



COUNCIL AGENDA: 03-15-05
ITEM: 3.6

Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: Lee Price, CMC
City Clerk

SUBJECT: ELECTIONS COMMISSION
INTERVIEWS

DATE: 03-11-05

RECOMMENDATION

Interview three applicants and appoint two to serve a term of four years each, beginning immediately and terminating on March 1, 2009.

BACKGROUND

The Office of the City Clerk conducted an open recruitment for the Elections Commission. Three applications were received. The following are the names of the candidates:

Michelle M.T. Bui
Steven C. Chell
Joyce Stoer Cordi

The applications, City Attorney's Office conflict of interest review, the Code Enforcement Officer's review and the Notice of Vacancy are attached.

ANALYSIS

Applicants must receive a two-thirds vote (8) of the Council to be appointed to serve on the Elections Commission. Ballots for each of you will be provided and openly tabulated at the meeting following the interviews.

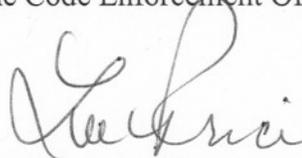
PUBLIC OUTREACH

The Notice of Vacancy was posted in early February and sent to over 400 community groups, agencies, chambers of commerce, associations and organizations. Additionally, the Notice was posted on the Website and the *Mercury News* printed a brief article announcing the openings. Council Offices also assisted with getting the word out to the citizenry.

HONORABLE MAYOR AND CITY COUNCIL
Subject: Election Commission Interviews and Appointments
03-11-05
Page 2

COORDINATION

This item was coordinated with the City Attorney and the Code Enforcement Officer.



LEE PRICE, CMC
CITY CLERK

Attachments: 1) Applications
2) City Attorney's Review
3) Code Enforcement Officer's Review
4) Notice of Vacancy



CITY OF SAN JOSÉ, CALIFORNIA

APPLICATION FOR BOARDS AND COMMISSIONS

MEMBERS OF SAN JOSÉ'S BOARDS AND COMMISSIONS MUST BE RESIDENTS OF SAN JOSÉ. PLEASE USE BLACK TYPE OR PRINT. Submit application to the Office of the City Clerk, 801 North First Street, Room 116, San José, California, 95110, Telephone (408) 277-4424. If more space is needed, please attach additional pages. Applications are valid for one year from the date of receipt and are public record.

P-1036

Board or Commission applying for:

ELECTION COMMISSION

Are you a resident of San José?

YES

Length of Residency

22 YEARS

Council District No.

10 ✓

Name (last, first, middle)

BUI, MICHELLE M.T.

Home Phone No. *(408) 258-3470*

Work Phone No. *(408) 288-9033*

E-Mail Address *michelle95120@MSN.COM*

Address

1274 CHATEAU DR

San José, CA Zip *95120*

Present Employer (Name/Address)

*PHUC VAN NGUYEN DDS
650 E. SANTA CLARA ST.
SAN JOSE, CA 95112*

Job Title/Description of Duties:

Office Manager: patients' consultation, Billing, Account Receivable & payable & all other aspects of the Business.

Current Employer of Spouse (Name/Address)

*Selfemploy
PHUC VAN NGUYEN DDS
ADDRESS AS ABOVE*

Spouse's Job Title/Description of Duties:

DENTIST

College, Professional, Vocational or Other Schools Attended

Major Subject

Dates Attended

Degree & Date

VANHOC HIGH SCHOOL

SCIENCE

Sept. 67 - June 69

Baccalaureate I & II

SAIGON UNIVERSITY

ANTHROPOLOGY

Sept 70 - APRIL 75

Completed B.A program

CHE MEKETA COMM. COLLEGE

CHEMISTRY

Sept 78 - JUN 80

A.S in chemistry

LINCOLN LAW UNI.

LAW

Sept 89 - June 90

CA. BABY BAR

LINCOLN LAW UNI.

LAW

Sept 93 - June 94

ADD. 18 UNITS.

