



CITY OF SAN JOSE, CALIFORNIA

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CITY COUNCIL SALARY SETTING COMMISSION

Joan M. Cooper, Chair
Diane Owen, Vice Chair
Eileen Consiglio
George Thibeault
Patrick Traynor

COUNCIL SALARY SETTING COMMISSION MINUTES OF THE COMMISSION MARCH 19, 2009, 6:00 P.M. WEST VALLEY BRANCH LIBRARY

1. ROLL CALL

Present: Commissioners Consiglio, Owen, Thibeault, Traynor and Cooper
Absent: None
Staff: Senior Deputy City Attorney Lisa Herrick
Assistant City Clerk Dennis Hawkins
Deputy City Clerk Michelle Radcliffe
Research Assistant Eric Lacayo

2. INTERVIEWS

Councilmember Pete Constant was interviewed and provided feedback on Mayor/Council compensation.

3. COMMENTS FROM CURRENT AND PREVIOUS MAYOR AND COUNCILMEMBERS, CITY ADMINISTRATION, AND THE PUBLIC REGARDING COUNCIL COMPENSATION

Document Filed: E-mail correspondence from Margaret Wendall dated March 9, 2009 providing comments on City employee compensation.

Assistant City Clerk Dennis Hawkins informed the Commission that he received an email from Margaret Wendall, a resident of San José, expressing her thoughts on City employee salary increases.

4. DISCUSSION REGARDING COUNCIL SALARY SETTING COMMISSION AUTHORITY

Documents Filed: 1)Memorandum from General Deputy City Attorney Clarence J. Shuh dated May 27, 1981 providing legal opinion on whether the Commission can consider outside pay of the City Council from meetings of other agencies or boards; whether the Commission can require the City Council to pay over to the City extra compensation from serving on outside boards; and whether the Commission can include fringe benefits in framing its salary recommendations; 2) Memorandum from Assistant City Attorney Richard K. Karren dated January 8, 1975 to the Director of Finance regarding compensation for Redevelopment Agency members where the City Council has declared itself to be the Agency; 3) Memorandum from Division Chief Attorney Harry Kevorkian dated December 13, 1976 to Councilman Larry Pegram regarding participation by Councilmembers in Dental Benefit Program; 4) Resolution No. 59263 increasing the reimbursement for car expenses to council members and unrepresented managers appointed by the City Manager who elect not to drive a City-owned or City-furnished vehicle from \$250.00 per month to \$350.00 per month and repealing Resolution Nos. 57602 and 57603; 5) Memorandum from City Attorney Joan R. Gallo dated May 3, 1991 regarding Governor/Mayor Lease Vehicle Program; and 6) Resolution No. 62934 approving a lease agreement between the City of San José and Ford Motor Company to provide a vehicle for the Mayor under the company's Governor/Mayor Lease Vehicle Program

Assistant City Clerk Dennis Hawkins provided an overview of the back-up documents provided to the Commission. Discussion was held on benefits and the car-allowance given to the Mayor and Council. No action taken.

5. REPORT(S) ON PRELIMINARY DATA RECEIVED FROM OTHER JURISDICTIONS

Documents Filed: 1) News article from the San José Mercury News dated March 11, 2009 submitted by Commissioner George Thibeault providing statistics on proportion of U.S. companies that have instituted salary freezes for 2009; and 2) News article from the San José Mercury News dated March 11, 2009 entitled "Lawmakers Reach Deal on Pay Raise"

Assistant City Clerk Dennis Hawkins and Research Assistant Eric Lacayo gave an overview of preliminary data received from other jurisdictions. Discussion was held on using data comparable jurisdictions. No action was taken.

6. DISCUSSION REGARDING SALARY SETTING PHILOSOPHY, PROCEDURE, PROCEDURE AND DRAFT SALARY RECOMMENDATIONS

Document Filed: Draft report regarding recommended Mayor and Council Salaries for FY 2009-2010 and FY 2010-11

Assistant City Clerk Dennis Hawkins gave an overview on the draft recommendation. The Commission held discussion on the content and suggested changes to the recommendation. The Commission requested that staff come back to the next meeting with an updated version.

7. ORAL PETITIONS

There were none.

8. ADJOURN

Upon motion by Commissioner Thibeault, seconded by Commissioner Owens, the meeting adjourned at 7:39 p.m.

JOAN M. COOPER, COMMISSION CHAIR

ATTEST:

COUNCIL SALARY SETTING COMMISSION
LEE PRICE, SECRETARY

Michelle Radcliffe, Deputy Secretary