

Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: Lee Price, MMC
City Clerk

SUBJECT: ELECTIONS COMMISSION
INTERVIEWS

DATE: 03-27-08

RECOMMENDATION

Interview four (4) applicants and appoint one to serve an unexpired term ending March 1, 2011.

BACKGROUND

There are two vacancies on the Elections Commission. One seat is a citizen-at-large and the other must be filled by a resident/attorney. The Office of the City Clerk conducted an open recruitment and four (4) applications were received for the citizen-at-large seat. We are currently recruiting for the resident/attorney seat.

The following are the names of the candidates who will interviewed by the City Council on Tuesday, April 8, 2008:

Leon Louie
Ronald Layman
Winston Chew
John Abatecola

The applications, City Attorney's Office conflict of interest review, and the Notice of Vacancy are attached. The Code Enforcement Officer's review will be distributed under separate cover.

ANALYSIS

After the interviews, the Council will select one (1) applicant to serve. A successful applicant must receive, at minimum, a two-thirds vote (8) of the Council to be appointed to serve on the Elections Commission.

HONORABLE MAYOR AND CITY COUNCIL

Subject: Election Commission Interviews and Appointment

03-27-08

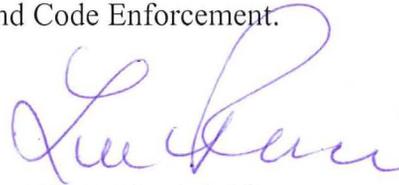
Page 2

PUBLIC OUTREACH

The Notice of Vacancy was posted in mid January and sent to over 400 community groups, agencies, chambers of commerce, associations and organizations. Additionally, the Notice was posted on the Website and Council Offices also assisted with getting the word out to the citizenry.

COORDINATION

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



LEE PRICE, MMC
CITY CLERK

- Attachments: 1) Applications
2) City Attorney's Review
3) Notice of Vacancy



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, 200 East Santa Clara Street, San José, California, 95113, Telephone (408) 535-1260. If more space is needed, please attach additional pages. Applications are valid for one year from the date of application and are public record.

Are you a resident of San José?	Length of Residency	Council District No.
YES	20+ YEARS	10
Name (last, first, middle)		Home Phone No.
LOUIE, LEON		Work Phone No. [REDACTED]
Address		
[REDACTED]		San José, CA Zip 95120-1601
Present Employer (Name/Address)		Job Title/Description of Duties:
AZURE COMMUNICATIONS INC. [REDACTED]		EXECUTIVE VICE PRESIDENT RESPONSIBLE FOR THE OPERATIONS (MATERIALS, MANUFACTURING, QUALITY, PLANNING, FACILITIES, I.T. AND H.R.) OF THE COMPANY.
Current Employer of Spouse (Name/Address)		Spouse's Job Title/Description of Duties:

College, Professional, Vocational or Other Schools Attended	Major Subject	Dates Attended	Degree & Date
NJIT	IND ENGINEERING	09/75 - 05/81	B.S.I.E., 05/81

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

SAN JOSE CIVIL SERVICE COMMISSIONER 1999-2007, SAN JOSE SALARY SETTING COMMISSION 1990-1998, SIMONDS ELEMENTARY PTA TRESURER 2001-2005, SIMONDS ELEMENTARY AUDIT 2006 PRESENT, SIMONDS ELEMENTARY MUSIC AND TECHNOLOGY FOUNDATION TREASURER 2006 PRESENT, BRET HARTE MIDDLE SCHOOL BOOSTER CLUB TREASURER 2007-PRESENT

2007 DEC 18 9:32
 RECEIVED
 San Jose City Clerk

Languages spoken:
ENGLISH



Special Awards or Recognitions Received:

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.

UTILIZE MY PRIVATE INDUSTRY EXPERIENCE COUPLED WITH MY VOLUNTEER CIVIC EXPERIENCES AND APPLY THEM TO AN IMPORTANT DECISION MAKING CITY BODY. I WOULD CONTINUE TO KEEP AN OPEN MIND AND USE "COMMON SENSE" WHEN RENDERING ANY OPINION OR DECISION.

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.