List any position or office held in any governmental agency, civic or charitable organization including the dates:

JAN. 95 - DEC. 97 PROJECT DIVERSITY SCREENING COMMITTEE - SAN JOSE

JAN. 1985 - PRESENT SUPPORTER RA KHỎI BOYSCOUT TROOP

Sept 1993 - PRESEN SUPPORTER VAN LANG VIETNAMESE LANGUAGESCH

*Sept 1980 - AUGT. 1982 Job placement worker - Dept. of human resoun
West portland Branch - OREGON*

MAY 1983 - PRESENT Dental office Manager

PROJECT

Languages spoken:

ENGLISH & VIETNAMESE



Diversity

Special Awards or Recognitions Received:

RA KHỎI BOYSCOUT TROOP: EXCELLENT SERVICE AS PARENTS' COMMITTEE CHAIR PERSON 1991

HUNG VUONG INSTITUTE: VALUABLE CONTRIBUTION & SUPPORT 2001

Please state why you want to become a member of this Board or Commission including specific objectives which you would work toward as a member.

TO LEARN NEW THINGS & TO BE GOOD CITIZEN AND BE ABLE TO CONTRIBUTE TO THE SOCIETY WHEREVER I LIVE.

CONFLICT OF INTEREST: State and local law require that you abstain from participation in decisions that may affect your financial interests, including sources of income, interests in real property or investments. In addition, if appointed, you may be required to fill out a disclosure statement which identifies certain of your financial interests beginning with the immediate twelve-month period prior to your appointment. Based on your best judgement, does this Board or Commission make decisions that may affect sources of income, interests in real property or investments of you or your spouse? If yes, please explain. Please identify any organizations, associations, corporations or entities by which you are employed or associated that might be affected by decisions of this Board or Commission, and the positions you hold.

TO MY KNOWLEDGE, I BELIEVE THAT SERVING THIS COMMISSION WILL NOT AFFECT MY SOURCE OF INCOME, INTEREST IN REAL PROPERTY OR INVESTMENT OF MY FAMILY.

Please state any other information which you feel would be useful in reviewing your application.

MY WORK EXPERIENCES, ABILITY TO LEARN & UNDERSTAND COMPLEX ISSUES AS WELL AS RULES, REGULATION. PLUS ANALYTICAL, REASONING & MANAGEMENT SKILLS. MOST OF ALL MY WILLINGNESS TO SERVE ^{OUR} COMMUNITY.

SAN JOSÉ REFERENCES:

Name MR. TRAN, THAN H.

email: THAN_TRAN@BD.COM

Phone No. cel 396-1029

Address -CHAIRMAN VIETNAMESE COMMITTEE ON SCOUTING OF SANTA CLARA COUNTY
-SECRETARY GENERAL INTERNATIONAL CENTRAL COMMITTEE OF V.N. SCOUTING

Name MR. BUI, DAM D.

Phone No. 251-2106

Address MEMBER OF ADVISOR BOARD ASSOCIATION OF VIETNAMESE ELDERLY
2172 LUZ AVE. SAN JOSE, CA 95116

[Signature]
SIGNATURE OF APPLICANT

02/24/05
DATE SIGNED

SOCIO-DEMOGRAPHIC INFORMATION: (OPTIONAL)

Male Female 18-35 36-45 46-55 56-65 65+

Disability: Yes No Any special needs during interview process? Yes No

Racial/Ethnic Identification: AMERICAN VIETNAMESE ORIGIN

Sexual Orientation _____

RECEIVED
San Jose City Clerk
2005 FEB 28 P 12:09

How did you learn of this vacancy? MERCURY NEWS



CITY OF SAN JOSE, CALIFORNIA

APPLICATION FOR SAN JOSE ELECTIONS COMMISSION

MEMBERS OF SAN JOSE ELECTIONS COMMISSION MUST BE RESIDENTS OF SAN JOSÉ. PLEASE TYPE OR PRINT IN BLACK INK. FACSIMILE APPLICATIONS CANNOT BE ACCEPTED. Submit original application to the Office of the City Clerk, 801 North First Street, Room 116, San José, California, 95110, Telephone (408) 277-4424. If more space is needed, please attach additional pages. Applications are valid for one year from the date of application.

