



# Memorandum

**TO:** HONORABLE MAYOR AND CITY COUNCIL  
**FROM:** Jennifer A. Maguire  
**SUBJECT:** AMENDMENT TO THE CITY PAY PLAN FOR VARIOUS CLASSIFICATIONS  
**DATE:** September 12, 2017

Approved

D. D. Syl

Date

9/14/17

## RECOMMENDATION

Adopt a resolution to:

- (a) Amend the City of San José Pay Plan effective September 26, 2017, to create the following classification:
  - (1) Hearing Officer U PT (2461) with a salary range of \$85,529.60- \$104,208.00 annually.

## OUTCOME

If the above recommendation is approved, the City of San José Pay Plan will be amended to create the new classification of Hearing Officer U PT (2461).

## BACKGROUND

When new job classifications are added or deleted, job titles are changed, or salaries are revised, the City of San José Pay Plan must be amended by the Council resolution. The City Pay Plan reflects all job classification and compensation changes made through Council Resolution, and is on file in the Human Resources Department, and published on the City's Internet and Intranet sites.

## ANALYSIS

Human Resources worked with the Finance Department to address the need for a specialized classification that performs administrative hearings in adherence with the City of San José Municipal Code. This body of work is currently performed by temporary unclassified

employees. Temporary unclassified positions are defined as work that is temporary in nature for a period not to exceed two years. However, the incumbents are performing work that is not temporary in nature, and is expected to be performed on an ongoing basis, and supports multiple City programs that allow appeal processes to the public.

Hearing Officer U PT: New Classification

- (a) Hearing Officer U PT, with an annual pay range of \$85,529.60- \$104,208.00: This classification plans, schedules, organizes, and conducts administrative hearings for violations to the Municipal Code. Duties include reviewing appellant testimonies; reading and interpreting laws, codes, and procedures; rendering written hearing decisions; reviewing and analyzing the Municipal Code; and responding to citizen complaints, inquiries, and questions.

**EVALUATION AND FOLLOW-UP**

No additional City Council action is expected following the adoption of the proposed resolution.

**PUBLIC OUTREACH**

This memorandum will be posted on the City's website for the September 26, 2017 City Council Agenda.

**COORDINATION**

This memorandum was coordinated with the Office of Employee Relations, City Attorney's Office, and Finance Department.

**COMMISSION RECOMMENDATION/INPUT**

There item does not have input from a board or commission.

**COST SUMMARY/IMPLICATIONS**

No additional funding is required for the FY 2017-2018 as there are no new costs associated with the creation of the classification. Creating this new classification does not create additional positions; new classes are created in order to better describe existing work.

The classification is part-time only and it is anticipated that incumbents will work approximately 15 hours per week. Currently, funding of \$61,300 for part-time temporary unclassified Hearing

HONORABLE MAYOR AND CITY COUNCIL

September 12, 2017

**Subject: Amendment to the City Pay Plan for Various Classifications**

Page 3

Officers is included in the Finance Department's Non-Personal/Equipment appropriation. With the creation of this classification, the 2018-2019 Base Budget will be adjusted accordingly to convert the temporary positions into permanent positions and to shift the associated funding from non-personal/equipment to personal services with a net-zero impact on the General Fund. Costs will be monitored, and any necessary adjustments to the budget may be brought forward during the annual budget process in future years.

**CEQA**

Not a Project, File No. PP17-008, General Procedure & Policy Making resulting in no changes to the physical environment, Municipal Code, Title 3.



JENNIFER A. MAGUIRE  
Senior Deputy City Manager/  
Budget Director

For questions please contact Aracely Rodriguez, Employment Division Manager at (408) 975-1411.

Attachments:

Hearing Officer U PT Class Specification

**City of San José**  
**CLASS SPECIFICATION**

**Title: Hearing Officer U PT (2461)**

<b>DEPARTMENT</b>	<b>ACCOUNTABLE TO</b>	<b>FLSA STATUS</b>
Finance	Deputy Director U	Non-exempt

**CLASS SUMMARY**

Under general direction, conducts administrative hearings in adherence with the City of San Jose Municipal Code. Performs related work as required.

**DISTINGUISHING CHARACTERISTICS**

This is an advanced journey level classification, responsible for performing administrative hearings. Incumbents regularly work on tasks that are varied, requiring considerable discretion and independent judgment. Positions in this classification rely on experience and judgment to ensure the efficient and effective functioning of the assigned program area. Assignments are given with general guidelines and incumbents are responsible for establishing objectives, timelines, and methods to deliver work products. Work is typically reviewed upon completion for soundness, appropriateness, and conformity to policy and requirements.