NO

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

PLEASE SEE MY RESUME (CURRENT POSITION NOT INCLUDED)

SAN JOSE REFERENCES:

Name STAN HARRIS

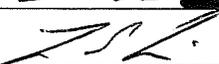
Phone No. (408) [REDACTED]

Address 2500 [REDACTED] COURT, SAN JOSE, CA 95128

Name PERSI KANGA

Phone No. (408) [REDACTED]

Address [REDACTED]



11/21/07

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: CHINESE

Sexual Orientation STRAIGHT

How did you learn of this vacancy? MICHELLE RADCLIFFE

LEON E. LOUIE

➤ OBJECTIVE

Operations, Manufacturing,
Materials Management

➤ PROFILE

Results-oriented operations VP / Director level professional with over 20 years of experience in fast-paced start-up software, hardware and system manufacturing environments. Catalyst in implementing positive and efficient changes, igniting new and stagnant operations and instilling a customer-focused operations group. Repeated success in new product introduction, team building, budgeting and meeting customer forecast requirements.

➤ STRENGTHS

- Proven track record for eclipsing target goals, exceeding customer expectations, and producing high quality products
- Detailed experience in managing and motivating employees
- Ability to implement up-to-date quality, cost reduction, and efficiency-building methodologies
- Excellent communication, vendor relations, negotiating and decision-making skills
- Knowledgeable with MRP, JIT and TQC systems
- Implemented partial and full turnkey operations

➤ EDUCATION

B.S., Industrial Engineering
New Jersey Institute of
Technology, Newark, N.J.
M.B.A. Program
San Jose State University, San
Jose, CA

➤ HIGHLIGHTS OF ACCOMPLISHMENTS

- Solid background in providing vision, direction, and focus to operations including:
 - o Strategic Business Plans
 - o Product Planning & Development
 - o Offshore Operations
 - o Program & Facility Start-Up
 - o Customer Satisfaction
 - o ERP/MRP Implementation
 - o Quality Management Systems
 - o New Product Introduction
- Utilized innovative strategies, methods, and techniques to orchestrate technology startups and lead expansions in established organizations.

➤ PROFESSIONAL EXPERIENCE

Arcwave, Inc. / ARCi, [REDACTED] 02/01 – 03/07
Manufacturer of Wireless Broadband Products
VICE PRESIDENT OF OPERATIONS

Responsible for creating the operations department. Negotiated all supplier contracts, fully "ECO" released all products and implemented quality processes to ensure ARCi fulfilled all orders and shipped reliable products to customers.

Accomplishments:

- Successfully managed & launched ARCi's first product
- Implemented all processes, procedures & infrastructure for the department
- Senior management team responsible for strategizing the direction of the company
- Sourced & approved all vendors and contract manufacturers
- Participated in VC & BOD discussions and meetings

OneWorld Systems, Inc., Sunnyvale, CA (NonStopNet, Inc., San Jose, CA) 11/97 – 01/01
Manufacturer of Network/Internet Appliances/Servers
DIRECTOR OF OPERATIONS

Implemented and directed a full turnkey manufacturing operations. Negotiated the T & C's with the contract manufacturer and maintained the relationship in its entirety. Created the policies and procedures and infrastructure for the operations department.

Accomplishments:

- Developed a "build to order" internal manufacturing operation
- Implemented the operations portion of Oracle (version 10.6) ERP system
- Reduced the COG by 25%
- Key to introduction of first product line and new product offerings

Euphonix, Inc., Palo Alto, CA 07/95 – 11/97
Manufacturer of Professional Music Mixing Consoles
DIRECTOR OF OPERATIONS

Direct responsibility for creating, recommending and implementing the quarterly revenue goals and objectives. Managed purchasing, materials, manufacturing, quality & test/mfg engineering.

