

RESOLUTION NUMBER R- 312671

DATE OF FINAL PASSAGE OCT 08 2019

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO APPROVING AN AGREEMENT BETWEEN THE
CITY OF SAN DIEGO AND SAN DIEGO POLICE OFFICERS
ASSOCIATION RELATED TO COMPENSATORY TIME OFF.

WHEREAS, by San Diego Resolution R-309613 (April 22, 2015), the San Diego City Council (Council) approved and ratified a Memorandum of Understanding between the City of San Diego (City) and the San Diego Police Officers Association (POA), setting forth the terms and conditions of employment for POA-represented employees for Fiscal Years 2016 through 2020 (MOU); and

WHEREAS, POA-represented employees are eligible to elect either compensatory time off or pay for overtime hours worked; and

WHEREAS, the City has identified certain tax consequences associated with the administration of the City's compensatory time off program; and

WHEREAS, the City has met and conferred with POA and reached an agreement that is in the best interests of all parties to modify the City's compensatory time off program to comply with applicable IRS regulations; and

WHEREAS, modifications set forth in the Agreement are designed to insure that all compensatory time off is either used or cashed out in the tax year it is earned; and

WHEREAS, this Agreement has been negotiated pursuant to the Meyers-Milias-Brown Act (MMBA) and council Policy 300-06 and is subject to council approval to take effect; and

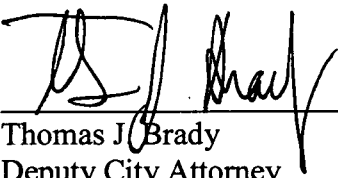
WHEREAS, this Agreement must be approved by a two-thirds majority vote of this Council, in accordance with San Diego Charter section 11.2; and

WHEREAS, this Agreement is intended to be read in conjunction with the MOU and sets forth the new process to be used when administering the City's compensatory time off program; and

WHEREAS, the Council desires to approve and ratify the Agreement; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that pursuant to the MMBA and council Policy 300-06, the Council approves and ratifies the Agreement between the City and POA, related to compensatory time off, on file in the Office of the City clerk as Document No. RR-312671.

APPROVED: MARA W. ELLIOTT, City Attorney

By 
Thomas J. Brady
Deputy City Attorney

TJB:jvg
July 23, 2019
Or.Dept:Risk Management
CC No. N/A
Doc. No.: 2059105

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of OCT 01 2019.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 10/8/19
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on OCT 01 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 OCT 08 2019.

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

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 *Hy Brady*, Deputy

Office of the City Clerk, San Diego, California
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