

RESOLUTION NUMBER R- 312727

DATE OF FINAL PASSAGE OCT 31 2019

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO DESIGNATING THE CITY'S MANAGEMENT
TEAM FOR LABOR NEGOTIATIONS WITH THE CITY'S
RECOGNIZED EMPLOYEE ORGANIZATIONS.

WHEREAS, under the San Diego Charter (Charter) and applicable state law, the authority of the City of San Diego (City), as a public agency employer, to enter into memoranda of understanding with its recognized employee organizations establishing wages, hours, and other terms and conditions of employment rests with the San Diego City Council (Council); and

WHEREAS, under the Meyers-Milias-Brown Act (MMBA), at California Government Code sections 3500-3511, the City must engage in meet and confer with its recognized employee organizations regarding any modifications to terms and conditions of employment; and

WHEREAS, the MMBA, specifically at California Government Code section 3505, provides that the Council, as the governing body of the City, may designate representatives to engage in meet and confer with the City's recognized employee organizations; and

WHEREAS, these designated representatives have the obligation to personally meet and confer promptly upon request by any recognized employee organization and continue for a reasonable period of time, to exchange information and proposals, and endeavor to reach agreement on matters within the scope of representation; and

WHEREAS, all agreements reached are subject to approval by the Council and by the Office of the City Attorney under Charter section 40, before they are binding on the City; and

WHEREAS, under the MMBA and California case law interpreting it, as well as the Charter, the City's designated representatives must approach negotiations in good faith and must

take bargaining positions only with the approval of the Council as to policy and the Office of the City Attorney as to legality; and

WHEREAS, under the Charter, the MMBA, and City Council Policy 300-06, if agreement is reached by the designated representatives of the City and a recognized employee organization, they must jointly prepare a written MOU, which is not binding on the City unless and until it is approved by the Council as to policy and by the Office of the City Attorney as to legality; and

WHEREAS, the Ralph M. Brown Act, specifically at California Government Code section 54957.6(a), provides that prior to holding a closed session meeting with its designated representatives who are involved in meet and confer, the Council must hold an open and public session in which it identifies its designated representatives; and

WHEREAS, under the MMBA, Ralph M. Brown Act, and City Council Policy 300-06, the Council desires to designate its representatives on the Management Team for any negotiations required with the City's recognized employee organizations and to authorize these representatives to execute tentative agreements and memoranda of understanding following the process described above; and

WHEREAS, by San Diego Resolution R-312573 (July 29, 2019), the Council approved a consultant contract with Burke, Williams & Sorensen, LLP, to provide labor negotiation services to the City; and

WHEREAS, the Council desires to designate the Management Team to engage in meet and confer, and this designation in no way delegates or relinquishes the Council's authority to approve tentative agreements and memoranda of understanding reached through negotiations nor

does it delegate or relinquish the City Attorney's authority to approve as to form or correctness under Charter section 40; and

WHEREAS, the Management Team listed in this Resolution supersedes any prior designations, and is necessary to reflect changes in staffing assignments; NOW THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that pursuant to California Government Code sections 3505 and 54957.6(a), City Council Policy 300-06, and other applicable state and local laws and regulations, the Council designates the following individuals as the City's representatives on the Management Team for labor negotiations with the City's recognized employee organizations and authorizes these representatives to attend closed session meetings for the purpose of providing information to the Council related to meet and confer and receiving instruction from the Council, so that the Management Team representatives may participate in meet and confer on behalf of the City, taking Council-approved bargaining positions:

- Timothy Davis, Burke, Williams, & Sorensen LLP, Labor Negotiation Consultant
- Charles Zuver, Burke, Williams & Sorensen LLP, Labor Negotiation Consultant
- Kris Michell, Chief Operating Officer
- Rolando Charvel, Chief Financial Officer
- Ronald H. Villa, Assistant Chief Operating Officer
- Jeff Sturak, Deputy Chief Operating Officer, Internal Operations
- Julie Rasco, Director, Human Resources Department
- Abby Jarl-Veltz, Assistant Director, Human Resources Department
- Erik Hanson, Supervising Human Resources Officer, Human Resources Department
- Jonnabelle Domingo, Senior Human Resources Officer, Human Resources Department

