

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: Chief Executive Office

BOARD AGENDA # *B-2

Urgent

Routine

AGENDA DATE January 18, 2011

CEO Concurs with Recommendation YES NO
(Information Attached)

4/5 Vote Required YES NO

SUBJECT:

Approval to Introduce and Waive the First Reading of an Ordinance to Amend Section 3.08.290 of the Stanislaus County Code Relating to Hiring Preference for Veterans

STAFF RECOMMENDATIONS:

Approve the introduction and waive the first reading of an ordinance to amend provisions of Section 3.08.290 of the Stanislaus County Code relating to hiring preference for veterans.

FISCAL IMPACT:

There is no fiscal impact associated with this item, staff will continue to process veteran preference point applications in the same manner as previously.

BOARD ACTION AS FOLLOWS:

No. 2011-049

On motion of Supervisor O'Brien , Seconded by Supervisor Withrow
and approved by the following vote,

Ayes: Supervisors: O'Brien, Chiesa, Withrow, DeMartini, and Chairman Monteith

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) X Approved as recommended

2) _____ Denied

3) _____ Approved as amended

4) _____ Other:

MOTION: **Introduced and waived the first reading of Ordinance No. C.S. 1095**

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No. ORD-55-N-7

Approval to Introduce and Waive the First Reading of an Ordinance to Amend Section 3.08.290 of the Stanislaus County Code Relating to Hiring Preference for Veterans

DISCUSSION:

Stanislaus County is committed to providing employment assistance to veterans who served full-time in the United States Armed Forces in a time of national military emergency, or whose units were ordered to active duty by presidential order in a time of state military emergency, or who have served in any military expedition of the Armed Forces. This commitment is demonstrated with the Veterans Preference Points policy. The policy grants an eligible applicant who has received a passing score in an open entry level examination in an eligible classification credit of additional grade points to the final examination score. Eligible veterans are granted five additional grade points to the final examination score while eligible disabled veterans are granted ten additional grade points.

The intent of the policy is to provide additional points to veterans who have served during a war or in a campaign or expedition. Currently, the ordinance lists the specific military efforts of which veterans must have participated in to be eligible for veterans' preference points and does not include Operation Iraqi Freedom. In order to ensure that the intent of the policy is effectively met, it is recommended that Stanislaus County Code Sections 3.08.290(B)(1) and 3.08.290(B)(2) be modified, as detailed in the attached documents, to maintain consistency with United States Code.

This modification will ensure that County Code is consistently in alignment with United States Code without requiring the ordinance to be modified as United States Code is updated to recognize new military efforts.

POLICY ISSUES:

The Board of Supervisors should determine if approval of staff's recommendation meets its stated priority to promote the efficient delivery of public services.

STAFFING IMPACT:

There are no staffing impacts associated with this item. Staff will continue to provide support to veterans in the processing of veteran preference point applications.

CONTACT INFORMATION:

Nancy Bronstein, 209.525.6333

ORDINANCE NO. C.S. _____

AN ORDINANCE AMENDING CHAPTER 3.08 OF THE STANISLAUS COUNTY CODE RELATING TO HIRING PREFERENCE FOR VETERANS

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS, STATE OF CALIFORNIA, DO ORDAIN AS FOLLOWS:

Section 1. Subsection (B)(1) of Section 3.08.290 of the Stanislaus County Code is amended to read as follows:

“For purposes of this chapter, the term “veteran” is defined by United States Code Title 5, Part III, Subpart A, Chapter 21, Section 2108 (1).”

Section 2. Subsection (B)(2) of Section 3.08.290 of the Stanislaus County Code is amended to read as follows:

“For the purpose of this chapter, the term “disabled veteran” is defined by United States Code Title 5, Part III, Subpart A, Chapter 21, Section 2108 (2).”

Section 3. This ordinance shall take effect thirty (30) days from and after the date of its passage and before the expiration of fifteen (15) days after its passage it shall be published once, with the names of the members voting for and against the same, in the Modesto Bee, a newspaper published in the County of Stanislaus, State of California.

Upon motion of Supervisor _____, seconded by Supervisor _____, the foregoing ordinance was passed and adopted at a regular meeting of the Board of Supervisors of the County of Stanislaus, State of California, this ____ day of _____, 2011, by the following called vote:

AYES: Supervisors:
NOES: Supervisors:
ABSENT: Supervisor:

Dick Monteith, Chairman of the Board of Supervisors of the County of Stanislaus, State of California

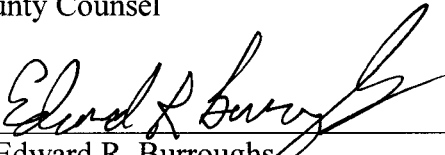
ATTEST:

Christine Ferraro Tallman
Clerk of the Board of Supervisors of the County of Stanislaus, State of California

By _____
Deputy

APPROVED AS TO FORM:

John P. Doering
County Counsel

By 

Edward R. Burroughs
Assistant County Counsel

TABLE OF ORDINANCE CODE CHANGES

COUNTY CODE SECTION	PROPOSED CHANGE	REASON FOR CHANGE
Amend 3.08.290 (B)(1)	<p>B. Definitions.</p> <p>1. For purposes of this chapter, the term “veteran” is defined by United States Code Title 5, Part III, Subpart A, Chapter 21 Section 2108 (1). means any person who:</p> <p>a. During World War II (December 7, 1941 to December 31, 1946), the Korean War (June 27, 1950 to January 31, 1955), and during the Vietnam Era Conflict (August 5, 1964 to May 7, 1975) served on active duty for a period of more than one hundred eighty days and was discharged or released therefrom with other than a dishonorable discharge; or</p> <p>b. As a member of a reserve component under an order to active duty pursuant to Section 672 (a), (d), or (g); 673 or 673(b) of Title 10 (Armed Forces Code) of the United States Code, served on active duty during which a campaign badge was authorized (includes Lebanon, Grenada, Panama (Operation Just Cause) and in Southwest Asia (Operation Desert Storm/Shield)), and was discharged or released from such duty with other than a dishonorable discharge; or</p> <p>c. During peacetime for which service a campaign or expeditionary medal (includes the same campaigns/expeditions listed above) was authorized by the government of the United States, and was discharged or released from such duty with other than a dishonorable discharge; or</p> <p>d. Was discharged or released from active duty because of a service connected disability notwithstanding period of time served.</p>	The purpose of this amendment is to maintain consistency with United States Code.
Amend 3.08.290 (B)(2)	<p>2. For the purpose of this chapter, the term “disabled veteran” is defined by United States Code Title 5, Part III, Subpart A, Chapter 21 Section 2108 (2). “disabled” means the service-connected disability of a veteran as that term is defined in subsection (B)(1) who has a medical retirement from the military service. Such person shall be required to submit discharge documents as required hereinbelow, together with the proof of the required service connected disability status and rating.</p>	The purpose of this amendment is to maintain consistency with United States Code.