

RESOLUTION NUMBER R- 315647

DATE OF FINAL PASSAGE JUN 25 2024

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPOINTING PAUL PARKER AS THE EXECUTIVE DIRECTOR OF THE COMMISSION ON POLICE PRACTICES AND ESTABLISHING HIS INITIAL ANNUAL COMPENSATION IN THE POSITION.

WHEREAS, on November 3, 2020, City of San Diego (City) voters approved Measure B to establish the Commission on Police Practices (Commission), which superseded the City’s Community Review Board on Police Practices; and

WHEREAS, Measure B amended the San Diego City Charter (Charter) to, among other things, add section 41.2; and

WHEREAS, the Charter amendments set forth in Measure B took effect on December 18, 2020, when the California Secretary of State chaptered them; and

WHEREAS, under Charter section 41.2, the Commission is established as an investigatory body of the City, independent of the Mayor and the Police Department; and

WHEREAS, the Commission has certain mandatory duties and discretionary powers, as described in section 41.2, and the City Council (Council) may, by ordinance, mandate additional duties and authorize additional powers for the Commission, consistent with the Charter and applicable federal and state law; and

WHEREAS, Charter section 41.2 also provides that the Council must appoint and establish the initial annual compensation for the Commission’s Executive Director, who serves at the direction and will of the Commission; and

WHEREAS, the Executive Director's compensation must be consistent with the compensation schedules established by the Council in adopting the annual Salary Ordinance and other applicable laws; and

WHEREAS, by San Diego Ordinance O-21318 (May 19, 2021), codified at San Diego Municipal Code (Municipal Code) section 22.5601, the Council established the Office of the Commission on Police Practices as a City department; and

WHEREAS, under Municipal Code section 22.5601, the Commission's Executive Director serves as the administrative director of the department; and

WHEREAS, the Executive Director also serves as the appointing authority for all personnel in the department; and

WHEREAS, by San Diego Ordinance O-21557 (Oct. 20, 2022), codified at Municipal Code sections 26.1101 through 26.1115, the Council adopted provisions related to implementation of the Commission; and

WHEREAS, by San Diego Resolution R-315326 (Jan. 29, 2024), the Council created and established an Ad Hoc Committee to recruit and provide advisory recommendations to the Council related to the appointment of the Executive Director of the Commission, following the separation from City service of the former Interim Commission Executive Director in November 2023; and

WHEREAS, by San Diego Resolution R-315326 (Jan. 29, 2024), the Council also designated Councilmembers von Wilpert and Campillo to serve as the Council's designated labor negotiators, in accordance with California Government Code section 54957.6, for purposes of receiving Council direction and negotiating compensation and other terms and conditions of employment with the Council's appointee to the position of the Commission's Executive Director, who will be an unrepresented City employee, in the City's Unclassified Service; and

WHEREAS, the Ad Hoc Committee has provided advisory recommendations to the Council related to proposed appointment of the Commission's Executive Director, following a national recruitment process, and the Council has provided direction to Councilmembers von Wilpert and Campillo regarding negotiations with the Council's final candidate, who is Paul R. Parker III; and

WHEREAS, Councilmembers von Wilpert and Campillo recommend that the Council make its final determination on Mr. Parker's proposed appointment and that, if appointed by the Council, Mr. Parker be paid \$203,700 as his initial annual salary, which is \$7,834.62, biweekly, with other benefits as set forth for the classification of Managerial C, under the City's Salary Ordinance for Fiscal Year 2025, adopted by the Council, as San Diego Ordinance O-21794 (Apr. 22, 2024); 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; and

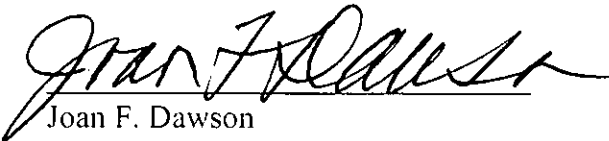
WHEREAS, the Council's appointment of the Commission's Executive Director and the establishment of the initial annual compensation are exclusively within the purview of the Council, in accordance with Charter section 41.2, and, therefore, this Resolution is not subject to the Mayor's veto authority, as set forth in Charter section 280(a)(1); NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. In accordance with Charter section 41.2, the Council appoints Paul R. Parker III to serve as the Executive Director of the Commission.
2. In accordance with Charter section 41.2, the Council establishes Mr. Parker's annual salary as \$203,700, which is \$7,834.62, biweekly. His benefits as an employee in the

Unclassified Service, Managerial C, are set forth in the Council's Fiscal Year 2025 Salary Ordinance, at San Diego Ordinance O-21794 (Apr. 22, 2024), and any related Council actions establishing compensation and benefits for unclassified, unrepresented employees.

APPROVED: MARA W. ELLIOTT, City Attorney

By   
Joan F. Dawson  
Senior Deputy City Attorney

JFD:cm:jfd  
06/04/2024  
06/25/2024 REV.  
Or.Dept: Council District 5  
Doc. No. 3670920\_2

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 25 2024

DIANA J.S. FUENTES  
City Clerk

By   
Deputy City Clerk

JUN 25 2024

Passed by the Council of The City of San Diego on \_\_\_\_\_, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 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 25 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- <u>315647</u>