

# City of San Leandro

Meeting Date: March 4, 2013

Staff Report

File Number:	13-044	Agenda Section:	PUBLIC HEARINGS – CITY COUNCIL
		Agenda Number:	3.A.
TO:	City Council		
FROM:	Chris Zapata City Manager		
BY:	Lianne Marshall Assistant City Manager		
FINANCE REVIE	EW: Not Applicable		
TITLE:	Staff Report for Resolution Ame Administrative Code to Increase Appearance of Police Officers	•	

#### SUMMARY AND RECOMMENDATIONS

Staff recommends that the City Council adopt the resolution amending the City's Fee Schedule to increase the subpoena fee for personal appearance of police officers from \$150 to \$275 to conform with changes to state law.

### BACKGROUND

Assembly Bill 2612 amended California Government Code Section 68097.2 to increase the witness fee for specified public employees, including police officers, from \$150 to \$275 per day. Because the fee is listed in the City's Fee Schedule, the Fee Schedule must be amended to reflect the increase. Increases to City fees require a public hearing. A Notice of Public Hearing was published in *The Daily Review* on February 15 and 22, 2013.

#### **Current Agency Policies**

• The City of San Leandro Fee Schedule is contained in Title 6, Chapter 4 of the San Leandro Administrative Code.

### Fiscal Impacts

This action will result in a small increase to General Fund revenue. The Resolution provides that the Fee Schedule as amended will immediately go into effect.

### Budget Authority

Not applicable.

## ATTACHMENTS

None.

**PREPARED BY:**Marian Handa, City Clerk, City Manager's OfficeDenise Lenz, Support Services Manager, Police Department



# City of San Leandro

Meeting Date: March 4, 2013

**Resolution - Council** 

File Number:	13-087	Agenda Section:	PUBLIC HEARINGS – CITY COUNCIL	
		Agenda Number:		
TO:	City Council			
FROM:	Chris Zapata City Manager			
BY:	Lianne Marshall Assistant City Manager			
FINANCE REVIEW: Not Applicable				
TITI E·	ADOPT <sup>.</sup> Resolution Amending	Section 6.4 100 of	the San Leandro	

TITLE:ADOPT: Resolution Amending Section 6.4.100 of the San Leandro<br/>Administrative Code to Increase the Subpoena Fee for the Personal<br/>Appearance of Police Officers (increases the witness fee for a police officer<br/>from \$150 to \$275 to conform with a change to state law)

WHEREAS, California Government Code Section 68097.2 provides for a witness fee to be charged at the time a subpoena is served for the attendance of certain public employees, including peace officers and firefighters.

WHEREAS, Assembly Bill 2612 amended California Government Code Section 68097.2(b) to increase the witness fee of police officers from \$150 to \$275.

NOW, THEREFORE, the City Council of the City of San Leandro does RESOLVE as follows:

1. That following notice and hearing as may be required by law, Title 6, Chapter 4, Section 6.4.100 of the San Leandro Administrative Code ("Fee Schedule") is hereby amended to add a separate fee for personal appearance of police officers (shown in bold and italics), as follows:

### CITYWIDE

3.

Subpoena Fees	
A. Records	\$15.00
B. Personal appearance of City employees	\$150.00
C. Personal appearance of police officers	\$275.00

2. That the provisions of the Fee Schedule as amended shall take effect immediately.