



Goals for Presentation

- Present the rationale and details behind the Accountability Plan of 2010
- Gather input and feedback from Council and community
- Direct staff to prepare charter language and necessary resolutions for next council meeting (July 13)



Recent Public Discussion on Charter Reform

- **18 months** of public debate and discussion
- **50,000 citizens** supported initiative petition to shift to executive mayor system
- **60 hours of public discussion** during seven-month Charter Review Committee
- **12 City Council meetings** with public discussion and analysis on agenda
- **1,500+ participants** in public town halls and community meetings
- **Additional public input and discussion** via media (e.g. articles, television reports, editorials, op-eds, blogs, etc)



Overview – Five Point Plan

Accountability Plan of 2010

1. Executive Mayor
2. Independent Council
3. Ethics Ordinance
4. Term Limits
5. Voter Re-approval



Overview – Five Point Plan

Accountability Plan of 2010

1. Executive Mayor

- Elected Mayor is Chief Executive
- Proposes Budget
- Appoints/Removes City Manager and Top Leadership
- Veto subject to Council override



Overview – Five Point Plan

Accountability Plan of 2010

2. Independent Council

- Council President Leads Council
- Approves Budget with Independent Budget Analyst
- Confirms Mayoral Appointments
- Appoints Other Charter Officers
- Overrides Mayoral Vetoes
- Ninth District Established in 2012



Overview – Five Point Plan

Accountability Plan of 2010

3. Ethics Ordinance

- Require Council to adopt ordinance within six months
 - Ethics training and education
 - Compliance
 - Whistleblower resources
 - Transparency reforms



Overview – Five Point Plan

Accountability Plan of 2010

4. Term Limits

- Maximum number of terms served by Mayor and/or Council
 - Option 1: None
 - Option 2: 2-3 in lifetime
 - Option 3: 2-3 in succession



Overview – Five Point Plan

Accountability Plan of 2010

5. Voter Re-approval

- Effective 30 days after election (December 2, 2010)
- Voters reapprove between 2018 and 2020
- Future Council determines exact sunset date
(No earlier than December 31, 2018)



Key Takeaways

Accountability Plan of 2010

- Broader and more balanced based on public input
- Includes new elements from Charter Review Committee, City Council and community meetings
- Addresses issues raised with original initiative
- Developed through public Council process with support from City Attorney's Office
- Consistent with executive mayor systems in other California and western cities
- Respects will of citizens to vote on reform



Executive Mayor

Accountability Plan of 2010

Executive Duties

	CURRENT CHARTER	PROPOSED PLAN
Chief Executive Selected by	Council	Citizens of Sacramento
Chief Executive Officer	Appointed City Manager	Elected Mayor
State of the City required?	No	Yes. Present annually to public by March 1
Contracting Authority	Council; City Manager per ordinance	Same as current

Appointment of Chief Executive Officer transfers from Council to the Citizens of Sacramento



Executive Mayor

Accountability Plan of 2010

Appointment of Charter and City Officers

	CURRENT CHARTER	PROPOSED PLAN
City Manager	Appoint: Council (5 votes) Remove: Council (6 votes)	Appoint: Mayor w/Council concurrence (5 votes) Remove: Mayor
City Attorney	Appoint and Remove: Council (5 votes)	Same as current
City Clerk	Appoint and Remove: Council (5 votes)	Same as current
City Treasurer	Appoint and Remove: Council (5 votes)	Same as current
City Auditor and Independent Budget Analyst	Appoint and Remove: Council (5 votes)	Same as current

**Council will continue to appoint and remove all Charter and City Officers except
for City Manager**




Executive Mayor

Accountability Plan of 2010

Appointment of Other City Employees

	CURRENT CHARTER	PROPOSED PLAN
Asst City Managers & Department Heads	Appointed/removed by City Manager	Appoint: Mayor w/Council concurrence (5 votes) Remove: Mayor
Other staff in City Manager's Office staff	Appointed/removed by City Manager	Same as current
Other unrepresented staff	Appointed/removed by appointing authority	Same as current
Other represented city employees	Appointed/removed by appointing authority	Same as current
Boards & commissions	Appoint and Remove: Mayor w/Council concurrence (5 votes)	Same as current

99.5% of city employees will not be impacted by change in appointment responsibilities



Executive Mayor

Accountability Plan of 2010

Budget

	CURRENT CHARTER	PROPOSED PLAN
Propose and present	City Manager 60 days before fiscal year	Mayor 90 days before fiscal year
Amend and adopt	Mayor and Council	Council
Required number of public hearings	One hearing	Two hearings – first within 15 days of proposal
Council deadline to return to Mayor	N/A	30 days prior to end of current fiscal year
Contingency if not adopted in time	Prior budget effective until new budget passes	Same as current
Budget amendments	Same process as for adoption	Same process as for adoption

