

RESOLUTION NUMBER R- 315035

DATE OF FINAL PASSAGE JUL 14 2023

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO APPROVING AND RATIFYING A SIDE LETTER
AGREEMENT BETWEEN THE CITY OF SAN DIEGO AND
THE DEPUTY CITY ATTORNEYS ASSOCIATION
AMENDING APPENDIX A OF THE FISCAL YEAR 2024
THROUGH FISCAL YEAR 2026 MEMORANDUM OF
UNDERSTANDING.

WHEREAS, on June 6, 2023, by San Diego Resolution R-314968, the San Diego City Council (Council) approved approving the Memorandum of Understanding (MOU) between the City of San Diego (City) and the Deputy City Attorneys Association (DCAA) concerning the terms and conditions of employment for DCAA-represented employees for Fiscal Year 2024 through Fiscal Year 2026; and

WHEREAS, Appendix A attached to the MOU sets forth the salary table for DCAA-represented employees and reflects a 25% general salary increase for all DCAA-represented employees over the term of the MOU and an automatic 2% increase per year for Deputy City Attorneys in Tier V and Tier VI, who have served at least one year in their current grade and have a satisfactory performance rating or above; and

WHEREAS, after Council approval of the MOU, the City discovered an error in Appendix A that would result in an overpayment to certain Deputy City Attorneys in Tier VI; and

WHEREAS, on July 5, 2023, the City reached a tentative agreement with DCAA to correct the error and avoid any overpayments; and

WHEREAS, the tentative agreement amends Appendix A of the MOU to set the minimum salary for Deputy City Attorneys in Tier VI at \$209,194; and

WHEREAS, the City Council now desires to approve the Side Letter Agreement between the City and DCAA amending Appendix A of the MOU, effective July 1, 2023; and

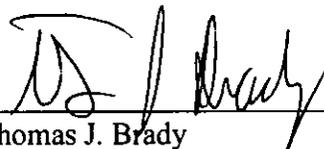
WHEREAS, the Side Letter Agreement has been negotiated pursuant to the MMBA and City Council Policy 300-06 and is subject to City Council approval to take effect; and

WHEREAS, the negotiated Side Letter Agreement must be approved by a two-thirds majority vote of this Council in accordance with San Diego Charter section 11.2; and

WHEREAS, the Office of the City Attorney has drafted this resolution based on the information provided by City staff, including information provided by affected third parties and verified by City staff, with the understanding that this information is complete, true, and accurate; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that, pursuant to the authority of the MMBA and Council Policy 300-06, the Council approves the Side Letter Agreement between the City and DCAA, which is on file in the Office of the City Clerk as Document No. RR- 315035, effective July 1, 2023.

APPROVED: MARA W. ELLIOTT, City Attorney

By 
Thomas J. Brady
Deputy City Attorney

TJB:jvg
July 6, 2023
Or.Dept: Human Resources
CC No. N/A
Doc. No. 3349499

I certify that the foregoing Resolution 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 *Kristell Medina*
Deputy City Clerk

Approved: 7/14/23
(date)

Todd Gloria
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

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

By *Kristelle Medina*, Deputy

Office of the City Clerk, San Diego, California
315035
Resolution Number R-_____