

ORDINANCE O2022-__

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NAPA, STATE OF CALIFORNIA, AMENDING NAPA MUNICIPAL CODE SECTION 2.24.070 REGARDING THE DESIGNATION OF APPOINTIVE OFFICERS IN THE CITY ATTORNEY'S OFFICE

WHEREAS, City Charter Section 75 authorizes the City Council to designate, by ordinance, "appointive officers" that may be appointed without following the civil service requirements of City Charter Section 76.1; and

WHEREAS, Napa Municipal Code Section 2.24.070 currently identifies three "appointive officer" positions in the City Attorney's Office, which are: one assistant city attorney, one deputy city attorney, and one legal analyst; and

WHEREAS, the City Attorney's Office previously had a Legal Secretary who performed the administrative responsibilities of the City Attorney's Office; and

WHEREAS, in 2020, the administrative departments in the City Hall building (the City Attorney, City Manager, City Clerk, and Finance Department) worked together closely to consolidate and reorganize overlapping administrative responsibilities so that services previously performed by the Legal Secretary were reallocated to other positions in these departments; and the Legal Secretary position was replaced by a new Legal Analyst position; and

WHEREAS, as a part of the City of Napa Budget, Fiscal Year 2022-2023, the City Council approved an adjustment to staffing levels in the City Attorney's Office to add a Legal Secretary position to perform administrative duties for the City Attorney's Office and the City Manager's Office; and

WHEREAS, since approval of the budget, the "Legal Secretary" position has been deleted and the "Legal Assistant" position has been added; and

WHEREAS, the legal services previously budgeted and provided by an Assistant City Attorney and a Deputy City Attorney are proposed to be provided by two Assistant City Attorneys; and

WHEREAS, there is a need to update the identification of "appointive officers" within the City Attorney's Office in order to address these changes; and

WHEREAS, the City Council has considered all information related to this matter, as presented at the public meeting of the City Council identified herein, including any supporting reports by City Staff, and any information provided during public meetings.

ATTACHMENT 1

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Napa as follows:

SECTION 1: Amendment. Napa Municipal Code Section 2.24.70 is hereby amended by repealing the previous language of subsection 2.24.070(A), and adopting language to replace it, to read as set forth below. [NOTE: Subsections 2.24.070(B) through 2.24.070(E) are not modified by this amendment.]

“2.24.070 Appointive officers.

A. Designation of Appointive Officers. The City Council hereby designates the following appointive officers pursuant to Section 75 of the Charter:

1. Two (2) Assistant City Attorneys.
2. Legal Analyst.
3. Legal Assistant.

SECTION 2: Severability. If any section, sub-section, subdivision, paragraph, clause or phrase in this Ordinance, or any part thereof, is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections or portions of this Ordinance or any part thereof. The City Council hereby declares that it would have passed each section, sub-section, subdivision, paragraph, sentence, clause or phrase of this Ordinance, irrespective of the fact that any one or more sections, sub-sections, subdivisions, paragraphs, sentences, clauses or phrases may be declared invalid or unconstitutional.

SECTION 3: Effective Date. This Ordinance shall become effective thirty (30) days following adoption.

City of Napa, a municipal corporation

MAYOR: _____

ATTEST: _____
CITY CLERK OF THE CITY OF NAPA

ATTACHMENT 1

STATE OF CALIFORNIA }
COUNTY OF NAPA } SS:
CITY OF NAPA }

I, Tiffany Carranza, City Clerk of the City of Napa, do hereby certify that the foregoing Ordinance had its first reading and was introduced during the public meeting of the City Council on the 20th day of September, 2022, and had its second reading and was adopted and passed during the public meeting of the City Council on the ___ day of ____, 20__, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST: _____
Tiffany Carranza
City Clerk

Approved as to Form:

Michael W. Barrett
City Attorney