



# Memorandum

**TO:** MAYOR REED

**FROM:** Councilmember Xavier Campos  
Councilmember Ash Kalra  
Councilmember Kansen Chu

**SUBJECT:** BUDGET DOCUMENT

**DATE:** 5-23-2012

Approved

*Xavier Campos* *Kansen Chu*  
*Ash Kalra*

Date

5/23/12

## RECOMMENDATION

That the following recommendation be enacted.

### Proposal

Program/Project Title: Restore 3 Code Enforcement Officers

Amount of City Funding Required: \$           \$329,568          

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.)

Code Enforcement responds to constituent complaints and concerns regarding building, zoning, land use and nuisance code violations. Benefits of adding three code enforcement officers includes a safer, more attractive neighborhoods, greater community pride and higher property values through out the City of San José. Of these three code enforcement officers; one will be designated as a Code Enforcement Inspector to specifically focus on mobile food carts citywide.

To implement this type of enforcement, staff recommends developing a pilot mobile vending enforcement service. During the development of the pilot, staff would work with other City offices and the County to ensure that there is not an overlap of inspection and enforcements. The primary duty by the Code Enforcement Inspector will be to ensure that mobile food cart vendors align with all County Health requirements, do not impact "brick and mortar" restaurants, and address other issues associated with mobile vending within our City boundaries.

The pilot program will include determining an appropriate fee to cover inspection services and the associated administrative costs for this particular program. The two additional code enforcement officers will continue to respond to constituent complaints and concerns pertaining to code violations.

**Funding Source**

Program/Project Title: General Purpose Parking Fund

Amount of City Funding Change: \$ \$329,568

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.)

Allocate \$107,580 from the unrestricted fund balance of the General Purpose Parking fund (total unrestricted balance is \$156,649) to cover positions thru October of 2012. Allocate positions for remainder of fiscal year.

To assist in reducing the cost of mobile vending enforcement, it is projected that staff could bring forward a recommendation for a cost-recovery fee program for this activity to begin implementation of the pilot later in 2012-2013 or as part of the 2013-2014 budget process.

Department or Organization: Office of the City Clerk

Department or Organization Contact (Please list contact information for the individual that certified cost estimates contained within your recommendation.)

Name: Dennis Hawkins

Phone number: (408) 535-1275

E-mail address: Dennis.Hawkins@sanjoseca.gov

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