



DATE: September 17, 2008
TO: Honorable Mayor and City Councilmembers
FROM: City Manager's Office
SUBJECT: **COUNCIL SALARY INCREASE**

SYNOPSIS

Staff recommends that the City Council introduce an ordinance rescinding Ordinance 07-OR0369-1 regarding City Council salaries, and amending Section 2.1.70 of the Oceanside City Code to adjust the salary for members of the City Council in accordance with the provisions of Sections 36516 and 36516.5 of the California Government Code; and approve a budget appropriation in the amount of \$10,568.40 from the General Fund Unallocated Fund Balance to the City Council Salary Accounts to fund the increase.

BACKGROUND

The City Councilmembers' last salary increase was approved on June 6, 2007, as part of the FY 2007-08 Operating and Capital Improvement Budget approvals; however, this ordinance would not go into effect until December 2008. Prior to the June 2007 action, the Council's last salary increase occurred in 2002. The Council's current compensation is shown on Chart 1, on the next page.

ANALYSIS

This Council action would rescind Ordinance 07-OR0369-1, which would have given the Council a 5 percent salary increase in December 2008, and replaces it with a new ordinance which will increase the Council's salary by 12 percent effective December 2008. The 12 percent represents 4 percent Council increases foregone in fiscal years 06, 07, and 08. If Council does not adjust salary at this time, the next available opportunity will be in 2010.

Chart 1

Current Monthly Compensation

	Mayor	DM Chavez	CM Feller	CM Kern	CM Sanchez
Salary	\$1,617.86	\$1,467.86	\$1,467.86	\$1,467.86	\$1,467.86
CDC	1,145.00*	350.00	1,145.00*	350.00	1,145.00*
Expense/Auto Allowance	400.00	350.00	350.00	350.00	350.00
Harbor	200.00	200.00	200.00	200.00	200.00
Total	\$3,362.86	\$2,367.86	\$3,162.86	\$2,367.86	\$3,162.86

* For Council elected prior to 1/1/06. For Council elected after 1/1/06, per AB 11, CDC payment is reduced to \$350. *Please note that CDC compensation includes \$50 per month auto allowance.*

Chart 2

Monthly Compensation Effective December 2008

	Mayor	DM Chavez	CM Feller	CM Kern	CM Sanchez
Salary	\$1,794.00	\$1,644.00	\$1,644.00	\$1,644.00	\$1,644.00
CDC**	350.00	350.00	350.00	350.00	350.00
Expense/Auto Allowance	400.00	350.00	350.00	350.00	350.00
Harbor	200.00	200.00	200.00	200.00	200.00
Total	\$2,744.00	\$2,544.00	\$2,544.00	\$2,544.00	\$2,544.00

** Pursuant to AB 11. *Please note that CDC compensation includes \$50 per month auto allowance.*

FISCAL IMPACT

The cost of this 12 percent increase in salary for Councilmembers is equivalent to \$176.14 per month, per member, for a total of \$10,568.40 per year for the entire Council. A budget appropriation in the amount of \$10,568.40 from the General Fund Unallocated Fund Balance to the City Council Salary Accounts will fund the increase.

COMMISSION OR COMMITTEE REPORT

Does not apply.

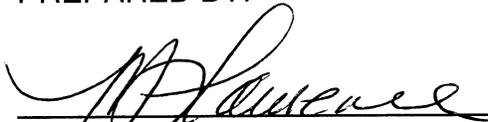
CITY ATTORNEY'S ANALYSIS

The ordinance has been reviewed by the City Attorney and approved as to form.

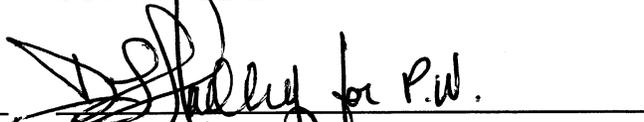
RECOMMENDATION

Staff recommends that the City Council introduce an ordinance rescinding Ordinance 07-OR0369-1 regarding City Council salaries, and amending Section 2.1.70 of the Oceanside City Code to adjust the salary for members of the City Council in accordance with the provisions of Sections 36516 and 36516.5 of the California Government Code; and approve a budget appropriation in the amount of \$10,568.40 from the General Fund Unallocated Fund Balance to the City Council Salary Accounts to fund the increase.

PREPARED BY:


Michelle Skaggs-Lawrence
Deputy City Manager

SUBMITTED BY:


Peter A. Weiss
City Manager

REVIEWED BY:

John P. Mullen, City Attorney

Brian Kammerer, Human Resources Director

Teri Ferro, Financial Services Director





Attachments:

Proposed ordinance
June 6, 2007, ordinance

1 pursuant to Government Code Section 36516 provided however that any adjustment to increase
2 the salary shall become payable only on and after the date upon which one or more members of
3 the council becomes eligible therefore by virtue of beginning a new term of office following the
4 next succeeding general municipal election held in the city, and then all members of the council
5 shall be entitled to the adjustment.

