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DEPUTY CITY MANAGER

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CITY OF SACRAMENTO
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May 31, 2000

City Council
Sacramento, California

Honorable Members in Session:

SUBJECT: DEVELOPMENT OVERSIGHT COMMISSION

LOCATION AND COUNCIL DISTRICT: Citywide

RECOMMENDATION:

This report recommends that the City Council adopt the attached Ordinance and Resolution that establishes the Development Oversight Commission (DOC) as recommended by the Mayor's Commission on Development and modified by City Council direction on May 9, 2000.

CONTACT PERSON: Michael L. Medema, Special Projects Manager, 264-1915

FOR COUNCIL MEETING OF: June 6, 2000

SUMMARY:

On May 9, 2000 the City Council provided staff with direction to modify the proposed DOC to broaden the scope of membership and to require the DOC members to file statements of economic interest under the City's Conflict of Interest Code adopted pursuant to the Political Reform Act. Staff modified the attached Ordinance pursuant to the City Council's direction. The attached Resolution establishes the disclosure requirements for the DOC members.



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BACKGROUND:

The Ordinance presented for City Council consideration on May 9, 2000 specified that the DOC membership include five members “from building industry professional organizations.” The City Council directed staff to modify the requirement to require the five members to be “building industry professionals.”

The Ordinance also expressly exempted the DOC members from filing statements of economic interest under the City’s Conflict of Interest Code adopted pursuant to the Political Reform Act. This was inconsistent with policy adopted for most of the City Council approved Boards and Commissions. The City Council directed staff to remove this exemption.

The attached Ordinance incorporates these modifications. In addition, the attached Resolution establishes the disclosure requirements for the DOC members.

POLICY CONSIDERATIONS:

The modifications incorporated in the attached Ordinance and the Resolution establishing the disclosure requirements are pursuant to City Council direction.

The recommended disclosure requirements are the same required for the Housing Code and Advisory Appeals Board. The authority granted the DOC is advisory only.

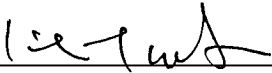
ENVIRONMENTAL CONSIDERATIONS:

Ongoing administrative and maintenance activities which are not for purposes of a public works construction project do not constitute a “project” and are exempt from the California Environmental Quality Act (CEQA). CEQA Guidelines, Sections 1506(b)(1), 15378(b)(3).

ESBD CONSIDERATIONS:

Not applicable.

Respectfully submitted,




MICHAEL L. MEDEMA
Special Projects Manager




THOMAS LEE
Deputy City Manager

RECOMMENDATION APPROVED BY:



ROBERT P. THOMAS
City Manager



RESOLUTION NO. 2000-294

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____

APPROVED
JUN 6 - 2000
OFFICE OF THE
CITY CLERK

**A RESOLUTION APPROVING THE CONFLICT OF
INTEREST DISCLOSURE CATEGORIES FOR THE
SACRAMENTO DEVELOPMENT OVERSIGHT
COMMISSION**

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

1. The City Council hereby approves the new Conflict of Interest Disclosure categories for the Sacramento Development Oversight Commission as shown on Exhibit A.

MAYOR

ATTEST:

CITY CLERK

FOR CITY CLERK USE ONLY

RESOLUTION NO.: _____

DATE ADOPTED: _____

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EXHIBIT A

DISCLOSURE CATEGORIES

DEVELOPMENT OVERSIGHT COMMISSION

Schedules **A-1** (investments less than 10%); **A-2** (investments greater than 10%); **B** (real property); **C** (income & business positions); **D** (income/loans); **E** (income/gifts); and **F** (income/travel) are applicable to your disclosure categories.

Members of the Oversight Development Commission shall disclose the following interests and information.

CATEGORY 1.

Any interest in real property within the jurisdiction.

CATEGORY 2.

Any investment in a business entity which is located within the city.

CATEGORY 3.

Any source of income from a business entity described in paragraphs 2 or 3 above.

CATEGORY 4.

Any position of employment or management with a business entity described in paragraph 2 above.

