



REPORT TO THE HOUSING AUTHORITY OF THE CITY OF SAN DIEGO

DATE ISSUED: April 19, 2022

REPORT NO: HAR22-017

ATTENTION: Chair and Members of the Housing Authority of the City of San Diego
For the Agenda of May 17, 2022

SUBJECT: Housing Authority Designation and Identification of the San Diego Housing
Commission's Agency Representatives for Labor Negotiations

COUNCIL DISTRICT: Citywide

REQUESTED ACTION

Adopt a resolution designating and identifying the San Diego Housing Commission's Agency
Representatives for Labor Negotiations.

STAFF RECOMMENDATION

That the Housing Authority of the City of San Diego (Housing Authority) take the following actions:

- 1) Pursuant to California Government Code sections 3505 and 54957.6(a) and other applicable state and local laws and regulations, the Housing Authority designates and identifies the following individuals as the San Diego Housing Commission's (Housing Commission) labor representatives on the Management Team for negotiations with the Housing Commission's recognized employee organization and authorizes these representatives to attend closed session meetings for the purpose of providing information to the Housing Authority related to meet and confer and receiving instruction from the Housing Authority, so that the Housing Commission's labor representatives may participate in meet and confer on behalf of the Housing Commission, taking Housing Authority-approved bargaining positions:

Jeff Davis, Interim President and Chief Executive Officer, San Diego Housing
Commission

Suket Dayal, Executive Vice President of Business Administration, San Diego Housing
Commission

Michael McKenna, Vice President of Human Resources, San Diego Housing Commission

Tina Holmes, Director of Human Resources, San Diego Housing Commission

Charles B. Christensen, General Counsel, San Diego Housing Commission

Joel Mason, General Counsel, San Diego Housing Commission

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- 2) In accordance with California Government Code section 54954.5(f), the Housing Authority consents to the participation of an agent or designee for a specified designated representative if circumstances necessitate the absence of the specified designated representative; however, the name of the agent or designee must be announced at an open session meeting of the Housing Authority held prior to the closed session.
- 3) The Housing Authority authorizes the following Housing Commission labor representatives to execute tentative agreements and memoranda of understanding reached in meet and confer, and to present all tentative agreements and memoranda of understanding reached in meet and confer to the Housing Authority for final determination and approval by the Housing Authority as to policy and the Housing Authority General Counsel as to form or correctness:

Jeff Davis, Interim President and Chief Executive Officer, San Diego Housing
Commission

Suket Dayal, Executive Vice President of Business Administration, San Diego Housing
Commission

Michael McKenna, Vice President Human of Resources, San Diego Housing
Commission

Tina Holmes, Director of Human Resources, San Diego Housing Commission

Charles B. Christensen, General Counsel, San Diego Housing Commission

Joel Mason, General Counsel, San Diego Housing Commission

- 4) The Housing Authority designates the following individuals from the Office of the Independent Budget Analyst as representatives within the meaning of California Government Code section 54957.6(a) to attend closed session meetings of the Housing Authority and to serve in the capacity as observers at "meet and confer" sessions, but they are not designated as labor negotiators for the Housing Authority of the City of San Diego:

Charles Modica, Independent Budget Analyst

Lisa Byrne, Fiscal and Policy Analyst, Office of the Independent Budget Analyst

Jillian Kisse, Fiscal and Policy Analyst, Office of the Independent Budget Analyst

- 5) The Housing Authority designates the following individuals from the Office of the General Counsel of the Housing Authority of the City of San Diego as representatives within the meaning of California Government Code section 54957.6(a) to attend closed session meetings of the Housing Authority; to perform legal work, as required by applicable law, and to serve in the capacity as observers at "meet and confer" sessions, but they are not designated as members of the Housing Commission's labor representatives:

Mara W. Elliott, City Attorney, City Attorney's Office and General Counsel, Housing
Authority

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Leslie Fitzgerald, Assistant City Attorney, City Attorney's Office and Assistant General
Counsel, Housing Authority

Jim McNeill, Assistant City Attorney, City Attorney's Office and Assistant General
Counsel, Housing Authority

Joan Dawson, Senior Deputy City Attorney, City Attorney's Office and Senior Deputy
General Counsel, Housing Authority

ENVIRONMENTAL IMPACT

This activity is not a project pursuant to CEQA Guidelines Section 15378(b)(5), where a project does not include organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment. Therefore, this activity is not subject to CEQA pursuant to CEQA Guidelines Section 15060(c)(3).

Respectfully submitted,

Suket Dayal

Suket Dayal
Executive Vice President of Business Administration
San Diego Housing Commission

Approved by,

Jeff Davis

Jeff Davis
Interim President & Chief Executive Officer
San Diego Housing Commission

Docket materials are available in the "Governance & Legislative Affairs" section of the San Diego Housing Commission website at www.sdhc.org.

HOUSING AUTHORITY OF

THE CITY OF SAN DIEGO

RESOLUTION NO. HA _____

DATE OF FINAL PASSAGE _____

A RESOLUTION OF THE HOUSING AUTHORITY OF THE
CITY OF SAN DIEGO DESIGNATING ITS
REPRESENTATIVES FOR LABOR NEGOTIATIONS WITH
THE HOUSING COMMISSION'S RECOGNIZED EMPLOYEE
ORGANIZATION IN ACCORDANCE WITH THE MEYERS-
MILIAS-BROWN ACT AND THE RALPH M. BROWN ACT.