- Curt Glaser, Senior Human Resources Officer, Human Resources Department
- Abegaile Serafico, Senior Human Resources Officer, Human Resources Department
- Andrea Szabo, Senior Human Resources Officer, Human Resources Department
- Franklin Coopersmith, Supervising Human Resources Analyst, Human Resources Department
- Dianne Mitra, Associate Human Resources Analyst, Human Resources Department
- Julio Canizal, Director, Risk Management Department
- Quennelle Allen, Deputy Director, Risk Management Department
- Chris Olsen, Employee Benefits Manager, Risk Management Department
- Jose Galvan, Finance Manager, Risk Management Department
- Tracy McCraner, Director, Finance Department
- Sarah Mayen, Assistant Director, Finance Department
- Adrian Del Rio, Assistant Director, Finance Department
- Sally Rubi, Financial Operations Manager, Finance Department
- Lillian Garcia, Payroll Manager, Finance Department
- Chris Purcell, Principal Accountant, Finance Department
- Colin Stowell, Fire Chief, Fire-Rescue Department
- Kevin Ester, Assistant Fire Chief, Fire-Rescue Department
- Christopher Webber, Assistant Fire Chief, Fire-Rescue Department
- James Gartland, Lifeguard Chief, Fire-Rescue Department
- David Nisleit, Police Chief, Police Department
- Paul Connelly, Assistant Police Chief, Police Department
- Sandra Albrektsen, Assistant Police Chief, Police Department

- Albert Guaderrama, Assistant Police Chief, Police Department
- Jim McNeill, Assistant City Attorney, Office of the City Attorney
- Sanna Singer, Assistant City Attorney, Office of the City Attorney, solely for negotiations with the Deputy City Attorneys Association
- John Hemmerling, Assistant City Attorney, Office of the City Attorney, solely for negotiations with Deputy City Attorneys Association
- Tanya Tomlinson, Deputy Director, Office of the City Attorney, solely for negotiations with the Deputy City Attorneys Association.

BE IT FURTHER RESOLVED that, in accordance with California Government Code section 54954.5(f), the Council consents to the participation of an agent or designee for a specified designated representative if circumstances necessitate the absence of the specified designated representative, and the name of the agent or designee must be announced at an open session meeting of the Council held prior to the closed session; and

BE IT FURTHER RESOLVED that the Council authorizes the following Management Team representatives to execute tentative agreements and memoranda of understanding reached in meet and confer, and to present all tentative agreements and memoranda of understanding reached in meet and confer to the Council for final determination and approval by the Council as to policy and the City Attorney as to form or correctness:

- Timothy Davis, Burke, Williams, & Sorensen LLP, Labor Negotiation Consultant
- Charles Zuver, Burke, Williams, & Sorensen LLP, Labor Negotiation Consultant
- Kris Michell, Chief Operating Officer
- Rolando Charvel, Chief Financial Officer
- Ronald H. Villa, Assistant Chief Operating Officer

- Jeff Sturak, Deputy Chief Operating Officer, Internal Operations
- Julie Rasco, Director, Human Resources Department
- Abby Jarl-Veltz, Assistant Director, Human Resources Department
- Erik Hanson, Supervising Human Resources Officer, Human Resources Department.

BE IT FURTHER RESOLVED that the Council designates the following individuals from the Office of the Independent Budget Analyst as representatives within the meaning of California Government Code section 54957.6(a) to attend closed session meetings of the Council, and to serve in the capacity as observers at meet and confer sessions, and they are not designated as members of the Management Team as defined by City Council Policy 300-06:

- Andrea Tevlin, Independent Budget Analyst
- Jeff Kavar, Deputy Director, Office of the Independent Budget Analyst
- Lisa Byrne, Fiscal and Policy Analyst, Office of the Independent Budget Analyst.

BE IT FURTHER RESOLVED that the Council designates the following individuals from the Office of the City Attorney as representatives within the meaning of California Government Code section 54957.6(a) to attend closed session meetings of the Council, to perform legal work as required by Charter section 40, serve in the capacity as observers at meet and confer sessions, and they are not designated as members of the Management Team, unless otherwise designated in this Resolution, as defined by City Council Policy 300-06:

- Jim McNeill, Assistant City Attorney, Office of the City Attorney
- Mary Nuesca, Assistant City Attorney, Office of the City Attorney
- Sanna Singer, Assistant City Attorney, Office of the City Attorney
- Thomas Brady, Deputy City Attorney, Office of the City Attorney
- Joan Dawson, Deputy City Attorney, Office of the City Attorney

- William Gersten, Deputy City Attorney, Office of the City Attorney
- Miguel Merrell, Deputy City Attorney, Office of the City Attorney
- Kristin Zlotnik, Deputy City Attorney, Office of the City Attorney

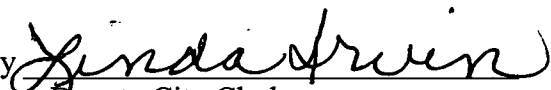
APPROVED: MARA W. ELLIOTT, City Attorney

By 
 Miguel Merrell
 Deputy City Attorney

MM:jvg
 10/15/19
 Or.Dept:Human Resources
 CC No. N/A
 Doc. No.: 2201175

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of OCT 29 2019.

ELIZABETH S. MALAND
 City Clerk

By 
 Deputy City Clerk

Approved: 10/31/19
 (date)


 KEVIN L. FAULCONER, Mayor

Vetoed: _____
 (date)

 KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on OCT 29 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 OCT 31 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.

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

(Seal)

By *Linda Irwin*, Deputy

Office of the City Clerk, San Diego, California
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