Accomplishments:

- Instrumental to company start-up and successful IPO
- Implemented a Fourth Shift MRP system
- Increased manufacturing capacities 400%
- Consistently met quarterly revenue goals and objectives

➤ **ADDITIONAL INFORMATION**

- Currently serving on the San Jose Civil Service Commission
- Served 8 years on the San Jose Salary Setting Commission
- Member of the Institute of Industrial Engineers
- Member of the National Association of Purchasing Management
- References furnished Upon Request

➤ **PROFESSIONAL EXPERIENCE (CONT.)**

Microspeed Inc., Fremont, CA 02/91 – 05/95
 Manufacturer of Computer Input Devices and Software
DIRECTOR OF OPERATIONS

Accomplishments:

- Managed the purchasing, materials, production, quality, mfg engineering & technical support functional areas
- Implemented a PC based MRP system (PCMRP)
- Developed policies & procedures for; inventory control, production planning, master scheduling, shipping & receiving and vendor relationships
- Increased the manufacturing throughput and product mix

Knights Technology, Inc., Cupertino, CA 8/89 – 02/91
 Manufacturer of I.C. Verification & Semiconductor Equipment and Software
OPERATIONS MANAGER

Accomplishments:

- Created & launched the operations department
- Developed all material, P/N# and ECO procedures
- Led OEM supplier relationships
- Implemented a safety policy and procedure
- Relocated company to a new larger facility

Everex Systems, Inc., Fremont, CA 11/86 – 08/89
 Manufacturer of Computer Systems (PC's), Peripherals and Software
PLANT MANAGER

Accomplishments:

- Reduced inventory levels by 20%
- Championed new products into manufacturing
- Increased output for all groups
- Managed the Abaton, DTP and Emac groups

Motorola Computer Systems, Cupertino, CA 04/83 – 10/86
 Manufacturer of Computer Systems, Peripherals and Software
MANUFACTURING MANAGER

Accomplishments:

- Reduced inventory levels by 40%
- Managed an organization of over 200 employees and 4 product lines
- Developed & implemented a TQC and JIT manufacturing process

Fairchild Semiconductor, San Jose, CA 05/81 – 03/83
 Manufacturer of Integrated Circuits
INDUSTRIAL ENGINEERING SUPERVISOR

Accomplishments:

- Implemented a pre-determined work standard system
- Negotiated, purchased and installed new capital equipment



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, 200 East Santa Clara Street, San José, California, 95113, Telephone (408) 535-1260. If more space is needed, please attach additional pages. Applications are valid for one year from the date of receipt and are public record.

Board or Commission applying for:

ELECTIONS COMMISSION

Are you a resident of San José?

YES

Length of Residency

13 yrs

Council District No.

9

Name (last, first, middle)

CHEW, WINSTON

Home Phone No.
Work Phone No.
E-Mail Address

[REDACTED]

Address

[REDACTED]

San José, CA Zip

Present Employer (Name/Address)

*County of Santa Clara
PUBLIC DEFENDER
120 W. MISSION ST
SAN JOSE, CA 95119*

Job Title/Description of Duties:

*SENIOR PARALEGAL
- PROVIDE SUPPORT TO ATTORNEYS
IN CRIMINAL DEFENSE MATTERS*

Current Employer of Spouse (Name/Address)

N/A

Spouse's Job Title/Description of Duties:

College, Professional, Vocational or Other Schools Attended	Major Subject	Dates Attended	Degree & Date
<i>CSU - FRESNO</i>	<i>LIBERAL STUDIES/ Philosophy</i>	<i>1990 - 1994</i>	<i>BA - 1994</i>
<i>Professional Culinary Institute</i>	<i>WINE</i>	<i>2007</i>	<i>Sommelier - 2007</i>

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

- PRE TRIAL RELEASE OFFICER - County of Santa Clara - 1997-1998*
- SENIOR PARALEGAL - County of Santa Clara - 1998 - CURRENT*
- LIBRARY COMMISSION - City of San Jose - 1997 - 2001*
- CAPITAL CAMPAIGN BOARD MEMBER - FLY PROGRAM - 2002 PROJECT*

Languages spoken:

*English
Spanish - CONVERSATIONAL*



Diversity

Special Awards or Recognitions Received:

County of SANTA CLARA - Employee of the month - May, 2005

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.

AS A RESIDENT of San Jose and a member of this community, I feel a strong responsibility to contribute & participate in civic activities. AS A CHILD, I WAS TAUGHT the value of personal & collective responsibility. I believe the elections Commission provides valuable oversight to the community and would be a valuable & interesting way to serve the city of San Jose.

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.

