

**From:** Korban Lee  
**To:** Applegarth, Michael; Josh Chandler  
**Date:** 11/3/2016 11:07 AM  
**Subject:** Admin Code - Proposed Amendments - #2  
**Attachments:** 110216 Administrative Code.pdf

Mike,

Please share the attached proposed amendments to the Administrative Code with the City Council.

In the attachment, the Council Members should note the highlighted sections that were changed in light of the comments and questions from the City Council.

In addition to the highlighted changes in the attached .pdf file, I have the following comments.

1. We attempted to make consistent the "advice and consent of the City Council" provisions for the appointment of Department Heads. Subtle language differences may exist because of the different statutory appointments spelled out in state law. However, the practice that should occur as a result of this code is consistent.
2. We propose no further change to section 6-2-3(d)(8) as this language mirrors what is in State Law.
3. We propose no further change to section 6-2-4(a) as this language mirrors what is in State Law.
4. We propose no further change to section 6-3-2(a) as this language mirrors what is in State Law. There was a question about having the Advice and Consent of the City Council for the appointment of an Interim CAO. However, this language is right out of State Law. Further, it is a temporary position, perhaps needing to be filled quickly, and section 6-3-2(b) provides that the Mayor can't enter into an employment agreement for this interim position.
5. Regarding the use of "he," "him," and so on, we confirmed that in the City Code, section 1-1-4. Rules for Construction of Ordinances, it provides that gender specific pronouns refer to both genders.
6. We propose no further change to section 6-7-8. It was proposed that the Mayor get the Advice and Consent of the City Council prior to adopting "policies at variance with this section for interns and seasonal, part-time, and temporary employees." This is contrary to our current practice.

Thank you for all of your help with this Mike. Please let me know if there is anything else I can do to move this issue along.

-Korban