P1134

Are you a resident of San José? S Herhold – Mercury News	Length of Residency 27 years	Council District No. D-1
---	---------------------------------	--------------------------

Name (last, first, middle) Cordi, Joyce Stoer	Home Phone No. Work Phone No. h(408) 252-8525(408) 255-7731
--	--

Address 4430 Junipero Serra Lane	San José, CA Zip 95129
-------------------------------------	------------------------

Present Employer (Name/Address)	Job Title/Description of Duties:
---------------------------------	----------------------------------

Cordi and Associates, 4430 Junipero Serra President, Management Consulting Firm

Current Employer of Spouse (Name/Address)	Spouse's Job Title/Description of Duties:
---	---

N/A

College, Professional, Vocational or Other Schools Attended	Major Subject	Dates Attended	Degree & Date
University of California, Berkeley	History & Economics	1961-1965	BA 1965
California State University, Haywr	Master's prog in Business	1975-78	

List any position or office held in any governmental agency, civic or charitable organization including the dates:

Treasurer, Moorpark Meadows HOA – 2002 to Present and 1980 - 1985
 Court Appointed Child Advocate – 2002
 VP Bay Area Chapter of California Women's Leadership Forum 2004 to Present
 PTA Various 1978 to 1990, Speech Team Coach and Competition Judge 1988-90 Cupertino High
 Contra Costa Master Housing Planning Committee 1975-78

Languages spoken:
English – have college French and Spanish but —



Special Awards or Recognitions Received:

Invited speaker: Gartner Symposia, Compaq Telecommunication Users Conferences, Voluntary Inter-Industry Standards Council, American Employment Managers Association, American Council of Community Colleges, American Hard Goods Manufacturers

Please state why you want to become a member of this Commission including specific objectives which you would work toward as a member. Please indicate any familiarity or experience you may have with campaign laws.

As a consultant, I always need to be aware of legal constraints when dealing with public sector employees. As a well informed consumer of news and public affairs, and an active participant, I have a good lay understanding of both the letter and spirit of campaign laws.

I want to be part of changing the local political culture from one where some officials eye the letter of the law while violating its spirit. This attitude has led to cynicism in the population and discouraged some of the most qualified individuals from becoming candidates -- fearing the potential damage to their families and reputations.

CONFLICT OF INTEREST: State and local law require that you abstain from participation in decisions that may affect your financial interests, including sources of income, interests in real property or investments. In addition, if appointed, you may be required to fill out a disclosure statement which identifies certain of your financial interests beginning with the immediate twelve-month period prior to your appointment. Based on your best judgement, does this Commission make decisions that may affect sources of income, interests in real property or investments of you or your spouse? If yes, please explain. Please identify any organizations, associations, corporations or entities by which you are employed or associated that might be affected by decisions of this Commission, and the positions you hold.

None

Please state any other information which you feel would be useful in reviewing your application.

A savvy business woman who has a long history of making things happen by focusing on the facts and using the facts to build a consensus and action plan quickly.

I combine these skills with a keen interest in public policy and a faith that we can develop processes which encourage broader participation in city government from both the public and private sector.

We need a city government worthy of the Capital of Silicon Valley and I believe I can make a contribution toward reaching this goal.

SAN JOSE REFERENCES:

Name Sally Tweston

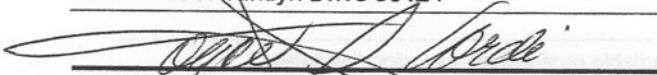
Phone No. (408) 255-5727

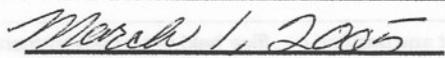
Address 4460 OpenMeadow Court

Name Kay Mascoli

Phone No. (408) 266-1428

Address 1817 Kirklyn Drive 95124


SIGNATURE OF APPLICANT


DATE SIGNED

SOCIO-DEMOGRAPHIC INFORMATION: (OPTIONAL)

Male Female 18-35 36-45 46-55 56-65 65+

Disability: Yes No Any special needs during interview process? Yes No

Racial/Ethnic Identification: ~~Sally Tweston~~ Caucasian

Sexual Orientation: ~~Single~~ Married

How did you learn of this vacancy? S Herhold -- Mercury News

RECEIVED
San Jose City Clerk
2005 MAR - 1 A 11: 00
3/2004

Our Collective EXPERIENCE

- Gartner Inc
- Price Waterhouse Cooper
- CSC Consulting
- Unisys
- Intel

Ms. Cordi is a customer management strategist who works with senior executives to develop pragmatic approaches to solving critical business problems. She develops solutions that emphasize people and process supported by technology, for quick implementation, early payback, and long-term flexibility.

Ms. Cordi is a seasoned leader and innovator -- capable of "thinking big". She is respected for telling clients "the facts they need to hear".

Her blend of experience advising both technology vendor and technology user clients has led to a unique perspective about the technology industry and its impact and influence on the 21st century economy. In some instances, this broader perspective has helped her to guide her clients away from bleeding edge decisions with high risk and subsequent consequences.

