

# S501  
03/08/2022

(R-2022-351)

RESOLUTION NUMBER R- 313977

DATE OF FINAL PASSAGE MAR 10 2022

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DESIGNATING JULIE RASCO, THE DIRECTOR OF THE HUMAN RESOURCES DEPARTMENT, AS THE CITY COUNCIL'S REPRESENTATIVE FOR PURPOSES OF ANY LABOR NEGOTIATIONS REQUIRED IN THE APPOINTMENT OF THE INDEPENDENT BUDGET ANALYST.

WHEREAS, San Diego Charter (Charter) section 39.3 provides that the Independent Budget Analyst shall be appointed by the City Council (Council); and

WHEREAS, Charter section 39.3 further provides that the person serving as the Independent Budget Analyst must have the professional qualifications of a college degree in finance, economics, business, or other relevant field of study or relevant professional certification. In addition, such appointee must have experience in the area of municipal finance or substantially similar equivalent experience; and

WHEREAS, San Diego Municipal Code (Municipal Code) section 22.2303 further clarifies the qualifications of the Independent Budget Analyst, which must include the following: a college degree in finance, economics, business, or other relevant field of study or a relevant professional certification; experience in the area of municipal finance or substantially similar equivalent experience; and during the previous eight years, has neither served on the staff of a City of San Diego (City) Mayor or City Councilmember, nor been a registered lobbyist with the City; and

WHEREAS, the Ralph M. Brown Act (Brown Act), at California Government Code sections 54950 through 54963, requires the Council, as a local legislative body, to conduct its

business in properly noticed meetings that are open to the public, unless an express exception to the open meeting requirement exists, allowing for a closed session of the legislative body; and

WHEREAS, California Government Code section 54957.6(a) allows a legislative body of a local agency to hold closed session with the local agency's designated representatives regarding the salaries, salary schedules, or compensation paid in the form of fringe benefits of its represented and unrepresented employees; however, prior to the to the closed session, the legislative body of the local agency must hold an open and public session in which it identifies its designated representatives; and

WHEREAS, California Government Code section 54957.6(a) further provides that closed sessions of a local agency, as permitted in this section, must solely be for the purpose of reviewing its position and instructing the local agency's designative representatives, and may take place prior to and during consultations and discussions with representatives of employee organizations and unrepresented employees; and

WHEREAS, California Government Code section 54957.6(a) further provides that closed sessions with the local agency's designated representatives regarding the salaries, salary schedules, or compensation paid in the form of fringe benefits may include discussions of an agency's available funds and funding priorities, but only insofar as these discussions relate to providing instructions to the local agency's designated representatives; further, closed sessions held pursuant to this section must not include final action on the proposed compensation of one or more unrepresented employees; and

WHEREAS, the Independent Budget Analyst is a City employee in the unclassified service, in accordance with Charter section 117, and is not represented by one of the City's recognized employee organizations; and

WHEREAS, the Council determines the Independent Budget Analyst's compensation, including initial, annual compensation; and

WHEREAS, in accordance with California Government Code section 54957.6(a), the Council wishes to designate Julie Rasco, the Director of the Human Resources Department, as the Council's representative in any required labor negotiations related to the appointment and determination of initial, annual compensation of the next Independent Budget Analyst, who will be appointed by the Council; and

WHEREAS, the Council intends to appoint the next Independent Budget Analyst and make its final determination of initial, annual compensation in an open session meeting of the Council as required by the Brown Act, but reserves its authority to conduct closed session meetings as legally permitted; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that the Council designates Julie Rasco, the Director of the Human Resources Department, to serve as the Council's representative, as defined by and in accordance with California Government Code section 54957.6(a), to act on the Council's behalf and with the Council's instructions in any required labor negotiations related to the appointment and discussion of initial, annual compensation of the next Independent Budget Analyst.

APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Miguel Merrell  
Miguel Merrell  
Deputy City Attorney

MM:hm  
March 3, 2022  
Or.Dept: City Council - District 9  
Doc. No.: 2908381

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAR 08 2022

ELIZABETH S. MALAND  
City Clerk

By *Connie Patterson*  
Deputy City Clerk

Approved: 3/9/22  
(date)

*Todd Gloria*  
TODD GLORIA, Mayor

Vetoed: \_\_\_\_\_  
(date)

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

Passed by the Council of The City of San Diego on MAR 08 2022, 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 MAR 10 2022

**(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 *Cornie Patterson*, Deputy

Office of the City Clerk, San Diego, California  
Resolution Number R- 313977