

#621
7/11/23

(O-2023-186)

ORDINANCE NUMBER O- 21689 (NEW SERIES)

DATE OF FINAL PASSAGE JUL 14 2023

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SAN DIEGO EXEMPTING AN ASSISTANT DEPUTY
DIRECTOR AND A PROGRAM MANAGER POSITION IN
THE ENVIRONMENTAL SERVICES DEPARTMENT FROM
THE CLASSIFIED SERVICE.

WHEREAS, on June 1, 2023, the Civil Service Commission of the City of San Diego (City) reviewed a request from the Environmental Services Department (Department) to exempt an Assistant Deputy Director and a Program Manager position from the Classified Service; and

WHEREAS, the Assistant Deputy Director position will oversee the Miramar Greenery and Organics Processing Facility; oversee operational enhancements surrounding the processing of organic waste associated with Senate Bill 1383 to include the final design, build, commissioning, and ongoing operation of the Organics Processing Facility; oversee the decommissioning and transition of the existing greenery location to the new enhanced location; implement procedures and processes for organic waste recycling; and develop policies and procedures related to equipment and material processing and best management practices for operations and regulatory implications; and

WHEREAS, the Program Manager position will assist the Waste Reduction Division and oversee the Recycling and Solid Waste Code Enforcement sections; manage and provide oversight of the City's implementation of Senate Bill 1383, to include reporting, recordkeeping, and procurement activities; oversee the City's Non-Exclusive Solid Waste Collection Franchise System; manage and oversee the Solid Waste Code Enforcement Section, which enforces the City Recycling Ordinance and the Construction and Demolition Debris Deposit Ordinance; and develop policies and procedures for administering the franchise system, recycled product

procurement, and for other efforts supporting the City's compliance with State waste reduction and recycling mandates and the implementation of the City's Zero Waste Plan and Climate Action Plan; and

WHEREAS, San Diego City Charter (Charter) section 117 states 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 the advisory 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 positions, as described by the Department, the Civil Service Commission found they meet the intent of Charter section 117 to exempt the positions from the Classified Service; and

WHEREAS, the finding by the Civil Service Commission is set forth in the memorandum dated June 2, 2023, to the Honorable Council President and members of the City Council (Council), prepared on behalf of the Civil Service Commission by the Personnel Director, on file in the Office of the City Clerk as Document No. OO-21689; 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. That pursuant to Charter section 117, the Council exempts from the Classified Service the Assistant Deputy Director and the Program Manager position in the Department whose duties and responsibilities were reviewed by the Civil Service Commission, as described in the memorandum on file in the Office of the City Clerk as Document No. OO- 21689

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.

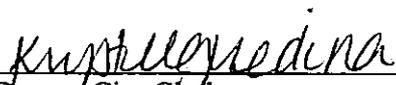
APPROVED: MARA W. ELLIOTT, City Attorney

By 
Miguel Merrell
Deputy City Attorney

MM:jvg
June 8, 2023
Or.Dept: Department of Finance
Doc. No.: 3326907

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

DIANA J.S. FUENTES
City Clerk

By 
Deputy City Clerk

Approved: 7/14/23
(date)


TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on JUL 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 JUL 14 2023

AUTHENTICATED BY:

(Seal)

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

DIANA J.S. FUENTES
City Clerk of The City of San Diego, California.

By Kristell Medina, 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 JUN 27 2023, and on JUL 14 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 Kristell Medina, Deputy

Office of the City Clerk, San Diego, California
Ordinance Number O- 21689