No

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

No ADDL information

SAN JOSE REFERENCES:

Name Lovella TSAI

Phone No. [REDACTED]

Address [REDACTED]

Name JUDY PAPPEN

Phone No. [REDACTED]

Address [REDACTED]

[Signature]

FEB 27-2008

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: _____

Sexual Orientation _____

How did you learn of this vacancy? _____



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, 200 East Santa Clara Street, San José, California, 95113, Telephone (408) 535-1260. If more space is needed, please attach additional pages. Applications are valid for one year from the date of application and are public record.

Are you a resident of San José? Yes	Length of Residency 20 Years	Council District No. 2 (CURRENTLY)
Name (last, first, middle) Abatecola, John	Home Phone No. [REDACTED]	Work Phone No. [REDACTED]
Address [REDACTED]	San José, CA	Zip 95119
Present Employer (Name/Address) Sleep Train [REDACTED] TSG Multimedia [REDACTED]	Job Title/Description of Duties: Assistant Store Manager: all duties of a Store Manager and Sales Associate - sales, trainer, operations, customer service. Owner: I produce documentary - style videos about railroads and do short-run duplication of CDs and DVDs. Dad	
Current Employer of Spouse (Name/Address) N/A	Spouse's Job Title/Description of Duties: Mom/participating member of a parent participation pre school Participating member - parent participation elementary school Both organizations require committee time as well	

College, Professional, Vocational or Other Schools Attended	Major Subject	Dates Attended	Degree & Date
De Anza College	Behavioral Science	1986-1991	A.A., 1991
De Anza College	Film/TV Production	2000-2001	

List any position or office held in any governmental agency, civic or charitable organization including the dates:
Not Applicable

Languages spoken:
English



Special Awards or Recognitions Received:

Various sales/achievement awards from my employers over the years, including Presidents Club from Sleep Train, which is the highest award given.

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 concerned voter for the past 21 years, I recognize the importance of clean and fair elections. My primary objective for wanting to work on the commission is to be sure that campaigns and elections are as transparent as possible, and that people who cheat do not get rewarded for improper behavior.

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.

N/A

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

The word "Yes" appears below because for some reason when I type the answer about being a San Jose resident, it fills in the fields in the socio-demographic section as well.

SAN JOSE REFERENCES:

Name Anthony Ignagni

Phone No. [REDACTED]

Address [REDACTED]

Name Iqbal Chadda

Phone No. [REDACTED]

Address [REDACTED]

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: Yes _____

Sexual Orientation Yes _____

How did you learn of this vacancy? Yes _____

RECEIVED
San Jose City Clerk
2008 FEB -1 P 3:31

CITY OF SAN JOSE, CALIFORNIA

APPLICATION FOR SAN JOSE ELECTIONS COMMISSION

MEMBERS OF SAN JOSE ELECTIONS COMMISSION MUST BE RESIDENTS OF SAN JOSE. PLEASE TYPE OR PRINT IN BLACK INK. FACSIMILE APPLICATIONS CANNOT BE ACCEPTED. Submit original application to the Office of the City Clerk, 200 East Santa Clara Street, San José, California, 95113, Telephone (408) 535-1260. If more space is needed, please attach additional pages. Applications are valid for one year from the date of application and are public record.

Are you a resident of San José? YES Length of Residency 34 yrs Council District No. 10

Name (last, first, middle) KAYMAN, RONALD REED Home Phone No. [REDACTED]
Work Phone No. —

Address [REDACTED] San José, CA Zip [REDACTED]

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

Current Employer of Spouse (Name/Address) ANITA C. LAYMAN, CPA Spouse's Job Title/Description of Duties: OWNER - CPA FIRM

College, Professional, Vocational or Other Schools Attended	Major Subject	Dates Attended	Degree & Date
<u>SJSU</u>	<u>PHYSICS</u>		
<u>U-C - BERK</u>	<u>EDUCATION</u>		
<u>U B - SC</u>	<u>ENGINEERING</u>		
<u>U. Pepperdine</u>	<u>Bus. Admin</u>		<u>LIFE TEACHING CREDENTIAL REGISTERED PROFESSIONAL ENGINEER MBA</u>

List any position or office held in any governmental agency, civic or charitable organization including the dates:
VARIOUS CHURCH & GOVERNMENTAL OVERSIGHT POSITIONS OF DIRECT CORRELATION:
SCC CIVIL GRAND JURY 2001-02 - Chair GOV. MGMT & FIN. Committee
2002-03 FOREPERSON PRO TEM
2006-07 FOREPERSON
SANTA CLARA COUNTY PAROLE BOARD 2003-2004

Languages spoken:



Special Awards or Recognitions Received:

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.