Ms. Cordi founded Cordi and Associates in 2004 to provide strategic business services and market research to clients who use technology to deliver services to customers. This boutique consultancy is modeled around the Renaissance concept of craft guild where several master craftsmen would come together to lend their related skills to the successful completion of complex engagements. This model encourages creativity and individuality while still offering clients a broad-based, fast-paced, cost-effective solution tailored to the specific situation.

Why Choose Us?

As a functional managers, we've hired and managed consultants.
WE KNOW WHAT YOU EXPECT!
As consultants we have delivered
WHAT YOU NEED!

OBJECTIVITY

Designed and led strategic consulting engagements to support HP/Compaq integration planning
Technology Roadmap
Competitive Landscape
Enterprise Solutions
Strategic Workshop Framework

COURAGE

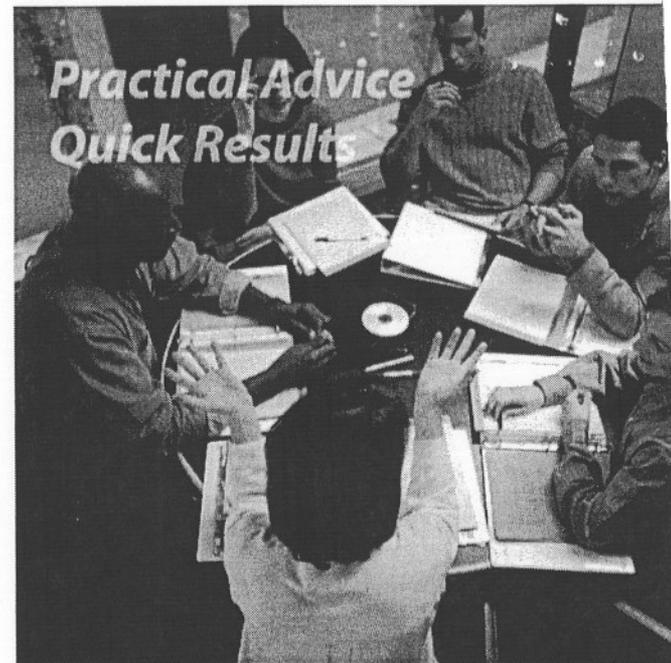
Successfully advocated the Business Re engineering of California Water Project
Returned \$50 Million to Rate Payers
Only successful enterprise re-engineering project in California Government!

For Compaq Computer, led a study that identified the weaknesses in Internet Service Provider (ISP) market place and proposed an alternate market strategy 12 months before the business failures and market consolidation began in Q3 2001!

INNOVATION

For Compaq Computer, led the development of a Return on Investment Modeling Methodology and Sales Force Tool that led to \$40 million in sales leads in first 90 days of deployment.

For Levolor Corp, architected an electronic commerce solution that significantly lowered distribution costs for a line of business representing 70% of the corporation's annual revenue.



**Practical Advice
Quick Results**

RISK FREE PROPOSAL

We conduct due diligence to develop project proposal at our expense..

Client Team
Kick Off

Due Diligence

Validate Findings

Develop
Solution

Implement
& Measure

SHARED RISK SOLUTION

Putting a portion of our fee at risk against client results.



Customer Strategies:

Is your go to market strategy successful?

The right value proposition
The correct customer profile
Products that resonate

Are you focused on the right customers?

Gaining market share from our competitors
Growing wallet-share year to year
Improving customer profitability

Is your Sales Force Executing?

Top line revenue growth each reporting period
Capturing major share of target customers

Do you have the right partner and alliance strategy?

Access to customers not open to direct sales force

Is the enterprise tightly focused on value creation?

Focusing resources on Core Competence
An effective sourcing strategy for non-core

Representative Clients

- HP
- Compaq
- Sun
- Intel
- Dell
- Unisys
- Kaiser Foundation and Permanente Group
- GT Bike (for Bain Capital)
- Levolor (for Merrill Lynch)
- California Water Project
- California State Lottery
- California Community Colleges
- U.S. Defense Logistics Command

