSITION IN THE PUBLIC WORKS DEPARTMENT FROM
THE CLASSIFIED SERVICE OF THE CITY OF SAN DIEGO.

WHEREAS, on July 11, 2019, the San Diego Civil Service Commission (Civil Service Commission) reviewed a request from the Public Works Department (Department) to exempt one Assistant Deputy Director position and one Program Manager position from the Classified Service of the City of San Diego (City); and

WHEREAS, the Assistant Deputy Director position will oversee the administration of major Capital Improvement Programs (CIP); develop policies related to the creation of CIP to include leading updates to CIP Prioritization Council Policy; formulate operational policies to meet performance goals; implement standard operating procedures for the Capital Asset Management Division; develop resource and staff initiatives to ensure services align with CIP schedules; and make presentations to Council, related committees, other City departments, and outside organizations; and

WHEREAS, the Program Manager position will provide oversight of the City's CIP budget; develop and implement Department cash management policies and procedures; oversee the monitoring of CIP project financials; develop CIP cash flow processes for the Department and manage future development of CIP cash flows; assess current operations and develop policies and procedures; and develop procedural guidelines for closing out projects in order for assets to be capitalized timely; and

WHEREAS, San Diego City Charter (Charter) section 117 states 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 one Assistant Deputy Director position and one Program Manager position as described by the Department to the Civil Service Commission, the Civil Service Commission found they meet the intent of Charter section 117 to exempt the positions from the Classified Service; and

WHEREAS, the finding by the Civil Service Commission is presented to the Council as set forth in the memorandum dated July 15, 2019 to the Honorable Council President and members of the City Council, prepared on behalf of the Civil Service Commission by the Personnel Director; NOW, THEREFORE,

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

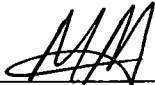
Section 1. That pursuant to Charter section 117, the Department initiated advisory review and comment from the Civil Service Commission related to the proposed exemptions of one Assistant Deputy Director position and one Program Manager position from the Classified Service. On July 11, 2019, the Civil Service Commission reviewed the proposed exemptions and commented favorably upon them as meeting Charter section 117 criteria for placement of the Assistant Deputy Director position and Program Manager position in the Unclassified Service. Having considered and reviewed the finding of the Civil Service Commission, as set forth in the memorandum dated July 15, 2019 to the Honorable Council President and members of the City

Council, prepared on behalf of the Civil Service Commission by the Personnel Director, the Council now exempts from the Classified Service the Assistant Deputy Director position and Program Manager position identified in the memorandum by the Department, performing the duties described in the memorandum, and declares the positions to be in the Unclassified Service.

Section 2. That a full reading of this ordinance is dispensed with prior to passage, a written or printed copy having been made available to the 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: MARA W. ELLIOTT, City Attorney

By 
Miguel Merrell
Deputy City Attorney

MM:jvg
July 17, 2019
Or.Dept:Public Works
Doc. No.: 2055246

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of SEP 10 2019.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 9/12/19
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on SEP 10 2019, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Ward	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery	<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"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Georgette Gómez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage SEP 12 2019.

AUTHENTICATED BY:

(Seal)

KEVIN L. FAULCONER

Mayor of The City of San Diego, California.

ELIZABETH S. MALAND

City Clerk of The City of San Diego, California.

By Ginda Arwin, 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

AUG 06 2019

, and on

SEP 12 2019

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 Ginda Arwin, Deputy

Office of the City Clerk, San Diego, California

Ordinance Number O- 21127