

**DRAFT**

ORDINANCE NO.

**AN ORDINANCE OF THE CITY OF SAN JOSE AMENDING  
SECTION 2.08.2120 OF CHAPTER 2.08 OF TITLE 2 OF  
THE SAN JOSE MUNICIPAL CODE TO PROVIDE A  
MONTHLY \$200 FINANCIAL NEED-BASED STIPEND FOR  
CERTAIN MEMBERS OF CITY BOARDS OR  
COMMISSIONS ESTABLISHED UNDER CHAPTER 2.08  
OR THE CITY OF SAN JOSE CHARTER**

**WHEREAS**, pursuant to the provisions and requirements of the California Environmental Quality Act of 1970, together with related State CEQA Guidelines and Title 21 of the San José Municipal Code (collectively, "CEQA"), the Director of Planning, Building and Code Enforcement has determined that the provisions of this Ordinance do not constitute a project, under File No. PP17-008 (General Procedure and Policy Making resulting in no changes to the physical environment); and

**WHEREAS**, the City Council of the City of San José is the decision-making body for this Ordinance; and

**WHEREAS**, this Council has reviewed and considered the "not a project" determination under CEQA prior to taking any approval actions on this Ordinance;

**NOW, THEREFORE**, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SAN JOSE:

**SECTION 1.** Section 2.08.120 of Chapter 2.08 of Title 2 of the San José Municipal Code, relating to Compensation of Members, is hereby amended to read as follows:

## 2.08.120 Members - Compensation

- A. Unless otherwise specifically provided by the City Charter or San José Municipal Code for members of a particular board or commission, effective January 1, 2023, each member of each board or commission established under Chapter 2.08 or the City Charter who is a member of a low-income household, as defined by the U.S. Department of Housing and Urban Development as at or below eighty percent (80%) of the area median income pursuant to 24 CFR 92.2, shall be eligible to be paid the sum of two hundred dollars (\$200) per month if they have attended a monthly board or commission meeting. Such members shall be eligible to be paid the stipend even if the monthly board or commission meeting is cancelled. ~~shall serve as member, and if any office to which the member may be appointed or elected by the board or commission, without compensation.~~
- B. ~~However, s~~Subject to the appropriation of moneys therefor by the Council, members may be paid or reimbursed for authorized expenses incurred by them in the performance of their functions, powers and duties.

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PASSED FOR PUBLICATION of title this \_\_\_\_\_ day of \_\_\_\_\_, 2022, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

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SAM LICCARDO  
Mayor

ATTEST:

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TONI J. TABER, CMC  
City Clerk