County Administrative Office
COUNTY OF TULARE
AGENDA ITEM

BOARD OF SUPERVISORS

ALLEN ISHIDA
District One

PETE VANDER POEL
District Two

PHILLIP A. COX
District Three

J. STEVEN WORTHLEY
District Four

MIKE ENNIS
District Five

AGENDA DATE: December 11, 2012

Public Hearing Required	Yes ☐	N/A ☒
Scheduled Public Hearing w/Clerk	Yes ☐	N/A ☒
Published Notice Required	Yes ☒	N/A ☐
Advertised Published Notice	Yes ☐	N/A ☒
Meet & Confer Required	Yes ☐	N/A ☒
Electronic file(s) has been sent	Yes ☒	N/A ☐
Budget Transfer (Aud 308) attached	Yes ☐	N/A ☒
Personnel Resolution attached	Yes ☐	N/A ☒
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes ☐	N/A ☒

CONTACT PERSON: Jean M. Rousseau PHONE: (559) 636-5005

SUBJECT: Amend an ordinance pertaining to the Board of Supervisors salaries

REQUEST(S):

That the Board of Supervisors:

1. Introduce and waive the first reading of an ordinance to amend Section 1-07-1060 of Chapter 7 of Article 3 of the Ordinance Code of Tulare County pertaining to the Board of Supervisors salaries; and
2. Set the second reading for December 18, 2012 and direct the Clerk of the Board to publish the full Ordinance prior to the second reading as required by law.
3. On December 18, 2012, waive the final reading and adopt the ordinance to amend Section 1-07-1060 of Chapter 7 of Article 3 of the Ordinance Code of Tulare County pertaining to the Board of Supervisors salaries; and
4. On December 18, 2012, direct the Clerk of the Board to publish the adopted Ordinance as required by law.

SUMMARY:

Following the 2012/2013 Budget Hearings, concern was registered regarding the process that is followed for setting the Board of Supervisors' salaries. The procedure for adjusting Board of Supervisors' salaries is set in the Tulare County Ordinance Code Chapter 7, Article 3, Section 1-07-1060 Compensation of Supervisors. This Ordinance was adopted in 1994. A full review and discussion of the Ordinance was conducted by the Board of Supervisors in February 2009.

To address the compensation provisions, revisions to the Ordinance are suggested.

SUBJECT: Amend an ordinance pertaining to the Board of Supervisors Salary
DATE: December 11, 2012

The amended ordinance makes the following changes:

- Replaces the requirement for publication in a newspaper of general circulation with any increase handled as an action item on the Board of Supervisors' agenda. The Board of Supervisors' agenda is more widely distributed, posted and circulated than one published notice.

- Limits the Board of Supervisors ability to enact a merit based salary increase to once annually, concurrent with the adoption of the County budget.

- Prohibits any agenda item proposing to increase the salary of the Board of Supervisors from being posted on the consent calendar.

It is requested that your Board Introduce and waive the first reading of an ordinance to amend Section 1-07-1060 of Chapter 7 of Article 3 of the Ordinance Code of Tulare County pertaining to the Board of Supervisors salaries and set the second reading for December 18, 2012. Additionally, the full Ordinance will be published by the Clerk of the Board prior to the second reading as required by law.

On December 18, 2012, waive the final reading and adopt the amended Ordinance amendment and publish the adopted Ordinance as required by law.

FISCAL IMPACT/FINANCING:

Salaries for the Board of Supervisors are included in the 2012/2013 adopted budget.

LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

The County's five-year strategic plan includes the Organizational Performance initiative with the objective to provide a qualified, productive and competitively compensated County workforce. Review and update of County Ordinances contributes to that initiative by providing current and transparent procedures.

ADMINISTRATIVE SIGN-OFF:

_____

Jean M. Rousseau
County Administrative Officer

Cc: Auditor-Controller
County Counsel
County Administrative Office (2)

Attachment(s) Ordinance

BEFORE THE BOARD OF SUPERVISORS
COUNTY OF TULARE, STATE OF CALIFORNIA

IN THE MATTER OF AMENDING AN ORDINANCE PERTAINING TO THE SALARY OF THE BOARD OF SUPERVISORS	**)** **)** **)** **)**	**Resolution No. _____** **Agreement No. _____**

UPON MOTION OF SUPERVISOR _____, SECONDED BY SUPERVISOR _____, THE FOLLOWING WAS ADOPTED BY THE BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD _____ _____, BY THE FOLLOWING VOTE:

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST: JEAN M. ROUSSEAU
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY: _____
Deputy Clerk

* * * * * * * * * * * * * * * * * * *

1. Waived the final reading and adopt the ordinance to amend Section 1-07-1060 of Chapter 7 of Article 3 of the Ordinance Code of Tulare County pertaining to the Board of Supervisors salaries; and

2. Directed the Clerk of the Board to publish the adopted Ordinance as required by law.

ORDINANCE NO._____

AN ORDINANCE AMENDING SECTION 1-07-1060 OF THE ORDINANCE CODE OF TULARE COUNTY, PERTAINING TO THE BOARD OF SUPERVISOR SALARIES.

THE BOARD OF SUPERVISORS OF THE COUNTY OF TULARE ORDAINS AS FOLLOWS:

Section 1. Section 1-07-1060 of the Tulare County Ordinance Code is amended to read as follows:

Section 1-07-1060. COMPENSATION OF SUPERVISORS:

(a) As of October 21, 2012, each member of the Board of Supervisors shall receive three thousand four hundred seventy six dollars and nineteen cents ($3476.19) per pay period as payment for all services. This amount is intended to be and is the full salary for the member's service as a member of the Board of Supervisors, and as a member of the board of any other entity for which the Board of Supervisors sits as the governing body.

(b) In addition to the salary set forth in subdivision (a) of this section, the Chairman of the Board of Supervisors shall receive an additional amount of eight per cent of base salary for all services performed as Chairman.

(c) In addition to the salary set forth in subdivision (a) of this section, the Vice-Chairman of the Board of Supervisors shall receive an additional amount of four percent of base salary for all services performed as Vice Chairman.

(d) The Board of Supervisors and County elected officers may receive salary increases, if any, only one time yearly, at the adoption of the annual budget. These

increases will be done via Action items on the Board of Supervisors agenda, not on the consent portion. Any increase to the salary of the Board of Supervisors will be effective sixty (60) days after the adoption of the annual budget. Any increase to the salary of all other elected officials will be effective at the adoption of the annual budget.

(e) If the other County elected officers receive cost of living salary adjustments, or any salary adjustment other than an adjustment based upon merit or performance, during any calendar year, then the members of the Board of Supervisors shall receive the average adjustment of these other elected officers effective sixty (60) days after the date of the elected officers' adjustment.

Section 2. The foregoing ordinance shall take effect sixty (60) days from the date of the passage hereof, and prior to the expiration of fifteen (15) days from the passage hereof the full text shall be published once in the _____, a newspaper printed and published in the County of Tulare, State of California, together with the names of the Board of Supervisors voting for and against the same.

THE FOREGOING ORDINANCE was passed and adopted by the Board of Supervisors of the County of Tulare, State of California, on the _____ day of _____, 20__, at a regular meeting of said Board duly and regularly convened on said day by the following vote:

AYES: _____

_____

_____

_____

_____

NOES: _____

_____

ABSTAIN: _____

ABSENT: _____

COUNTY OF TULARE

By: _____
Chairman, Board of Supervisors

ATTEST: JEAN M. ROUSSEAU
County Administrative Officer/
Clerk of the Board of Supervisors

By: _____
Deputy Clerk