

#5503
1/10/23

(R-2023-354)
COR. COPY

RESOLUTION NUMBER R- 314569
DATE OF FINAL PASSAGE JAN 10 2023

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO APPOINTING AN INTERIM CITY CLERK AND
SETTING INITIAL ANNUAL SALARY IN THE POSITION.

WHEREAS, San Diego Charter (Charter) section 38 provides that the City Clerk shall be elected by the San Diego City Council (Council) for an indefinite term and maintain all official records of the City of San Diego (City); and

WHEREAS, in addition to being the custodian of records for the City, the City Clerk administers democratic processes such as elections, access to City records, and all legislative actions ensuring transparency to the public; acts as a local compliance officer for applicable Federal, State, and local statutes including the Brown Act, Elections Code, Political Reform Act, and Public Records Act; is responsible for facilitating the preparation, posting, and distribution of Council meeting agendas as well as other required agendas; and performs other related duties as required; and

WHEREAS, the Council appointed Elizabeth Maland to serve as the City Clerk by San Diego Resolution R-300733 (Aug. 01, 2005); and

WHEREAS, City Clerk Maland announced her retirement with an effective date of January 13, 2023; and

WHEREAS, it is now necessary to appoint a person to serve as the interim City Clerk;
and

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

WHEREAS, under Charter section 280(a)(1), this resolution is not subject to veto by the Mayor because this matter is exclusively within the purview of the Council and not affecting the administrative service of the City under the control of the Mayor; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that the Council appoints Diana J.S. Fuentes to serve as the City Clerk, on an interim basis, effective January 14, 2023, at an initial annual salary of \$220,501, with management level fringe benefits as described in the City's annual Salary Ordinance.

APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Miguel Merrell
Miguel Merrell
Deputy City Attorney

MM:jvg
December 27, 2022
January 12, 2023 COR. COPY
Or.Dept: Council District 9
CC No. N/A
Doc. No. 3176081_2

Passed by the Council of The City of San Diego on JAN 10 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 JAN 10 2023

(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:

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

(Seal)

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

By Kristell Medina, Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- **314569**