

RESOLUTION NUMBER R- 313729

DATE OF FINAL PASSAGE OCT 05 2021

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO CONSIDERING THE ANNUAL  
COMPENSATION OF THE CITY CLERK.

WHEREAS, San Diego City Charter (Charter) section 38 provides that the City Clerk is “elected by the [City] Council for an indefinite term”; and

WHEREAS, Charter section 70 provides, in part, that the City Council (Council) has the power to fix the salary of the City Clerk; and

WHEREAS, Charter section 70 also provides that “[a]ll increases and decreases of salary or wages of officers and employees must be consistent with the compensation schedules established by the annual salary ordinance”; and

WHEREAS, Council Policy 300-04 (amended by San Diego Resolution R-305686 (Mar. 26, 2010)) provides that the Council is responsible for reviewing the salary of the City Clerk on an annual basis and that the Council “will consider applicable information including, but not limited to: efficiency, responsibility, merit, salaries paid by other agencies, and the City’s financial situation”; and

WHEREAS, by San Diego Ordinance O-21314 (Apr. 27, 2021), the Council approved the Fiscal Year 2022 Salary Ordinance, after it was introduced on April 13, 2021 and approved by the Mayor on April 14, 2021; and

WHEREAS, by San Diego Ordinance O-21334 (Jun. 22, 2021), the Council approved a First Amendment to the Fiscal Year 2022 Salary Ordinance to conform to City collective bargaining agreements; and

WHEREAS, by San Diego Ordinance O-21358 (Jul. 20, 2021), the Council approved a Second Amendment to the Fiscal Year 2022 Salary Ordinance to further conform to City collective bargaining agreements; and

WHEREAS, by San Diego Ordinance O-21371 (Sep. 14, 2021), the Council approved a Third Amendment to the Fiscal Year 2022 Salary Ordinance to further conform to City collective bargaining agreements; and

WHEREAS, on August 1, 2005, the Council appointed Elizabeth Maland to the position of City Clerk, and she has served in that position since that date; and

WHEREAS, on July 27, 2021, in a closed session meeting, in accordance with California Government Code section 54957(b)(1) and Council Policy 300-04, the Council reviewed and evaluated City Clerk Maland's performance; and

WHEREAS, by report dated September 20, 2021, the Council President is recommending that City Clerk Maland be awarded a salary increase to \$210,000 a year in recognition of her outstanding performance in her position; this salary is consistent with the Council's approved Fiscal Year 2022 Salary Ordinance; and

WHEREAS, the Council President is also recommending that City Clerk Maland continue to receive all benefits afforded to the position of City Clerk, which is classification number 2138 in the category of Miscellaneous A, as set forth in Exhibit C of the approved Fiscal Year 2022 Salary Ordinance; and

WHEREAS, the Council wishes to accept the Council President's recommendation and increase City Clerk Maland's salary effective upon the date of final passage of this Resolution; and

WHEREAS, in accordance with Charter section 280(a)(1), the Mayor's veto power does not extend to this matter, which is exclusively within the purview of the Council; NOW THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that the Council authorizes a salary increase for City Clerk Elizabeth Maland to \$210,000 a year, and authorizes her to receive all benefits afforded to the position of City Clerk, which is in the category of Miscellaneous A, as set forth in Exhibit C of the approved Fiscal Year 2022 Salary Ordinance, with the salary increase to be effective upon the date of final passage of this Resolution and the benefits to be paid in accordance with the Fiscal Year 2022 Salary Ordinance.

APPROVED: MARA W. ELLIOTT, City Attorney

By Joan F. Dawson  
Joan F. Dawson  
Senior Deputy City Attorney

JFD:jep:cm  
September 23, 2021  
Or.Dept: Council District 2  
Doc. No.: 2767561

Passed by the Council of The City of San Diego on OCT 05 2021, 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"/>
Chris Cate	<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 OCT 05 2021.

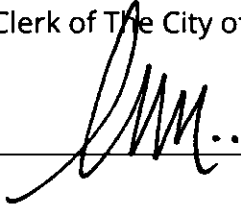
**(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)**

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 , Deputy

Office of the City Clerk, San Diego, California

Resolution Number R- 313729