



# MEMORANDUM

**TO:** Rick Doyle  
City Attorney

**FROM:** Councilmember Dave Cortese

**SUBJECT:** Position of Mayor's Budget & Policy  
Director

**DATE:** June 23, 2006

**APPROVED:**

**DATE:**

6/23/06

I would like to know if the City Council can, through a parliamentary process, vote to terminate and/or de-fund the position of the Mayor's Budget and Policy Director, as currently held by Joe Guerra. It is my understanding that this position, although supervised by the Mayor, is funded through Council General and therefore, arguably the legal employer would be the entire Council as would be the budget authority.

A written legal opinion prepared for the City Council from your office on this matter would be greatly appreciated, by Monday, June 26, 2006. Thank you.

cc: Interim City Manager Les White

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San Jose City Clerk  
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