

RESOLUTION NUMBER R- 313045

DATE OF FINAL PASSAGE MAY 21 2020

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO APPROVING A TENTATIVE AGREEMENT
BETWEEN THE CITY AND THE DEPUTY CITY
ATTORNEYS ASSOCIATION OF SAN DIEGO REGARDING
TERMS AND CONDITIONS OF EMPLOYMENT FOR FISCAL
YEAR 2021.

WHEREAS, from September 2019 until May 2020, the Management Team of the City of San Diego (City) met and conferred with the Deputy City Attorneys Association of San Diego (DCAA), regarding wages, hours, and other terms and conditions of employment for employees represented by DCAA, and made detailed recommendations to the San Diego City Council (Council) in relation thereto; and

WHEREAS, the Meyers-Milias-Brown Act (MMBA), at California Government Code sections 3500 through 3511, is the state law that governs labor relations between the City and its represented employees in the City's recognized employee organizations, which includes DCAA; and

WHEREAS, the MMBA requires the City to participate in collective bargaining with its recognized employee organizations in an effort to reach agreement on terms and conditions of employment within the scope of representation prior to the adoption of the City's final budget for the ensuing fiscal year; and

WHEREAS, California Government Code section 3505.1 provides if agreement is reached by the designated representatives of the City, as defined by the MMBA and local rules, and a recognized employee organization, the City's designated representatives and the

recognized employee organization shall jointly prepare a written agreement, which shall not be binding until approved by the Council, and shall present the agreement to the Council, as the governing body, for determination; and

WHEREAS, Council Policy 300-06, the City's Employee-Employer Relations Policy, at section VIII, provides that when the meet and confer process is concluded between the City and a recognized employee organization, all agreed upon matters shall be incorporated into a written agreement signed by the Management Team and representatives of the recognized employee organization; and

WHEREAS, section VIII of Council Policy 300-06 further provides that the Memorandum of Understanding (MOU) shall be submitted to the Council for determination; and

WHEREAS, the City's Management Team and representatives of DCAA have reached tentative agreement on terms and conditions of employment for a one-year MOU, for a term to begin July 1, 2020, and DCAA members have ratified the agreement; and

WHEREAS, the Council desires to approve the tentative agreement between the City and DCAA; NOW, THEREFORE,

BE IT RESOLVED that, pursuant to the authority of the MMBA and Council Policy 300-06, the Council of the City of San Diego approves the tentative agreement between the City and DCAA regarding terms and conditions of employment for Fiscal Year 2021, on file in the office of the City Clerk as Document No. RR313045.

BE IT FURTHER RESOLVED that the Council directs the City Management Team to jointly prepare with representatives of DCAA the written MOU and present it to the Council at a later date for final determination.


APPROVED: MARA W. ELLIOTT, City Attorney

By /s/Jim McNeill
Jim McNeill
Assistant City Attorney

JM:jvg
05/08/20
Or.Dept: Human Resources
Doc. No.: 2381308

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of May 19, 2020.

ELIZABETH S. MALAND
City Clerk

By /s/ Matthew R. Hilario
Deputy City Clerk

KEVIN L. FAULCONER, Mayor

Approved: 5/21/2020
(date)

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on MAY 19 2020, 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 MAY 21 2020.

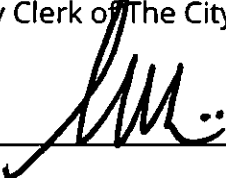
(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

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 , Deputy

Office of the City Clerk, San Diego, California

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