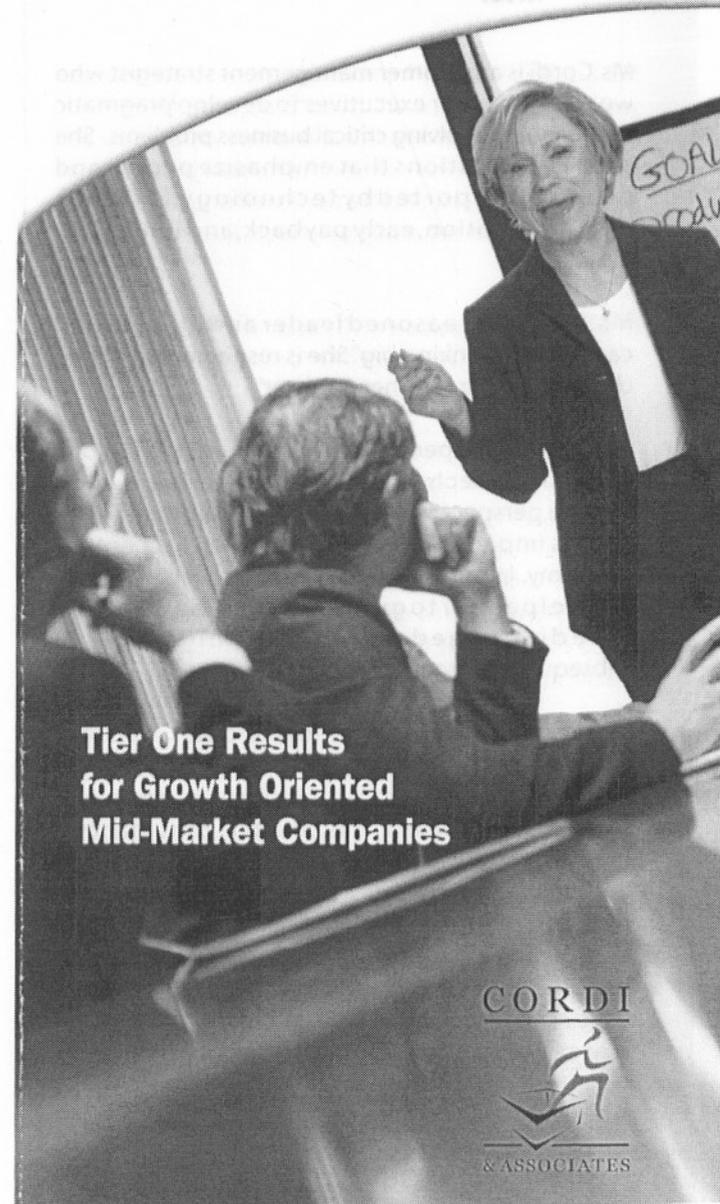
CONTACT US

Joyce Stoer Cordi, President

Cordi and Associates, Inc.
PO Box 10247
San Jose, California 95157
Phone: (408) 255-7731
joyce@cordiconsulting.com

Customer Acquisition and Retention Strategies

**Maximizing the Life-Time
Value of Each Customer**



**Tier One Results
for Growth Oriented
Mid-Market Companies**





CITY OF SAN JOSE, CALIFORNIA

APPLICATION FOR SAN JOSE ELECTIONS COMMISSION

MEMBERS OF SAN JOSE ELECTIONS COMMISSION MUST BE RESIDENTS OF SAN JOSÉ. PLEASE TYPE OR PRINT IN BLACK INK. FACSIMILE APPLICATIONS CANNOT BE ACCEPTED. Submit original application to the Office of the City Clerk, 801 North First Street, Room 116, San José, California, 95110, Telephone (408) 277-4424. If more space is needed, please attach additional pages. Applications are valid for one year from the date of application.

P1117

Are you a resident of San José? **Yes** Length of Residency **27 1/2** years Council District No. **1** ✓

Name (last, first, middle) **CHELL, Steven C.** Home Phone No. **408.996.8551**
Work Phone No. **408.725.1275**

Address **1199 Wunderlich Drive** San José, CA Zip **95129**

Present Employer (Name/Address) **Recently retired as head of Steve Chell Communications following 20+ years in PR/HR management with Hewlett-Packard. Currently starting new venture. Also, writer for Softball** Job Title/Description of Duties: **New venture: Principal, RE-FLECTIONS (design and produce custom wall accessories of wood & mirror) Today Magazine**

Current Employer of Spouse (Name/Address) **The Terraces of Los Gatos 800 Blossom Hill Road Los Gatos, CA 95032** Spouse's Job Title/Description of Duties: **Sales Counselor**

College, Professional, Vocational or Other Schools Attended	Major Subject	Dates Attended	Degree & Date
San Jose State	Journalism (Reporting & Editing)	1959-63	B.A., 1963

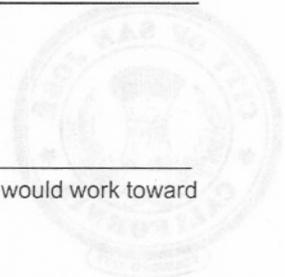
List any position or office held in any governmental agency, civic or charitable organization including the dates:
Please see Attachment.

