

RESOLUTION NUMBER R- **315278**DATE OF FINAL PASSAGE **DEC 22 2023**

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING A SIDE LETTER AGREEMENT BETWEEN THE CITY AND THE SAN DIEGO MUNICIPAL EMPLOYEES ASSOCIATION, TO AMEND ARTICLE 86 OF THE MEMORANDUM OF UNDERSTANDING RELATED TO PAID SICK LEAVE FOR HOURLY EMPLOYEES.

WHEREAS, by San Diego Resolution R-314970 (June 12, 2023), the San Diego City Council approved a Memorandum of Understanding (MOU) between the City of San Diego and the San Diego Municipal Employees Association (MEA) regarding terms and conditions of employment for employees represented by MEA for fiscal years 2024 through 2026; and

WHEREAS, on October 4, 2023, Governor Gavin Newsom approved Senate Bill 616, which will be effective on January 1, 2024. SB 616 requires employers to provide their employees up to 40 hours or five days, whichever is more, of accrued paid sick leave each year or 12-month period; and allow employees to accrue up to a maximum of 80 hours or ten days, whichever is more, of paid sick leave; and

WHEREAS, the City and MEA entered into a side letter agreement (Agreement) to amend Article 86 of the MOU related to paid sick leave for hourly employees to comply with SB 616; and

WHEREAS, the Agreement must be approved by a two-thirds majority vote of the Council to take effect, in accordance with 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 the Agreement between the City and MEA to amend Article 86 of the MOU related to paid sick leave for hourly employees, presented to the City Council and on file in the Office of the City Clerk as Document No. RR- **315278**, is approved, and takes effect upon the date of final passage of this resolution.

APPROVED: MARA W. ELLIOTT, City Attorney

By

  
Miguel Merrell  
Deputy City Attorney

MM:jvg  
November 28, 2023  
Or.Dept: Human Resources  
CC No. N/A  
Doc. No. 3485075

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of DEC 12 2023.

DIANA J.S. FUENTES  
City Clerk

By

  
Deputy City Clerk

Approved:

12/22/23  
(date)

  
TODD GLORIA, Mayor

Vetoed:

\_\_\_\_\_  
(date)

\_\_\_\_\_  
TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on DEC 12 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"/>
District 4 - vacant	<input 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 DEC 22 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 , Deputy

Office of the City Clerk, San Diego, California

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