Changes to budget timeline will allow for greater public input and transparency



Executive Mayor

Accountability Plan of 2010

Veto

	CURRENT CHARTER	PROPOSED PLAN
Scope of veto	N/A	Budget and Ordinances
Line item veto for budget items?	N/A	Yes
Mayoral veto timeline	N/A	Veto within 10 days of receipt or automatically approved
Council override timeline	N/A	Budget: Override (6 votes) within 10 days of receipt or veto stands Ordinances: Override (6 votes) within 30 days of receipt or veto stands
Items excluded from veto	N/A	<ul style="list-style-type: none"> • Emergency Ordinances • Ordinances required by state law • Election-related ordinances • Re-zoning, development agreements, land use decisions and actions taken at public hearing • Council budget and other matters under exclusive purview of Council

Veto and Override limited to specific set of key decisions




Independent Council

Accountability Plan of 2010

Council Meetings

	CURRENT CHARTER	PROPOSED PLAN
Presiding Officer at Council Meetings	Mayor	Council President
Selection of Council Leader	Vice Mayor elected (5 votes) to one year term	Council President elected (5 votes) to one year term May be re-elected to successive terms
Assumes Mayor's role if in case of declared vacancy	Vice Mayor	Council President
Open Session	Mayor can participate and vote	May not participate or vote
Closed Session	Mayor can participate and vote	Mayor participate, but may not vote
City Manager's role at Council Meetings	Participate, no vote	Same as current
Legislative and land use decisions	Mayor and Council	Council only

Clear separation of powers by transferring Council leadership and authority from Mayor to Council President



Ethics Ordinance

Accountability Plan of 2010

Ordinance Specifics

	CURRENT CHARTER	PROPOSED PLAN
Charter requires Council ordinance?	No	Yes
Scope of Ordinance	N/A	Ethics training and education Compliance Whistleblower resources Transparency reforms
Deadline to adopt ordinance	N/A	6 months after effective date (June 2, 2011)

EXAMPLE: Santa Ana Charter

Sec. 401.05. Code of ethics and conduct.

“The City of Santa Ana shall adopt a Code of Ethics and Conduct for elected officials and members of appointed boards, commissions, and committees to assure public confidence in the integrity of local government elected and appointed officials. The City Council shall adopt the Code of Ethics and Conduct by ordinance or resolution within six months of the effective date of this Charter section. ”

Can align with City Manager’s proposed Ethics Review Process



Term Limits

Accountability Plan of 2010

	CURRENT CHARTER	PROPOSED PLAN
Maximum terms as Mayor	None	Option 1: None Option 2: 2-3 full terms in succession Option 3: 2-3 full terms in lifetime
Maximum terms as Council Member	None	Option 1: None Option 2: 2-3 full terms in succession Option 3: 2-3 full terms in lifetime
Effective date of term limits	N/A	Terms that commence after plan's effective date
Council terms count towards Mayoral service (and vice versa)?	N/A	No
Definition of full and partial terms	N/A	Full term: > 2 years Partial term: ≤ 2 years

Public outreach did not identify a clear consensus on term limits




Voter Re-Approval

Accountability Plan of 2010

	CURRENT CHARTER	PROPOSED PLAN
Effective Date	N/A	30 days after Election Day (December 2, 2010)
Mandatory duty of Council to place on ballot?	N/A	Yes
Timeframe to place re-approval measure before voters	N/A	Between November 2018 and November 2020
Sunset Date	N/A	Exact date (no earlier than December 31, 2018) determined by future Council to best coordinate with re-approval vote

Ensures citizens a future opportunity to evaluate and refine changes before they become permanent



Other Issues

Accountability Plan of 2010

	CURRENT CHARTER	PROPOSED PLAN
Residual Powers	Council	Same as current
Minimum votes needed to pass Council item	5 votes	Same as current
Ninth Council District	N/A	Determined by 2011 redistricting Elected in June 2012, 2014, 2018

2011 redistricting timeline makes November 2010 vote essential



Key Areas for Council Discussion

- Term Limits
- Ethics Ordinance
- Effective Date



Timeline and Next Steps

- **June 22**
 - Accountability Plan presentation
 - Comparable cities analysis
 - Ethics review report
 - Council and community discussion
 - Direction to staff to prepare charter language and resolutions for July 13

- **July 13**
 - Review and discuss charter language
 - Approve final text and ballot question

- **November 2**
 - Citizens vote on proposed amendment to city charter



Accountability Plan of 2010

Presentation to Mayor and Council

- June 22, 2010