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OAKLAND

Approved as to Form and Legality

2019 MAY 23 PM 5:11


City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. 87719 = C.M.S.

RESOLUTION RECOMMENDING TO THE CIVIL SERVICE BOARD THE EXEMPTION OF THE CLASSIFICATION OF FIRE MARSHAL FROM THE OPERATION OF CIVIL SERVICE

WHEREAS, the Oakland City Charter Section 902(f) requires that City Council recommend positions for exemption from Civil Service prior to Civil Service Board approval of such exemption; and

WHEREAS, the Fire Marshal is recommended for exemption from Civil Service due to its placement in the organization, lines of authority, reporting relationships within the department, as well as the position's duties, pay grade and independence of action; and

WHEREAS, the Fire Marshal is an expert level, sworn classification responsible for administering policies and ensuring compliance while governing multiple program areas (fire prevention, investigation, and code enforcement inspection) having major impact on the attainment of the goals of the City; and

WHEREAS, the Fire Marshal is a management classification with overall responsibility for daily operations in a bureau/division of the Oakland Fire Department and is required to utilize a high degree of independence in carrying out the goals and objectives of the City Administrator and City Council; the scope of responsibilities is broad and complex, and the individual in the classification must deal with challenging, sensitive, and confidential matters; and

WHEREAS, the incumbent in the Fire Marshal position is expected to exercise considerable discretion in carrying out the City's mission for with there is a high consequence of error; now, therefore, be it

RESOLVED, the City Council of Oakland hereby recommends to the Civil Service Board that the classification of Fire Marshal be exempted from the requirements of civil service; and be it

FURTHER RESOLVED, that the Civil Service Board is hereby requested to approve such exemption.

IN COUNCIL, OAKLAND, CALIFORNIA,

JUN 0 4 2019

PASSED BY THE FOLLOWING VOTE:

AYES - FORTUNATO BAS, GALLO, GIBSON MCELHANEY, KALB, ~~WILL~~ TAYLOR, THAO AND PRESIDENT KAPLAN — 7

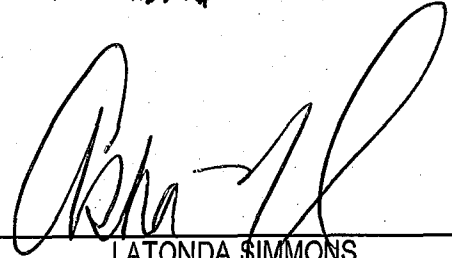
NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - 1 *Perd*

ATTEST:



LATONDA SIMMONS
City Clerk and Clerk of the Council of the
City of Oakland, California