



**CITY OF HAYWARD**  
**AGENDA REPORT**

AGENDA DATE 09/25/01  
AGENDA ITEM 7  
WORK SESSION ITEM \_\_\_\_\_

**TO:** Mayor and City Council

**FROM:** City Clerk

**SUBJECT:** Adoption of an Ordinance of the City Council of the City of Hayward Amending the Hayward Municipal Code Relating to Compensation for Members of the City Council

**RECOMMENDATION:**

It is recommended that the City Council adopt the attached Ordinance.

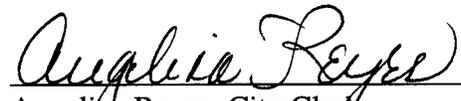
**BACKGROUND:**

The ordinance was introduced at the September 18 meeting of the City Council with the following vote:

<b>AYES:</b>	Council Members:	Hilson, Dowling, Ward, Henson
	Mayor:	Cooper
<b>NOES:</b>	Council Members:	Jimenez, Rodriguez
<b>ABSENT:</b>	Council Members:	None
<b>ABSTAIN:</b>	Council Members:	None

The ordinance was published in the Hayward Daily Review on September 22, 2001. Adoption at this time is therefore appropriate.

Prepared by:

  
\_\_\_\_\_  
Angelina Reyes, City Clerk

Approved by:

  
\_\_\_\_\_  
Jesús Armas, City Manager

Draft Ordinance

PUBLIC NOTICE OF AN INTRODUCTION OF AN ORDINANCE BY THE CITY  
COUNCIL OF THE CITY OF HAYWARD

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAYWARD AMENDING  
SECTION 2-1.10 OF THE HAYWARD MUNICIPAL CODE RELATING TO  
COMPENSATION FOR MEMBERS OF THE CITY COUNCIL

THE COUNCIL OF THE CITY OF HAYWARD DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Findings.

The Council hereby finds that its base compensation has not been modified for the past 25 years. During that time, the size of the City's population has grown substantially and the complexity of governing the City has increased dramatically. Demands on Council Members time and energies have increased in proportion with the size and complexity of the City. In an effort to assure that Council Members are adequately compensated for time that they are required to be away from their jobs and family and to provide incentive for qualified individuals to seek office in the future the City Council hereby adopts the following ordinance modifying the City Council's Compensation.

Section 2. Amendment of the Hayward Municipal Code.

Section 2-1.10 of the Hayward Municipal Code is hereby amended to read as follows:

- (a) "Each Council Member shall receive compensation for services rendered in an official capacity, a annual salary in the sum of Twenty Five Thousand Dollars (\$25,000).
- (b) The Council of the City of Hayward does ordain as follows: The Mayor shall receive as compensation for services rendered in an official capacity, an annual salary in the sum of Forty Thousand Dollars (\$40,000).
- (c) From and after the fiscal year beginning July 1, 2002 and for each fiscal year thereafter, the compensation for the Mayor and each Council Member shall be increased by an amount equivalent to the percent increase in the "Consumer Price Index San Francisco-Oakland Metropolitan Area - All Items", published by the Bureau of Labor Statistics, United States Department of Labor, for the twelve month period ending June of each fiscal year. However, in no event shall any such increase be greater than 5%.
- (d) In addition, the Mayor and members of Council shall receive reimbursement for Council authorized travel and expenses while on official City duty.
- (e) Each Council Member and the Mayor shall also receive deferred compensation benefits under the City of Hayward's Deferred Compensation Plan for employees. The rate of compensation received under this plan by the Mayor and each Council Member shall be the same as that received by Unrepresented Management employees, as amended from time to time."

**Section 3.     Effective Date of Ordinance and Salary Increase.**

Pursuant to Section 620 of the City Charter, this Ordinance shall become effective thirty days after the date of its adoption. Consistent with Section 603 of the City Charter, this Ordinance shall apply to all incumbent members of the Council, however, the salary increases herein set forth shall not be effective until one or more members of Council become eligible for such change in compensation by virtue of beginning a new term of office.

**Section 4.     Severance.**

In the event that subsection (a) or (b) of this Ordinance is found invalid, unlawful or unconstitutional or that said sections are repealed or modified via referendum or initiative, the language contained in the subsections in existence at the date of its adoption shall remain in full force and effect.

In the event that any section of this Ordinance other than subsections (a) and (b) are found to be invalid, unconstitutional or unlawful, such invalid section shall be severed for the ordinance and the remaining sections shall remain in full force and effect.

INTRODUCED at a regular meeting of the City Council of the City of Hayward, held the 18th day of September 2001, by Council Member Henson.

This ordinance will be considered for adoption at the next meeting of the Hayward City Council, to be held on September 25, at 8:00 p.m., in the Council Chambers, 777 B Street, Hayward, California. Copies of the full text of this ordinance are available for examination by the public in the Office of the City Clerk, 777 B Street, Hayward Public Main Library, 835 "C" Street, or the Weekes Branch Library, 27300 Patrick Avenue.

DATED: September 22, 2001

ANGELINA REYES  
CITY CLERK OF THE  
CITY OF HAYWARD