6 SECTION 3. Within fifteen (15) days after its passage, the City Clerk shall cause this
7 ordinance to be published pursuant to the provisions of California Government Code section
8 36933.

9 SECTION 4. This ordinance shall be effective thirty (30) days after its adoption.

10 INTRODUCED by the City Council of the City of Oceanside, California, at a regular
11 meeting held on the _____ day of _____, 2008, and, thereafter;

12 PASSED AND ADOPTED by the City Council of the City of Oceanside, California, at
13 a regular meeting held on the _____ day of _____, 2008, by the following vote:

14 AYES:

15 NAYS:

16 ABSENT:

17 ABSTAIN:

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22 ATTEST:

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Mayor of the City of Oceanside

APPROVED AS TO FORM:



City Attorney

City Clerk

ORDINANCE NO. 07-OR0369-1

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OCEANSIDE AMENDING SECTION 2.1.70 OF THE OCEANSIDE CITY CODE TO ADJUST THE SALARY FOR MEMBERS OF THE CITY COUNCIL IN ACCORDANCE WITH THE PROVISIONS OF SECTIONS 36516 AND 36516.5 OF THE CALIFORNIA GOVERNMENT CODE

WHEREAS, Oceanside City Code section 2.1.70 establishes the salary of the members of the City Council; and

WHEREAS, in 2002, City Council adopted Ordinance No. 02-OR501-1 reestablishing the salary of the members of the City Council at the current amount of \$1,467.86 per month; and

WHEREAS, Oceanside City Ordinance No. 85-26 established additional compensation for the Mayor of \$150.00 per month; and

WHEREAS, Government Code section 36516 establishes a formula for making adjustments to the salary paid to members of a city council; and

WHEREAS, the City Council desires to adjust the salary paid to members of the Oceanside City Council as authorized by the Government Code.

NOW, THEREFORE, the City Council of the City of Oceanside does ordain as follows:

SECTION 1. Section 2.1.70 of the Oceanside City Code is amended by the amendment of subsection (a) to read as follows:

“(a) *Salary.* From and after the commencement of the first regular pay period following the date established pursuant to subsection (b) the members of the City Council shall receive a salary of \$1,541.25 per month in accordance with the provisions of Section 36516 of the California Government Code.”

SECTION 2. The City Council may by ordinance adjust the salary of its members pursuant to Government Code Section 36516 provided however that any adjustment to increase the salary shall become payable only on and after the date upon which one or more members of the council becomes eligible there for by virtue of beginning a new term of office following the next succeeding general municipal election held in the city, and then all members of the council shall be entitled to the adjustment.

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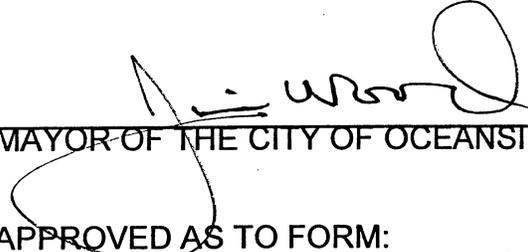
SECTION 3. Within fifteen (15) days after its passage, the City Clerk shall cause this ordinance to be published pursuant to the provisions of California Government Code section 36933.

SECTION 4. This ordinance shall be effective thirty (30) days after its adoption.

INTRODUCED by the City Council of the City of Oceanside at a regular meeting held on the 6th day of June, 2007, and thereafter;

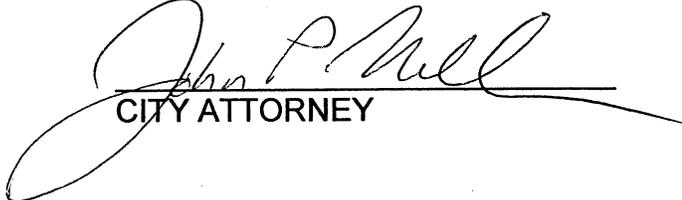
PASSED AND ADOPTED by the City Council of the City of Oceanside, California, this 20th day of June, 2007, by the following vote:

AYES:	WOOD, CHAVEZ, FELLER, KERN, SANCHEZ
NAYS:	NONE
ABSENT:	NONE
ABSTAIN:	NONE


 MAYOR OF THE CITY OF OCEANSIDE

ATTEST:

 CITY CLERK

APPROVED AS TO FORM:

 CITY ATTORNEY