CITY OF OAKLAND
Public Ethics Commission
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Daniel D. Purnell, Executive Director

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TO: Public Ethics Commission
FROM: Daniel Purnell
DATE: June 1, 2009

RE: A Report And Action To Be Taken Regarding Required Review And Adjustment Of City Council Salaries

I. BACKGROUND

At its regular meetings of April 6, 2009, and May 4, 2009, the Commission considered staff reports pertaining to the Commission's duty to review and adjust City Council salaries pursuant to City Charter Section 202(c).

Under Section 202(c), the Commission is required to adjust City Council salaries by the increase in the consumer price index (CPI) over the preceding year. The Commission may adjust salaries beyond the increase in the CPI up to a total of five percent. Any increase over five percent must be approved by the voters.

At the meeting of May 4, 2009, the Commission directed staff to prepare a draft resolution authorizing a City Council salary adjustment in the amount of the published CPI.

II. REVISED COST OF LIVING ADJUSTMENT

As stated in the April 6, 2009, staff report, the federal Bureau of Labor Statistics calculates changes in the consumer price index (CPI) for the San Francisco Bay Area every two months. On May 15, 2009, the Bureau calculated the annual change in the CPI between April, 2008, and April, 2009, inclusive. The percentage increase in the CPI for the most recent 12-month period is 0.8 percent.

III. DRAFT RESOLUTION

At its May 4, 2009, meeting, the Commission directed staff to prepare a single draft resolution authorizing a City Council salary increase based solely on the change in the CPI for the San Francisco Bay Area for the period April, 2008, through and including April, 2009. ***Attachment 1.*** If adopted, the resolution will authorize the minimum adjustment in City Council salaries required under City Charter Section 202(c).

IV. STAFF RECOMMENDATION

The Commission is requested to take action on the draft resolution at its June 1, 2009, meeting.

Respectfully submitted,

Daniel D. Purnell
Executive Director

CITY OF OAKLAND
PUBLIC ETHICS COMMISSION
RESOLUTION NO. 09-01
(PROPOSED)

BY ACTION OF THE OAKLAND PUBLIC ETHICS COMMISSION:

WHEREAS, Oakland City Charter Section 202(c) previously authorized the Oakland Public Ethics Commission ("Commission") to establish a base salary for City Councilmembers; and

WHEREAS, after substantial study and review, the Commission took action in October, 1997, to establish a base salary for City Councilmembers in the amount of $60,000 per year; and

WHEREAS, in March, 2004, Oakland voters amended City Charter Section 202(c) to provide that the Commission shall annually adjust City Councilmember salaries by the increase in the consumer price index over the preceding year, and that the Commission may adjust salaries beyond the increase in the consumer price index up to a total of five percent; and

WHEREAS, the current authorized salary for Oakland City Councilmembers is $72,281 per year, and

WHEREAS, the Commission is required to preserve the current authorized salary for Oakland City Councilmembers against increases in the cost of living; and

WHEREAS, the consumer price index for the San Francisco Bay Area increased by a total of 0.8 percent between April, 2008, and April, 2009, inclusive;

NOW, THEREFORE BE IT

RESOLVED, that the Commission does hereby increase and adjust the salary for the office of City Councilmember by 0.8 percent effective as of the first payroll period of Fiscal Year 2009-2010; and

RESOLVED, that the Commission authorizes the Executive Director to make any changes to draft versions of this Resolution as directed by the Commission and to certify and issue a final version of this Resolution without further approval by the Commission.

CERTIFICATION RE: APPROVAL OF RESOLUTION

The foregoing Resolution was presented for approval at a duly noticed meeting of the City of Oakland Public Ethics Commission ("Commission") held on June 1, 2009. A quorum of the membership of the Commission was present at the meeting. A motion approving the Resolution was made and seconded, and the motion was adopted by a majority of said quorum.

I hereby certify that the foregoing is true and correct.

Dated: June ____, 2009

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Daniel D. Purnell
Executive Director
Oakland Public Ethics Commission