

RESOLUTION NO. 2008-017

Adopted by the Sacramento City Council

January 15, 2008

REPORT BACK: PANEL HEARING EXAMINERS

BACKGROUND

At its December 18, 2007, meeting, the City Council raised concerns regarding 1) the process for appointing hearing examiners; 2) the ability of hearing examiners to grant continuances in cases pending before them; 3) the number of people appearing before the hearing examiners during calendar year 2007 who were granted 2 or more continuances; and, 4) the ability of hearing examiners to modify fines, timelines, and other staff recommendations in cases pending before them.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1. Staff shall refer all proposed applicants for the hearing examiner panel, established pursuant to Sacramento City Code section 8.04.070, to the Public Employee and Personnel Committee for review and recommendation prior to the City Council's appointment of new hearing examiners.
- Section 2. Staff is directed to prepare and bring forward to the Law and Legislation Committee an ordinance that a) makes the panel of hearing examiners subject to Article XV of the City Charter and the City Council and Commission Appointment Procedure Reform Ordinance of 1983; and b) provides objective criteria for the panel of hearing examiners to consider when granting continuances and modifying fines and penalties.

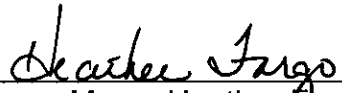
Adopted by the City of Sacramento City Council on January 15, 2008 by the following vote:

Ayes: Councilmembers Cohn, Fong, Hammond, McCarty, Pannell, Sheedy, Tretheway, Waters, and Mayor Fargo.

Noes: None.

Abstain: None.

Absent: None.



Mayor Heather Fargo

Attest:



Shirley Concolino, City Clerk