

ORDINANCE NO. 1988

AN ORDINANCE OF THE CITY OF SANTA CLARA, CALIFORNIA, ADDING A NEW SECTION 2.80.015 (“CHIEF OF POLICE – COMPENSATION”), TO CHAPTER 2.80 (“POLICE DEPARTMENT”) OF TITLE 2 (“ADMINISTRATION AND PERSONNEL”) OF “THE CODE OF THE CITY OF SANTA CLARA, CALIFORNIA”

BE IT ORDAINED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, the Chief of Police position is an elected position under City Charter Section 600;

WHEREAS, City Charter Section 702 allows the Salary Setting Commission to set compensation for the elected positions of Mayor and City Council Member, but does not limit the Commission’s ability to set salaries for other positions as determined by the City Council;

WHEREAS, Ordinance No. 1983 added a new City Code section 2.20.015 allowing the Salary Setting Commission to set the compensation of the elected City Clerk;

WHEREAS, the City Council deems it to be in the best interest of the City of Santa Clara to have compensation for all elected City positions determined by the independent Salary Setting Commission to increase transparency and uniformity in compensation levels; and,

WHEREAS, this code amendment shall result in inclusion of the elected Chief of Police as one of the elected City positions whose compensation shall be set by the Salary Setting Commission.

NOW THEREFORE, BE IT FURTHER ORDAINED BY THE CITY OF SANTA CLARA, AS FOLLOWS:

SECTION 1: That a new Section 2.80.015 is added to Chapter 2.80 (entitled “Police Department”) of Title 2 (entitled “Administration and Personnel”) of “The Code of the City of

Santa Clara, California,” (“SCCC”) to read as follows:

“2.80.015 Chief of Police – Compensation.

Commencing on July 1, 2019, and every two years on July 1 thereafter, the compensation of the Chief of Police shall be set by a Salary Setting Commission consisting of five members to be appointed by the Civil Service Commission, as set forth in City Charter Section 702. The City Council shall take all necessary legislative action to implement the salary set by the Salary Setting Commission.”

SECTION 2: Ordinances repealed. With exception of the provisions protected by the savings clause, all ordinances (or parts of ordinances) in conflict with or inconsistent with this ordinance are hereby repealed.

SECTION 3: Savings clause. The changes provided for in this ordinance shall not affect any offense or act committed or done or any penalty or forfeiture incurred or any right established or accruing before the effective date of this ordinance; nor shall it affect any prosecution, suit or proceeding pending or any judgment rendered prior to the effective date of this ordinance. All fee schedules shall remain in force until superseded by the fee schedules adopted by the City Council.

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SECTION 4: This ordinance shall take effect thirty (30) days after its final adoption; however, prior to its final adoption it shall be published in accordance with the requirements of Section 808 and 812 of "The Charter of the City of Santa Clara, California."

PASSED FOR THE PURPOSE OF PUBLICATION this 18th day of SEPTEMBER, 2018, by the following vote:


AYES: COUNCILORS: Kolstad, Mahan, O'Neill, and Watanabe and Mayor Gillmor

NOES: COUNCILORS: None

ABSENT: COUNCILORS: Davis

ABSTAINED: COUNCILORS: None

ATTEST:



JENNIFER YAMAGUMA
ACTING CITY CLERK
CITY OF SANTA CLARA

Attachments incorporated by reference: None.