

(O-2021-98)

ORDINANCE NUMBER O- 21301 (NEW SERIES)

DATE OF FINAL PASSAGE MAR 17 2021

AN ORDINANCE OF THE COUNCIL OF THE CITY OF  
SAN DIEGO EXEMPTING ONE PROGRAM MANAGER  
POSITION IN THE ECONOMIC DEVELOPMENT  
DEPARTMENT FROM THE CLASSIFIED SERVICE.

WHEREAS, on December 3, 2020, the San Diego Civil Service Commission (Civil Service Commission) reviewed a request from the Economic Development Department (Department) to exempt one Program Manager position from the Classified Service; and

WHEREAS, the Program Manager position will be responsible for overseeing financial and internal operations support; developing and implementing policies and procedures related to fiscal operations; providing oversight of expenditure eligibility monitoring and compliance with federal and state funding requirements; managing the annual General Fund budget and federal and state grant fund portfolio; and working closely with the Department's executive team to advise and ensure budget obligations and expectation are met; and

WHEREAS, San Diego Charter (Charter) section 117 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 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 Program Manager position as described by the Department, the Civil Service Commission found it meets the intent of Charter section 117 to exempt the position from the Classified Service; and

WHEREAS, the finding of the Civil Service Commission is presented to the Council as set forth in the memorandum dated December 7, 2020, to the Honorable Council President and members of the 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 Economic Development Department initiated advisory review and comment from the Civil Service Commission related to the proposed exemption of one Program Manager from the Classified Service. On December 3, 2020, the Civil Service Commission reviewed the proposed exemption and commented favorably as meeting Charter section 117 criteria for placement of the position in the Unclassified Service. Having considered and reviewed the finding of the Civil Service Commission, as set forth in the memorandum dated December 7, 2020, to the Honorable Council President and members of the Council, prepared on behalf of the Civil Service Commission by the Personnel Director, the Council now exempts from the Classified Service the Program Manager position identified in the memorandum by the Department, and declares the position to be in the Unclassified Service.

Section 2. That the Chief Financial Officer is authorized to appropriate and expend approximately \$29,345 for the position from the Economic Developments General Fund Budget, as well as appropriate the approximately \$29,345 in revenue to be received from the billable funding sources.

Section 3. That a full reading of this ordinance is dispensed with prior to passage, a written copy having been made available to the 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: MARA W. ELLIOTT, City Attorney

By /s/Miguel Merrell  
Miguel Merrell  
Deputy City Attorney

MM:jvg  
2/11/21  
Or.Dept: Economic Development  
Doc. No.: 2592564\_2

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of 03/16/2021

ELIZABETH S. MALAND  
City Clerk

By /s/ Stacy D. Ready  
Deputy City Clerk

Approved: 3/17/21  
(date)

  
TODD GLORIA, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on MAR 16 2021, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<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"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<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"/>
Raul A. Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAR 17 2021.

AUTHENTICATED BY:

TODD GLORIA  
Mayor of The City of San Diego, California.

(Seal)

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

By *W. J. Brady*, 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

MAR 02 2021, and on MAR 17 2021.

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 *W. J. Brady*, Deputy

Office of the City Clerk, San Diego, California

Ordinance Number O- 21301