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.

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

SAN JOSE REFERENCES:

Name *FRED de FOVIAX*

Phone No. [REDACTED]

Address [REDACTED]

Name *MICHAEL SMITH*

Phone No. [REDACTED]

Address [REDACTED]

[Handwritten Signature]
SIGNATURE OF APPLICANT

3-7-08
DATE SIGNED

RECEIVED
San Jose City Clerk
2008 MAR -7 P 2:47

SOCIO-DEMOGRAPHIC INFORMATION: (OPTIONAL)

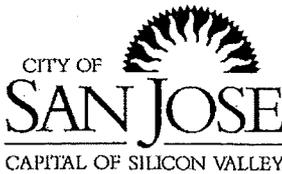
Male Female 18-35 36-45 46-55 56-65 65+

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

Racial/Ethnic Identification: _____

Sexual Orientation _____

How did you learn of this vacancy? _____



Memorandum

TO: HONORABLE MAYOR
AND CITY COUNCIL

FROM: RICHARD DOYLE
City Attorney

SUBJECT: Elections Commission -
Applications

DATE: March 27, 2008

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 do not provide information concerning demonstrated familiarity and experience with campaign laws. The City Council can request that the candidates provide additional information during the interview before the Council.

APPLICANT

Leon Louie – Mr. Louie's application indicates that he is the Executive Vice President of Azure Communications, Inc. He was a former commissioner on the City's Civil Service Commission and Salary Setting Commission. His application discloses neither incompatible offices nor apparent conflicts of interest.

Ronald Layman – Mr. Layman's application indicates that he is retired. He was a former Foreperson of the 2006 -07 Santa Clara County Civil Grand Jury. His application discloses neither incompatible offices nor apparent conflicts of interest.

Winston Chew – Mr. Chew's application indicates that he is a Senior Paralegal with the County of Santa Clara, Public Defender's Office. He has served on the City's Library Commission. His application discloses neither incompatible offices nor apparent conflicts of interest.

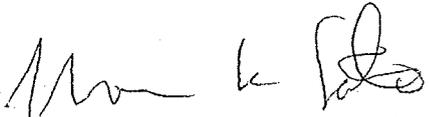
John Abatecola – Mr. Abatecola is employed as an Assistant Store Manager with Sleep Train and also employed with TSG Multimedia where he produces documentary style videos and does duplication of CDs and DVDs. His application discloses neither incompatible offices nor apparent conflicts of interest.

CONCLUSION

We do not have sufficient information from 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. The Council may wish to provide the applicants with an opportunity to provide this information to the City Council during their interviews.

The applicants do not 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 

Norm Sato
Chief Deputy City Attorney

cc: Debra Figone
Lee Price



CITY OF SAN JOSE, CALIFORNIA

Office of the City Clerk
200 East Santa Clara Street
San José, California 95113
Telephone (408) 535-1260
FAX (408) 292-6207

LEE PRICE, MMC
City Clerk

NOTICE OF VACANCY

CITY OF SAN JOSE

ELECTIONS COMMISSION

DEADLINE EXTENDED: MARCH 21, 2008

The San José Elections Commission will be accepting applications for appointment to the San José Elections Commission until filled. The San José Elections Commission monitors compliance with all campaign and ethics ordinances in the San José 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 San José Elections Commission (Commission) is charged under Chapter 12.04 of the San José Municipal Code to investigate complaints alleging violations of Title 12 of the San José Municipal Code and take enforcement action. Formal regulations are adopted by the City Council to ensure that all interested parties are apprised of and understand the procedures by which a fair hearing will be conducted.

Currently, there is one vacancy on the Commission for an unexpired term ending March 1, 2011. Applicants must be registered voters in the City of San José and if appointed, must remain so throughout the term of office. 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.

All applications received by the deadline will be submitted to the Mayor and Councilmembers 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 Councilmembers, tentatively scheduled for Tuesday, April 8, 2008, at approximately 3:30 p.m. Following interviews, the Mayor and Councilmembers 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.

Dated: March 27, 2008