**QUALIFICATIONS**

**(These qualifications are typically required. An equivalent combination of education and experience sufficient to satisfactorily perform the duties of the job may be substituted.)**

**Minimum Qualifications**

**Education and Experience**

A Bachelor's degree from an accredited college or university AND two (2) years of experience in mediation, arbitration, dispute resolution or conducting administrative hearings.

**Other Qualifications**

**(Incumbents may be required to have different combinations of the listed qualifications, or more specific job-related qualifications depending on the position.)**

**Basic Competencies**

**(Needed at entry into the job in order to perform the essential duties.)**

- Job Expertise – Demonstrates knowledge of and experience with applicable professional/technical principles and practices, Citywide and departmental procedures/policies, codes, ordinances, and federal and state rules and regulations.
- Communication Skills - Effectively conveys information and expresses thoughts and facts clearly, orally and in writing; demonstrates effective use of listening skills and displays openness to other people's ideas and thoughts.
- Computer Skills - Experienced with common business computer applications including but not limited to: MS Outlook, MS Word, MS PowerPoint, MS Access, and MS Excel.
- Teamwork and Interpersonal Skills - Develops effective relationships with co-workers and supervisors by helping others accomplish tasks and using collaboration and conflict resolution skills.

**City of San José**  
**CLASS SPECIFICATION**

**Title: Hearing Officer U PT (2461)**

- Conflict Management - Uses appropriate interpersonal styles and methods to reduce tension or conflict between two or more people, by presenting the facts, analysis, and conclusions or solutions that show command of content and perspectives and interests of the audience.
- Customer Service - Demonstrates the ability to anticipate customers' needs and deliver services effectively and efficiently using professional demeanor.
- Decision Making - Identifies and understands issues, problems, and opportunities; uses effective approaches for choosing a course of action or developing appropriate solutions.
- Reliability - Completes quality work assignments in a timely and efficient manner; fulfills responsibilities and maintains confidentiality as appropriate.

<b>DUTY NO.</b>	<b>TYPICAL CLASS ESSENTIAL DUTIES: (These duties and estimated frequency are a representative sample; position assignments may vary depending on the business needs of the department.) Duties may include, but are not limited to, the following:</b>	<b>FREQUENCY*</b>
1.	Plans, schedules, organizes, and conducts administrative hearings in adherence with the City of San Jose Municipal Code. Administrative hearings include but are not limited to violations relating to business licenses, animal care and control, health and safety, parking and permits, and building/construction violations.	Daily/Several Times
2.	Reviews appellants testimonies; accepts and evaluates evidence; investigates violations/claims in order to make a decision.	Daily
3.	Reads, interprets, and applies laws, codes and procedures relevant to administrative hearings; and reviews and analyzes Municipal Code policies and procedures.	Daily
4.	Renders clear and concise written hearing decisions; prepares correspondence to appellants and reports in adherence with City and department policy; maintains and files records on rulings.	Daily
5.	Responds to citizen complaints, inquiries, or questions related to administrative hearings and decisions.	As Required
6.	Stays abreast of local, State, and Federal regulations, statutes, and ordinances.	As Required
7.	Consults with Deputy City Attorney as legal issues arise.	As Required
8.	Performs other related duties as required.	As Required

\*Frequency defined as Daily/Several Times, Daily, Weekly, Intermittent, or As Required

**PHYSICAL/ENVIRONMENTAL ELEMENTS**

The following is a general statement for the classification. Individual positions may have additional or different physical/environmental elements.

In an office environment, possess ability to:

- Operate, access, enter, and retrieve data using standard office equipment, including but not limited to a computer or tablet;
- Read printed materials and a computer screen;
- Communicate in person and over the telephone;

City of San José  
**CLASS SPECIFICATION**

**Title: Hearing Officer U PT (2461)**

- Lift, carry, push, and pull materials and objects up to 25 pounds, or heavier weights, in all cases with the use of proper equipment;
- Move between/within work areas, including but not limited to sitting, walking, and standing on various surfaces, turning, bending, grasping, and making repetitive hand movements;
- Be exposed to moderate noise levels and controlled temperature conditions;
- Maintain professional demeanor during interactions with staff, customers, and the public.

**CLASSIFICATION HISTORY** *Created 09/17; s000*