



COUNCIL AGENDA: 08-09-11
ITEM: 3.4

Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

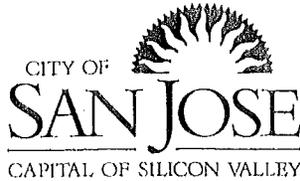
FROM: Dennis Hawkins, CMC
City Clerk

SUBJECT: CIVIL SERVICE COMMISSION
STIPEND

DATE: 08-03-11

RECOMMENDATION

As recommended by the Rules and Open Government Committee on August 3, 2011 and outlined in the attached memo previously submitted to the Rules and Open Government Committee, approve an ordinance amending Section 2.08.2010 of Chapter 2.08 of Title 2 of the San Jose Municipal Code regarding stipends paid to members of the Civil Service Commission.



Memorandum

TO: HONORABLE MAYOR
AND CITY COUNCIL

FROM: DENNIS HAWKINS

SUBJECT: CIVIL SERVICE COMMISSION
STIPEND

DATE: July 18, 2011

RECOMMENDATION

1. As recommended by the Civil Service Commission, amend San Jose Municipal Code Section 2.08.2010 regarding stipends paid to members of the Civil Service Commission.
2. Agendize this item for consideration by the City Council on the August 9, 2011 Agenda.

BACKGROUND

The stipend paid to each member of the Civil Service Commission is established in San Jose Municipal Code, Section 2.08.2010, Special Provisions: *"Each member of the civil service commission shall be paid the sum of two hundred fifty dollars per month. This compensation shall be in addition to any reimbursement for expenses incurred in the performance of the commissioner's duties and functions."*

At its June meeting, the Commission voted unanimously to request that the City Council consider adopting an increase in the stipend for the presiding officer matched by a decrease in the stipend of all other Commission members. At the suggestion of Vice-Chair Jon Fitch, the Commission adopted a recommendation that the amount of the monthly stipend of the four non-Presiding Officer Commissioners be reduced by \$50 per month, from \$250 to \$200. The cumulative savings, \$200 per month, would be added to the stipend for the attorney member of the Commissioner who serves as Presiding Officer. This would increase that member's stipend to \$450 per month. In this way, the hearing officer is compensated for the additional workload due to his or her responsibilities, which includes prehearing teleconferences, rulings, and other hearing related work with the parties performed outside of the formal hearing process. The change in compensation would not result in any additional cost to the City.

Consistent with City Council Policy 0-4, the Commission hereby submits its recommendation to the Council via the Rules and Open Government Committee for consideration.

ANALYSIS

Any change to the amount of compensation paid to members of the Commission requires that the City Council adopt an Ordinance modifying the Municipal Code. As outlined in the proposal, the proposed change has a zero net effect on costs to the City. The total monthly stipend paid to all members of the Civil Service Commission is currently \$1,250, and the total amount under the new distribution formula will remain at \$1,250 per month. The change results in a net zero change in the Commission's budget.

EVALUATION AND FOLLOW-UP

One year after adoption, the Office of the City Clerk will issue an information memo to the Council regarding any impacts resulting from the change.

PUBLIC OUTREACH/INTEREST

This recommendation does not fall under any of the Criterion described below. However, in accordance with Sunshine requirements, this item will be posted on the Agenda for the Rules and Open Government Committee and City Council prior to the meetings at which the item will be discussed.

- Criterion 1:** Requires Council action on the use of public funds equal to \$1 million or greater. (Required: Website Posting)
- Criterion 2:** Adoption of a new or revised policy that may have implications for public health, safety, quality of life, or financial/economic vitality of the City. (Required: E-mail and Website Posting)
- Criterion 3:** Consideration of proposed changes to service delivery, programs, staffing that may have impacts to community services and have been identified by staff, Council or a Community group that requires special outreach. (Required: E-mail, Website Posting, Community Meetings, Notice in appropriate newspapers)

COORDINATION

This memorandum and proposed policy has been coordinated with the City Attorney's Office.

HONORABLE MAYOR AND CITY COUNCIL
RE: CIVIL SERVICE COMMISSION STIPEND
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CEQA

Not a Project.



DENNIS D. HAWKINS, CMC
City Clerk

For questions, please contact Dennis Hawkins, City Clerk, at (408) 535-1275



ORDINANCE NO.

AN ORDINANCE OF THE CITY OF SAN JOSE AMENDING SECTION 2.08.2010 OF CHAPTER 2.08 OF TITLE 2 OF THE SAN JOSE MUNICIPAL CODE TO REDUCE THE COMPENSATION OF MEMBERS OF THE CIVIL SERVICE COMMISSION AND INCREASE THE COMPENSATION OF THE PRESIDING OFFICER OF THE CIVIL SERVICE COMMISSION

WHEREAS, at its regular meeting on June 2, 2011, the Civil Service Commission voted unanimously to recommend to the City Council that the compensation of members of the Civil Service Commission be reduced by \$50 per month to \$200 per month, and that the compensation of the Presiding Officer of the Civil Service Commission be increased by \$200 per month to \$450 per month in recognition of the additional time and effort spent in the performance of the duties of the Presiding Officer; and

WHEREAS, this change in compensation for appointees to the Civil Service Commission will result in no increase in costs to the City of San José; and

WHEREAS, the City Council desires to approve of the change in compensation of members of the Civil Service Commission in accordance with the Commission's recommendation;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SAN JOSE:

Section 2.08.2010 of Chapter 2.08 of Title 2 of the San José Municipal Code is hereby amended to read as follows:

2.08.2010 Special Provisions

Each member of the Civil Service Commission shall be paid the sum of two hundred dollars (\$200) per month, excepting the presiding officer who shall be paid the sum of four hundred fifty dollars (\$450) per month. This compensation shall be in addition to any reimbursement for expenses incurred in the performance of the commissioner's duties and functions.

PASSED FOR PUBLICATION of title this _____ day of _____, 2011, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

CHUCK REED
Mayor

ATTEST:

DENNIS HAWKINS, CMC
City Clerk