

ORDINANCE NUMBER O- 21845 (NEW SERIES)

DATE OF FINAL PASSAGE AUG 01 2024

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO EXEMPTING THREE ASSISTANT DEPUTY DIRECTOR POSITIONS AND ONE DEPUTY DIRECTOR POSITION IN THE ENGINEERING AND CAPITAL PROJECTS DEPARTMENT FROM THE CLASSIFIED SERVICE.

WHEREAS, on April 4 and June 6, 2024, the Civil Service Commission of the City of San Diego reviewed requests from the Engineering and Capital Projects (Department) to exempt three Assistant Deputy Director positions and one Deputy Director position from the Classified Service; and

WHEREAS, the Assistant Deputy Director positions will be responsible for overseeing the execution of Capital Improvement Projects related to phase one of the Pure Water Program, to include the Conveyance, Treatment, and Facilities packages. These positions will oversee project delivery, coordination, and consultants and ensure consistency among the three different package areas of the Pure Water Program; oversee the design, construction, and commissioning of the highly complex pipeline/conveyance, treatment, and facilities projects; assist in the development of policies and processes for overhead and escrow bid documents; negotiate and settle claims at dispute resolution boards; determine liability for engineering firms and recommend action to be taken in conjunction with the legal team; create policies related to claim resolution and processes for commissioning large scale projects; and set policies for operation of facilities in coordination with the Public Utilities Department; and

WHEREAS, the Deputy Director position will oversee the Project Development and Management Division in the Strategic Capital Projects branch of the Department. This position will lead large-scale and complex City projects such as the Hodges Dam Replacement, Ocean

Beach Pier Replacement, and the Convention Center Expansion Project; oversee project labor agreements for the Pure Water Program and large scale capital improvement projects; oversee the planning, execution, delivery, timelines, budgets, and resources for projects; oversee quality assurance programs to ensure project compliance with laws, regulations, and standards; develop and enforce policies and programs that support the strategic and effective execution of projects to include project management, risk management, sustainability, and financial policies; and set project goals and objectives; 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 position from the Classified Service; and

WHEREAS, the finding by the Civil Service Commission is set forth in the memorandums dated April 8 and June 7, 2024, to the Honorable Council President and members of the City 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- **21845**; 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 three Assistant Deputy Director positions and one Deputy Director 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- 21845.

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 12, 2024
Or.Dept: Department of Finance
Doc. No. 3681918

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of JUL 30 2024.

DIANA J.S. FUENTES
City Clerk

By 
Deputy City Clerk

Approved: 8/1/24
(date)


TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on JUL 30 2024, 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"/>
Henry L. Foster III	<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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 AUG 01 2024.

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 Linda Krwin, Deputy
For Connie Patterson

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

JUL 16 2024, and on AUG 01 2024.

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 Linda Krwin, Deputy
For Connie Patterson

Office of the City Clerk, San Diego, California

Ordinance Number O- **21845**