


# Memorandum

**TO:** MAYOR REED

**FROM:** Councilmember Pete Constant

**SUBJECT:** BUDGET DOCUMENT

**DATE:** May 25, 2011

Approved 

Date May 25, 2011

## RECOMMENDATION

That the following recommendation be enacted.

## BACKGROUND

**Program/Project Title:** Reinstate 6.0 Code Enforcement positions

**Amount of City Funding Required:** \$702,725

**Fund Type (i.e. General Fund, C&C funds, etc.):** General Fund

**Anticipated Outcomes:** Requested funding changes would affect benefits or services for San José residents, businesses, community groups, etc., as described below: (Use as much space as required.)

This will provide *one-time* General Fund dollars to preserve 6.0 Code Enforcement FTE positions proposed for elimination in FY11-12.

### **Funding Source**

**Program/Project Title:** Library Parcel Tax Funding Reallocation

**Amount of City Funding Change:** (\$702,725)

**Fund Type (i.e. General Fund, C&C funds, etc.):** Library Parcel Tax Fund

**Anticipated Outcomes:** Requested funding changes would affect benefits or services for San José residents, businesses, community groups, etc., as described below: (Use as much space as required.)

This action reallocates funding from the Library Parcel Tax Fund in the unrestricted balance to pay for library staffing that is currently supported by the General Fund.

The resulting General Fund savings from this action in the sum of \$702,725 would be used to restore 6.0 Code Enforcement positions proposed for elimination in FY11-12.

Proceeds from the Library Parcel Tax may be expended for Library purposes including the staffing of Libraries. The Library Parcel Tax Fund in the FY11-12 Proposed Budget will carry an unrestricted fund balance of \$3,159,754 with a total fund balance of \$4,481,098. This action would leave the unrestricted fund balance at \$2,457,029 and allow for the possibility of utilizing this strategy in future budget years.

The fund balance has been maintained in order to diminish the effects of the loss of funding that will result when the Library Parcel Tax sunsets in 2014. Given the dire fiscal circumstances, this money would be better spent now in order to ensure residents continue to receive city services at or near their current level.

This reallocation is consistent with the primary goal of upholding the health, safety, and quality of life that San José residents expect from their government. The current proposal to eliminate Code Enforcement positions and convert to a system with violators receiving merely a warning letter from Code Enforcement represents a serious diminishment of city services. The FY11-12 Proposed Budget would leave less than one Code Enforcement Inspector per Council District. The effects of this proposal present a negative impact to the quality of life in San José neighborhoods.

**Department or Organization:** Planning, Building and Code Enforcement Department  
Library Department

**Department or Organization Contact**

**Cost Estimates arrived at utilizing proposed budget and conversations with Budget Office**

This change is:

  X   One-time          Ongoing

The City Service Area to which the change best relates:

- Community and Economic Development Services
- Environmental and Utility Services
- Neighborhood Services
- Public Safety
- Strategic Support
- Transportation and Aviation Services