

ORDINANCE NUMBER O- 21635 (NEW SERIES)

DATE OF FINAL PASSAGE APR 24 2023

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE 1,
DIVISION 1 OF THE SAN DIEGO MUNICIPAL CODE BY
AMENDING SECTION 21.0104, RELATING TO
JUNETEENTH AND PRESIDENTS' DAY AS CITY
HOLIDAYS.

WHEREAS, Juneteenth commemorates June 19, 1865, as the date enslaved Black Americans in Galveston, Texas, received news of their freedom more than two years after the Emancipation Proclamation was issued by President Abraham Lincoln on January 1, 1863; and

WHEREAS, President Joe Biden signed Senate Bill 475 on June 17, 2021, establishing Juneteenth as a federal holiday, and Governor Gavin Newsom signed Assembly Bill 1655 on September 29, 2022, establishing Juneteenth as a state holiday; and

WHEREAS, as the City wishes to recognize the significance of Juneteenth and the importance of diversity, equality, inclusion, and freedom among employees and constituents, the Mayor recommends establishing June 19, known as Juneteenth, as a City holiday effective June 19, 2023; and

WHEREAS, when June 19 falls upon a Saturday, the holiday will be observed on the preceding Friday, and when June 19 falls upon a Sunday, it will be observed on the following Monday; and

WHEREAS, the City met and conferred with its recognized employee organizations (REOs) and reached agreements to amend the collective bargaining agreements to establish Juneteenth as a City holiday, which will be presented to the City Council for approval at a later date; and

WHEREAS, the list of City holidays under San Diego Municipal Code section 21.0104 currently includes George Washington's Birthday, which is observed on the third Monday in February. This ordinance also redesignates that holiday as Presidents' Day, which is consistent with the City's Personnel Regulations and the REOs' collective bargaining agreements; and

WHEREAS, this ordinance also makes non-substantive changes to San Diego Municipal Code section 21.0104 to conform the formatting to current, standard San Diego Municipal Code conventions and make the subsections more consistent with one another; and

WHEREAS, the Office of the City Attorney has drafted this ordinance based on the information provided by City staff, with the understanding that this information is complete, true, and accurate; NOW, THEREFORE,

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

Section 1. Chapter 2, Article 1, Division 1 of the San Diego Municipal Code is amended by amending section 21.0104 to read as follows:

§21.0104 Holidays

Except where otherwise specifically defined and provided in this Code, the holidays in the City of San Diego are:

- (a) January 1st;
- (b) Third Monday in January, known as "Dr. Martin Luther King, Jr.'s Birthday";
- (c) Third Monday in February, known as "Presidents' Day";
- (d) March 31st, known as "Cesar Chavez Day";
- (e) Last Monday in May, known as "Memorial Day";
- (f) June 19th, known as "Juneteenth";
- (g) July 4th;

- (h) First Monday in September, known as "Labor Day";
- (i) November 11th, known as "Veterans Day";
- (j) Fourth Thursday in November, known as "Thanksgiving Day";
- (k) December 25th;
- (l) Every day appointed by the City Council for a public fast, thanksgiving or holiday; and
- (m) A floating holiday to be requested by the employee and approved by the appointing authority in accordance with provisions of the Personnel Manual of the City of San Diego.

If January 1st, March 31st, June 19th, July 4th, November 11th, or December 25th fall upon a Sunday, the Monday following is a holiday, and if they fall on a Saturday, the preceding Friday is a holiday.

Section 2. 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 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
February 1, 2023
Or.Dept: Human Resources
Doc. No.: 3241878

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of APR 11 2023.

DIANA J.S. FUENTES
City Clerk

By Connie Patterson
Deputy City Clerk

Approved: 4/29/23
(date)

Todd Gloria
TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

STRIKEOUT ORDINANCE

OLD LANGUAGE: ~~Struck-Out~~

NEW LANGUAGE: Double Underline

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Birthday";
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Day";
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- (e) Last Monday in May, known as "Memorial Day";
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MM:jvg
February 1, 2023
Or.Dept: Human Resources
Doc. No.: 3241854

Passed by the Council of The City of San Diego on APR 11 2023, 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kent Lee	<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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage APR 24 2023

AUTHENTICATED BY:

TODD GLORIA

Mayor of The City of San Diego, California.

(Seal)

DIANA J.S. FUENTES

City Clerk of The City of San Diego, California.

By Connie Patterson, 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 21 2023

and on APR 24 2023

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)

DIANA J.S. FUENTES

City Clerk of The City of San Diego, California.

By Connie Patterson, Deputy

Office of the City Clerk, San Diego, California

Ordinance Number O- 21635