Languages spoken: **English**



Special Awards or Recognitions Received:

Please see Attachment.



Please state why you want to become a member of this Commission including specific objectives which you would work toward as a member. Please indicate any familiarity or experience you may have with campaign laws.

Please see Attachment.

CONFLICT OF INTEREST: State and local law require that you abstain from participation in decisions that may affect your financial interests, including sources of income, interests in real property or investments. In addition, if appointed, you may be required to fill out a disclosure statement which identifies certain of your financial interests beginning with the immediate twelve-month period prior to your appointment. Based on your best judgement, does this Commission make decisions that may affect sources of income, interests in real property or investments of you or your spouse? If yes, please explain. Please identify any organizations, associations, corporations or entities by which you are employed or associated that might be affected by decisions of this Commission, and the positions you hold.

None of which I am aware.

Please state any other information which you feel would be useful in reviewing your application.

Please see Attachment.

SANJOSE REFERENCES:

Name Mrs. Trixie Johnson Phone No. 408.446.3126

Address 5492 Castle Glen Dr., San Jose 95129

Name Mr. Larry Murchan Phone No. 408.446.0136

Address 5555 Oakhurst Dr. San Jose 95129

3.8.05

SIGNATURE OF APPLICANT

DATE SIGNED

SOCIO-DEMOGRAPHIC INFORMATION: (OPTIONAL)

Male Female 18-35 36-45 46-55 56-65 65+

Disability: Yes No Any special needs during interview process? Yes No

Racial/Ethnic Identification: Caucasian

Sexual Orientation Heterosexual

RECEIVED
San Jose City Clerk
2005 MAR -9 A 11: 54

How did you learn of this vacancy? _____

ATTACHMENT

Steve Chell application for San Jose Elections Commission

List any position or office held in any governmental agency, civic or charitable organization, including the dates.

Partial listing:

- Trustee, Cupertino Union School District (1983-1995); Board president 1983, 1988, 1993
- President, Murdock Neighborhood Association (current; founding member)
- Member, Cupertino Rotary Club (current)
- Member, Communications Committee, SJ-Silicon Valley Chamber of Commerce (1998-99)
- Redistricting Commission, City of San Jose (c. 1990)
- Member, Santa Clara County Congestion Management Agency Advisory Committee (c. 1992)
- Many other Public Relations and Executive Committee positions representing Cupertino Union School District Board of Trustees and Hewlett-Packard in my professional capacity with the company.

Special Awards and Recognitions Received:

Many standard corporate recognitions for the company while I directed Hewlett-Packard's United Way Campaigns, Transportation/commute programs, Philanthropy activities, and other community programs. As a communications consultant (1993 till recent retirement), won "Bay Area Bests" awards presented by the San Francisco and Silicon Valley Chapters of the International Association of Business Communicators for my communications specialty, Employee & Management Communications.

Please state why you want to become a member of the Commission, including specific objectives which you would work toward as a member. Please indicate your familiarity or experience you may have with campaign laws.

As a three-time candidate for public office and in my role as a Public Relations professional, I have observed campaigns close-up from two very different perspectives. I believe the insights I have gained in these roles would prove helpful to both the Commission and the Council.

Ethical and informative election campaigns are critical in a democratic system of government that celebrates the importance of citizen involvement and participation. It is imperative that citizens receive accurate information in a timely fashion that will allow them to evaluate and make educated decisions regarding candidates and issues. I want to be part of the system the City has put in place to facilitate such campaigns so that San Jose establishes a reputation as being a "Clean Campaign City" that is both envied and copied for its efforts.

The San Jose Elections Commission – by its very existence – demonstrates that the San Jose City Council values the fundamental right of its citizens to receive useful and relevant campaign information about candidates and issues – and that the campaigns that create and distribute this information do so fairly and with a positive spirit.

Many people that I talk with in San Jose are appalled by negative and misleading campaigning and would like to see everything possible done to discourage and prevent it. My goal as a Commissioner would be to work toward that end.