WHEREAS, as codified in San Diego Municipal Code (Municipal Code)
section 98.0301, the San Diego Housing Commission (Housing Commission) is a public agency,
with all rights, powers, and duties under the provisions of California's Housing Authorities Law,
at California Health and Safety Code sections 34200 through 34380, except those expressly
retained by the Housing Authority of the City of San Diego (Housing Authority); and

WHEREAS, the Housing Authority is the governing body of the Housing Commission,
with final authority over the Housing Commission's budget and major policy changes; and

WHEREAS, under Municipal Code section 98.0301, the Housing Commission provides
recommendations to the Housing Authority regarding revisions to personnel policies and
procedures and annual administrative and operating budgets, and the Housing Authority has final
approval on the recommendations; and

WHEREAS, the Housing Commission is subject to the provisions of the
Meyers-Milias-Brown Act (MMBA), at California Government Code (Government Code)
sections 3500 through 3511; and

WHEREAS, the MMBA requires the Housing Commission, as a public agency, to participate in collective bargaining with its recognized employee organization, Service Employees International Union, Local 211 (SEIU), in an effort to reach agreement on terms and conditions of employment for the Housing Commission's SEIU-represented employees; and

WHEREAS, the MMBA, specifically at Government Code section 3505, provides that the Housing Authority may designate representatives to engage in labor negotiations with SEIU; and

WHEREAS, these representatives have the duty to act on behalf of the Housing Authority, exchanging information and proposals with SEIU and working to reach agreement with SEIU on matters subject to bargaining for SEIU-represented employees; all agreements are subject to approval by the Housing Authority; and

WHEREAS, the Ralph M. Brown Act, specifically at Government Code section 54957.6(a), provides that prior to holding a closed session meeting with its designated representatives who are involved in labor negotiations, the Housing Authority must hold an open and public session in which it identifies its designated representatives; and

WHEREAS, the Housing Authority wishes to designate its representatives for labor negotiations with SEIU and to direct these labor negotiators to obtain authority from the Housing Authority for all proposals, keep the Housing Authority informed of progress and developments in labor negotiations, and present any tentative agreement or memorandum of understanding to the Housing Authority for final determination and approval; NOW THEREFORE,

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

1. Pursuant to Government Code sections 3505 and 54957.6(a) and other applicable state and local laws and regulations, the Housing Authority designates the following individuals as its representatives for negotiations with the Housing Commission's recognized employee organization, SEIU, and authorizes these representatives to participate in labor negotiations on behalf of the Housing Authority with Housing Authority-approved proposals, to execute any tentative agreements and memorandum of understanding reached in labor negotiations, and to present all tentative agreements and memorandum of understanding reached in labor negotiations to the Housing Authority for final determination and approval:

Jeff Davis, Interim President and Chief Executive Officer, San Diego Housing Commission;

Suket Dayal, Executive Vice President of Business Administration, San Diego Housing Commission;

Michael McKenna, Vice President of Human Resources, San Diego Housing Commission;

Tina Holmes, Director of Human Resources, San Diego Housing Commission;

Charles B. Christensen, General Counsel, San Diego Housing Commission; and

Joel Mason, General Counsel, San Diego Housing Commission.

2. In accordance with Government Code section 54954.5(f), the Housing Authority consents to the participation of an agent or designee for a specified designated representative if circumstances necessitate the absence of the specified designated representative; however, the name of the agent or designee must be announced at an open session meeting of the Housing Authority held prior to the closed session.

3. The Housing Authority designates the following individuals from the City of San Diego's Office of the Independent Budget Analyst as representatives within the meaning of Government Code section 54957.6(a) to attend closed session meetings of the Housing Authority and to serve as observers at meet and confer sessions, but they are not designated as labor negotiators for the Housing Authority:

Charles Modica, Independent Budget Analyst;

Lisa Byrne, Fiscal and Policy Analyst, Office of the Independent Budget Analyst;
and

Jillian Kisse, Fiscal and Policy Analyst, Office of the Independent Budget Analyst.

4. The Housing Authority designates the following individuals from the Office of the General Counsel of the Housing Authority as representatives within the meaning of Government Code section 54957.6(a) to attend closed session meetings of the Housing Authority, to perform legal work as required by applicable law, and to serve in the capacity as observers at meet and confer sessions, but they are not designated as labor negotiators for the Housing Authority:

Mara W. Elliott, City Attorney, City Attorney's Office, and General Counsel,
Housing Authority;

Jim McNeill, Assistant City Attorney, City Attorney's Office, and Assistant
General Counsel, Housing Authority;

Leslie FitzGerald, Assistant City Attorney, City Attorney's Office, and Assistant
General Counsel, Housing Authority; and

Joan Dawson, Senior Deputy City Attorney, City Attorney's Office, and Senior
Deputy General Counsel, Housing Authority.

APPROVED: MARA W. ELLIOTT, General Counsel, Housing Authority

By _____
Joan F. Dawson
Senior Deputy General Counsel
Housing Authority

JFD:ccm
April 26, 2022
Or.Dept: San Diego Housing Commission
Doc. No. 2963584



The City of San Diego
Item Approvals

Item Subject: Housing Authority Designation and Identification of the San Diego Housing Commission's Agency Representatives for Labor Negotiations.

Contributing Department	Approval Date
ENVIRONMENTAL ANALYSIS	04/21/2022
DOCKET OFFICE	04/21/2022

Approving Authority	Approver	Approval Date
HOUSING COMMISSION FINAL DEPARTMENT APPROVER	MARSHALL, SCOTT	04/20/2022
CITY ATTORNEY	DAWSON, JOAN	04/26/2022
EXECUTIVE VICE PRESIDENT	DAVIS, JEFF	04/29/2022