

RESOLUTION NUMBER R- 315569DATE OF FINAL PASSAGE JUN 11 2024

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING A SIDE LETTER AGREEMENT BETWEEN THE CITY AND DEPUTY CITY ATTORNEYS ASSOCIATION OF SAN DIEGO, TO AMEND ARTICLE 37 OF THE MEMORANDUM OF UNDERSTANDING RELATED TO LEAVE SHARING PLANS.

WHEREAS, by San Diego Resolution R-314968 (June 12, 2023), the San Diego City Council approved a Memorandum of Understanding (MOU) between the City of San Diego and Deputy City Attorneys Association of San Diego (DCAA) regarding terms and conditions of employment for employees represented by DCAA for fiscal years 2024 through 2026; and

WHEREAS, Article 37 of the MOU established a Catastrophic Leave Bank and Medical Leave Bank which permits City employees to donate their annual leave to other City employees who face extended leaves without pay due to catastrophic occurrences or major health crises; and

WHEREAS, Article 37 further established a Child Care Annual Leave Exchange which permits City employees who jointly parent a child to transfer annual leave between them for the birth or adoption of their child or for childcare purposes; and

WHEREAS, the Catastrophic Leave Bank, Medical Leave Bank, and Child Care Annual Leave Exchange are collectively referred to as the Leave Sharing Plans; and

WHEREAS, employees must have at least 160 hours of annual leave, which includes donated Medical Leave, and Catastrophic Leave to donate to a Leave Sharing Plan; and

WHEREAS, the City and DCAA met and conferred and reached an agreement to reduce the number of hours employees must have to be eligible to donate to a Leave Sharing Plan, from 160 hours to 80 hours (Agreement), effective July 1, 2024; and

WHEREAS, the Agreement must be approved by a two-thirds majority vote of the Council to take effect, 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 the Agreement between the City and DCAA to amend Article 37 of the MOU related to Leave Sharing Plans, presented to the Council and on file in the Office of the City Clerk as Document No.

RR- **315569**, is approved, and takes effect on July 1, 2024.

APPROVED: MARA W. ELLIOTT, City Attorney

By



Jim McNeill
Assistant City Attorney

MM:jvg:jdf

04/17/2024

Or.Dept: Human Resources

CC No. N/A

Doc. No. 3626217

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 04 2024.

DIANA J.S. FUENTES
City Clerk

By Kristell Medina
Deputy City Clerk

Approved: 6/11/24
(date)

Todd Gloria
TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on JUN 04 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 JUN 11 2024.

(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 Kristell Medina, Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- 315569