Continued...

While there is much good to be done within the current duties and responsibilities of the Elections Commission, I would like to see – with the blessing of the other Commissioners and the Council – the Commission consider the following:

1. Focus on preventing campaign abuse rather than simply monitoring and punishing such abuse. This focus would require a proactive rather than reactive approach to the role. While most San Joseans may not like negative campaigns, those who manage campaigns are encouraged by the positive results they achieve with such campaigns. And, once a vote is taken, investigations and fines will do little to reconcile an election loss to a candidate who is the victim of such abuse. *San Jose campaigns should be positive and create winners, not negative so they create losers.*

2. Greater visibility. I would like to see the Elections Commission become more visible, either through its chair or through the voice of the Council itself. I believe the Elections Commission should meet more than twice a year during an election year and should develop a stronger agenda focused on prevention of abuse. I also would like to see its efforts be recorded regularly by the local media. Regulations need to be publicized so that citizens and not simply candidates are aware of the regulations. And I believe a media focus – directed by the City Council – on San Jose's being a "Clean Campaign City" can go a long way toward keeping candidates and their professional strategists on the straight and narrow.

3. Expanded "watchdog" role. Candidates and issue leaders are ultimately accountable for all that is said and done on their behalf. However, it is naïve to think that candidates' professional campaign strategists – usually agencies but sometimes individuals – bear no responsibility for how campaigns are managed and directed. They create the strategy, the literature, and determine the distribution patterns and timing. I have several ideas about how we can – and should -- make these normally behind-the-scenes participants accountable for their plans and actions and help derail negative campaigns aimed at destroying the opponent rather than lifting up their client.

Please state any other information that you feel would be useful in reviewing your application.

I have run three successful campaigns resulting in 12 years of service as a Trustee for the much-honored Cupertino Union School District. These campaigns covered six different Santa Clara County cities, as the school district has elementary schools (and voters) in Cupertino, Sunnyvale, Santa Clara, Los Altos, Saratoga, and, of course, San Jose (five schools).

As one who has seen close-up the work of agencies that conduct smear campaigns and mail last-minute "hit pieces" filled with innuendo, distortions, and half-truths about their client's opponent, I do believe it is critical that the Commission work hard to develop for the Council's action the options and meaningful regulations that will discourage and hopefully prevent such campaign activities. I promise to work hard with other Commissioners and the Council to achieve such ends.

I also believe that -- using my media background -- soliciting the support of all local media to help the Commission and the Council keep this enviable goal in the public spotlight will work well to discourage such campaigning. Perhaps one objective could be to create and publicize a "Clean Campaign City" Hotline so ordinary citizens can alert the Commission/Council in a timely manner when such literature is received.

* * *



Memorandum

TO: HONORABLE MAYOR
AND CITY COUNCIL

FROM: RICHARD DOYLE
City Attorney

SUBJECT: Elections Commission -
Applications

DATE: March 10, 2005

BACKGROUND

The City Council will interview applicants for the San Jose Elections Commission. This Office routinely reviews applications to City Boards and Commissions. The applications generally do not provide complete information; however, they do occasionally disclose potential conflicts of interest or incompatible offices. The purpose of this memorandum is to highlight major areas of potential conflict that may be disclosed by the applications.

ELECTIONS COMMISSION DUTIES

The San Jose Elections Commission monitors compliance with all campaign and ethics ordinances in the San Jose Municipal Code. The Commission reviews and investigates allegations of violations of the City's Campaign Contribution Ordinance and makes recommendations for enforcement action where appropriate. The Commission also makes recommendations to the Council with regard to campaign and ethics regulations and policies.

ELECTIONS COMMISSION REQUIREMENTS

Members of the Elections Commission are required to have some demonstrated familiarity and experience with campaign laws. While serving on the five member Elections Commission, no member can hold any other public office nor publicly endorse any candidate for City office or engage in any political or campaign activity on behalf of any candidate for City office. Further, no member can participate as a candidate in any election to public office for a period of one year before and after tenure on the Commission. At least one member of the Commission must be an attorney licensed to practice in California.

The applications submitted by the applicants for the Elections Commission did not provide information concerning demonstrated familiarity and experience with campaign laws. Therefore, the City Council should request that all candidates provide this information during their interview before the Council.

