

#6211
7/11/23
(O-2023-194)

ORDINANCE NUMBER O-_____21697_____ (NEW SERIES)

DATE OF FINAL PASSAGE _____JUL 14 2023_____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SAN DIEGO EXEMPTING A PROGRAM MANAGER AND
TWO PROGRAM COORDINATOR POSITIONS IN THE
TRANSPORTATION 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 Transportation Department (Department) to exempt a Program Manager and two Program Coordinator positions from the Classified Service; and

WHEREAS, the Program Manager position will oversee and manage the claims and litigation process for the Department; manage the intake of all claims and litigation received by the Department; represent the Department in trial and testify when required; liaison with the Office of the City Attorney and other City departments; ensure remediation actions are taken; and develop and update safety and training policies and procedures for litigation outcomes; and

WHEREAS, one Program Coordinator position will oversee the Air Pollution Control District settlement program that mandates tree planning, maintenance, and reporting; design, implement, and manage the program; negotiate and execute new contracts; determine new opportunities for tree planting in communities of concern and create tree wells to expand tree canopy in built-out environments; and develop policies on determining areas for tree planting and processes for tree planting and equity distribution; and

WHEREAS, one Program Coordinator position will oversee the Data and Analytics and Quality Assurance/Compliance sections of the Utilities Undergrounding Program; administer the Underground Utilities Procedural Ordinance and electrical franchise grantee obligations; consult with utility companies to establish mandatory timelines for the underground conversion of poles

and overhead wires and enforce mandates; recommend where to invest funds for undergrounding projects in accordance with Council Policy 600-08, the Utilities Undergrounding Master Plan, and Undergrounding MOU; develop policies on how to prioritize spending funds; and develop processes for undergrounding projects; 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-21697; 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 Program Manager and two Program Coordinator positions 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-~~21697~~.

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.

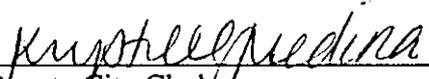
APPROVED: MARA W. ELLIOTT, City Attorney

By 
Miguel Merrell
Deputy City Attorney

MM:jvg
June 8, 2023
Or.Dept: Department of Finance
Doc. No.: 3326948

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:

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 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
21697
Ordinance Number O-_____