FOR CITY CLERK USE ONLY

RESOLUTION NO.: _____

DATE ADOPTED: _____

ORDINANCE NO. 2000-022

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____



AN ORDINANCE ADDING CHAPTER 2.90 TO TITLE 2 OF THE SACRAMENTO CITY CODE ESTABLISHING THE DEVELOPMENT OVERSIGHT COMMISSION.

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

SECTION 1.

Establishment of the City of Sacramento Development Oversight Commission.

The City of Sacramento Development Oversight Commission is hereby established.

§ 2.90.010 Definitions.

As used in this chapter, the following words and phrases shall have the meaning given them in this section, unless the context clearly requires otherwise:

- (a) "City" means the City of Sacramento.
- (b) "City Council" means the City Council of the City of Sacramento.
- (c) "Mayor" means the Mayor of the City of Sacramento.
- (d) "Commission" means the City of Sacramento Development Oversight Commission.

§ 2.90.020 Purpose of Commission.

The purpose of the Commission shall be as follows:

- (a) To assure the proper implementation of recommendations from the Mayor's Commission on Development that were approved by the City Council on July 20, 1999.
- (b) To provide a forum that enables the public to introduce and to discuss suggestions, comments, and concerns regarding the procedures and processes of the City's development services function.

FOR CITY CLERK USE ONLY

ORDINANCE NO.: _____

DATE ADOPTED: _____

§ 2.90.030 Powers of Commission.

The powers of the Commission shall be:

- (a) To monitor the implementation of recommendations made by the Mayor's Commission on Development that were approved by the City Council on July 20, 1999.
- (b) To review the procedures and processes of the City Departments and Divisions responsible for implementing the recommendations made by the Mayor's Commission on Development that were approved by the City Council on July 20, 1999.
- (c) To provide the Mayor and the City Council an annual report regarding the City's development procedures and processes, including but not necessarily limited to the implementation status of the Commission's recommendations that were accepted by the City Council on July 20, 1999.
- (d) To conduct semi-annual public meetings to hear and consider public suggestions, comments, and concerns regarding the procedures and processes of the City's development service.

§ 2.90.040 Commission Membership.

The Commission shall be comprised of nine members consisting of five members who are building industry professionals, two members from building industry trade organizations, and two members from the public at large. The members shall be appointed by the Mayor with approval by a majority of the City Council pursuant to Section 23 of the Sacramento City Charter. In selecting the initial members of the Commission, the Mayor shall appoint three to serve a term of one year, three to serve a term of two years, and three to serve a term of three years. Subsequent members shall be appointed to three year terms. In the event a vacancy occurs during the term of any member, the mayor shall appoint, with the approval of the City Council, a successor to serve during the unexpired term.

§2.90.050 Conflict of Interest and Financial Disclosure Statements

All appointees to the Commission shall be required to file statements disclosing financial interests pursuant to a conflict of interest code adopted for the Commission.

FOR CITY CLERK USE ONLY

ORDINANCE NO.: _____

DATE ADOPTED: _____

§ 2.90.060 Chairperson and Organization of the Commission.

At its first meeting, the Commission shall elect a Commission Chairperson and Vice Chairperson. The Commission may adopt rules of procedure for the conduct of its business and may do any other things necessary or proper to carry out its functions. When there is a vacancy in the office of Chairperson or Vice Chairperson, the Commission shall fill said office from among its members.

§ 2.90.070 Commission Meetings and Stipend.

The Commission shall conduct a public meeting to occur semi-annually on the third Wednesday of May and October. Upon the request of the Mayor, the Commission shall hold special meetings. Each member shall receive a \$100 stipend for each meeting attended. All meetings shall be held in accordance with the open meeting requirements contained in the provisions of the Ralph M. Brown Act, Government Code Section 54950 et seq.

§2.90.080 Repeal of Chapter.

This chapter shall expire on December 31, 2005, and the Commission shall cease to operate after that date.

DATE PASSED FOR PUBLICATION:

DATE ENACTED:

DATE EFFECTIVE:

ATTEST:

_____ MAYOR

CITY CLERK

FOR CITY CLERK USE ONLY

ORDINANCE NO.: _____

DATE ADOPTED: _____

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