APPLICANTS

Michelle Bui – Ms. Bui is employed as an office manager with a dentist in San Jose. Her application does not provide information concerning a demonstrated familiarity and experience with campaign laws. Her application discloses neither incompatible offices nor apparent conflicts of interest.

Steven Chell – Mr. Chell is currently a Principal with Re-flektions. He has served as a Board president and Trustee with the Cupertino Union School District and has served on the Redistricting Commission of the City of San Jose. His application discloses neither incompatible offices nor apparent conflicts of interest.

Joyce Stoer Cordi – Ms. Cordi is President of a management consulting firm, Cordi and Associates. Her application does not otherwise provide information concerning a demonstrated familiarity and experience with campaign laws. Her application discloses neither incompatible offices nor apparent conflicts of interest.

CONCLUSION

We do not have sufficient information from several of the applications to fully assess whether the applicants meet the requirements in the Municipal Code for the Elections Commission. The applications do not provide information which demonstrates familiarity with campaign laws as required by the Code. Therefore, if these applicants are interviewed, they should be provided an opportunity to provide such information to the City Council.

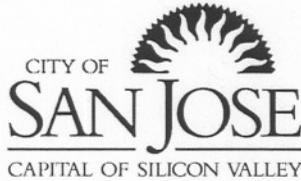
None of the applicants appear to have any incompatible offices or pervasive conflicts which would prevent them from serving on the Elections Commission. You may wish to consider the above comments in appointing an applicant to serve on the San Jose Elections Commission.

RICHARD DOYLE
City Attorney

By 

NORMAN SATO
Chief Deputy City Attorney

cc: Del Borgsdorf
Lee Price



Memorandum

TO: Lee Price

FROM: Michael Hannon

**SUBJECT: RESPONSE TO REQUEST FOR
ELECTIONS COMMISSION
APPLICANT CODE REVIEW**

DATE: March 10, 2005

The Code Enforcement Division has completed its review of the list of Elections Commission applicants for any possible code violations, per your faxed requests received on March 8 and March 10, 2005.

Code Enforcement staff conducted a thorough search of our records, by applicant name, to determine whether any complaints had been reported involving any property that the applicant owned or was otherwise involved. Our research revealed no past or current cases in our system for any applicant.

Should you have any questions or if I can be of any further assistance, please do not hesitate to contact me.

/s/

Michael Hannon, Deputy Director
Planning, Building and Code Enforcement

MH:RC:sck



**NOTICE OF VACANCY
ELECTIONS COMMISSION
TWO TERMS ENDING MARCH 1, 2009**

DEADLINE TO APPLY: TUESDAY, MARCH 1, 2005 at 5:00 P.M.

The San Jose City Council is accepting applications for appointments to the Elections Commission. The Elections Commission monitors compliance with all campaign and ethics ordinances in the San Jose Municipal Code. The Commission reviews and investigates allegations of violations of the Code and makes recommendations for enforcement action where appropriate. The Elections Commission also makes recommendations to the Council with regard to campaign and ethics regulations and policies.

The Elections Commission is comprised of five members who are appointed by no less than a two-thirds vote of the Council. Each member **must be a registered voter** in the City of San Jose and have some demonstrated familiarity and experience with campaign laws. One Member shall be an attorney-at-law licensed to practice in the State of California. Membership on the Commission should be representative of the community. Members of the Commission are appointed to four-year terms and may serve a maximum of two terms.

Members of the Elections Commission must not be employed by the City nor have any direct or substantial financial interest in any business, work or official action taken by the City. **While serving on the Commission, no member can hold any other public office nor publicly endorse any candidate for City office or engage in any political or campaign activity on behalf of any candidate for City office. Further, no member can participate as a candidate in any election to public office for a period of one year before and after tenure on the Elections Commission.**

Appointment Process: Following posting and distribution of a Notice of Vacancy, all applications received by the deadline will be submitted to the Mayor and Council Members who will notify the City Clerk as to whom they would like to interview. Applicants receiving four or more such indications of interest will be notified and asked to appear during a regularly scheduled Council Meeting to be interviewed by the Mayor and Council Members. Following interviews, the Mayor and Council Members cast written ballots, which are read into the record by the City Clerk. Applicants must receive a two-thirds vote of Council (8 votes) to be appointed to serve on the Elections Commission. It is anticipated interviews will be held on **March 15, 2005.**

Applications and additional information may be obtained from the Office of the City Clerk, 801 North First Street, Room 116, San Jose, California 95110. Telephone: 408.277.4424.