

COUNCIL COMMITTEE MINUTES

Concurrent Special Committee Meetings of the Sacramento City Council, Redevelopment Agency of the City of Sacramento, Housing Authority of the City of Sacramento and the Parking Authority of the City of Sacramento.

COMMITTEE NAME: LAW AND LEGISLATION

MEETING DATE: April 28, 1992

MEETING TIME: 1:00 p.m.

LOCATION: 915 I STREET, 2ND FLOOR, COUNCIL CHAMBER

I HEREBY CALL Special Meetings of the Sacramento City Council, Redevelopment Agency of the City of Sacramento, Housing Authority of the City of Sacramento, and Parking Authority of the City of Sacramento to be conducted concurrently with the Council committee meetings listed below, which are incorporated herein by reference. The Special Meetings are called to permit Members who are not on the listed committees to attend the meetings and participate in the discussions. In the event five (5) or more members of the City Council are present at a Committee meeting, only those items listed on the agenda can be acted on or discussed.

The meeting was called to order at 1:05 p.m. by Chair Lynn Robie.

PRESENT: Committeemembers Robie, Chinn*, Pane and Serna.*

*Committeemember Serna arrived at 1:10 p.m.; Committeemember Chinn left at 1:35 p.m.

1. Legislative update from Ken Emanuels, the City's Legislative Advocate.

Recommendation of Staff: File.

MINUTES:

Ken Emanuels, the City's Legislative Advocate, discussed the status of the State Budget. He explained that both houses had adopted a budget but neither house believes it is a serious proposal as of today. There are no reductions of City revenue in the budget except tobacco subventions previously noted. In about ten days revisions will be issued and the Department of Finance will give a second opinion about what the State's revenues and expenditures will be. The budget situation is getting worse.

Chair Robie raised the Bates bill regarding a gas tax increase. There is a feeling that the distribution of the gas tax may not be as equitable to the northern part of the state as to the Bay Area and Southern California.

*Committeemember Serna arrived at 1:10 p.m.

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which form ruts and cause other problems. Serna moved to support the ordinance relating to prohibition of off-road bicycles on City property where signs prohibiting bicycles are posted, Pane seconded the motion, and it was unanimously supported. The ordinance will be brought to full Council with this Committee's recommendation.

6. Conflict of Interest Codes for City boards and commissions.

Recommendation of Staff: Review and make recommendation.

Committee Action: No action.

MINUTES:

Diane Balter, Deputy City Attorney, explained that this item was requested by Councilmember Mueller, who questioned the Metropolitan Arts Commission's supplementary Conflict of Interest policy. Attorney Balter said that the staff report in this Committee's agenda packet explains the Commission's Conflict of Interest Policy in more detail. The Committee decided that no action on this item is necessary.

7. SB 1538 (Kopp) and AB 3476 (Burton) regarding proposed amendments to Open Meeting Law (Brown Act).

Recommendation of Staff: Review and make recommendation.

Committee Action: Opposed.

Voting Record: Moved: Serna
Seconded: Robie
Ayes: Serna, Robie
Nays: Pane
Absent: Chinn

MINUTES:

Diane Balter, Deputy City Attorney, stated that the League of California Cities obtained a number of amendments, but they were still not enough. The bills require taping of all closed sessions, and that if staff wants to talk to Councilmembers regarding the likelihood of litigation, these discussions must be in open session. She said that another problem is that

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the bills require immediate disclosure of what happens in closed sessions. Pane requested that copies of the legislation and analyses be made available. Ken Emanuels, the City's Legislative Advocate, explained that the major issues are the taping of closed sessions, and it would be hard to control what happens to those tapes in the future.

*Tom Chinn left at 1:35 p.m.

Serna expressed his concern regarding personnel matters. Attorney Balter explained that these bills refer to all closed sessions. Pane stated his concern that local governments are being asked to be regulated in this way, and that the City just won't be able to have closed sessions anymore. He also noted that no real estate matters could be discussed, either. Serna asked that Ken Emanuels follow these bills closely and report back. Attorney Balter related to the Committee that these bills are being carried by a group of small weekly newspapers.

Serna moved to oppose SB 1538 (Kopp) and AB 3476 (Burton) regarding proposed amendments to Open Meeting Law (Brown Act), and Robie seconded the motion. Pane opposed the motion to oppose these bills. Chinn was absent.

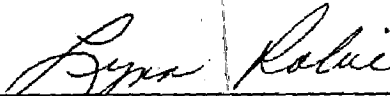
8. Follow-up on bills previously considered or discussed.

Recommendation of Staff: File.

MINUTES:

There was no report on this item at this time.

The meeting was adjourned at 1:40 p.m.


LYNN ROBIE, Chair

ATTEST:


JUDY SANDERS, Secretary