MINUTES
February 20, 2020

CHARTER REVIEW COMMISSION
5:30 p.m.
Council Chambers
311 Vernon Street
Roseville, California
www.roseville.ca.us

1. CALL TO ORDER

Chair Susan Rohan called the meeting to order at 5:30 p.m.

2. ROLL CALL

Present: Brohman, Cannon, Constant, Dohner, Frank, Rohan
Absent: Garrett

3. PLEDGE OF ALLEGIANCE

Commissioner Sam Cannon led the Pledge of Allegiance.

4. PUBLIC COMMENTS

No public comment received.

5. MINUTES

5.1. Minutes of Prior Meeting

Memo from Assistant City Clerk Audrey Byrnes and City Clerk Sonia Orozco recommending the Charter Review Commission members approve the minutes of the January 27, 2020 Charter Review meeting.
CONTACT: Audrey Byrnes 916-774-5268 abyrnes@roseville.ca.us

Motion by Peter Constant, seconded by Paul Frank, to approve the January 27, 2020 Charter Review Commission minutes. The Motion Passed.

Roll call vote: Ayes: Brohman, Cannon, Constant, Dohner, Frank, Rohan

Absent: Garrett

6. REQUESTS/PRESENTATIONS

6.1. Elective Officers - Article 2 - Section 2.02

Memo from Assistant City Attorney Michelle Sheidenberger and City Clerk Sonia Orozco recommending the Charter Review Commission approve revisions to Article 2 - Section 2.02 regarding elective officers and place this section on the consensus list.
CONTACT: M. Sheidenberger 916-774-5325 msheidenberger@roseville.ca.us

Assistant City Attorney Michelle Sheidenberger made the presentation to the Commission.

No public comment received.

Motion by Peter Constant, seconded by Kristine Dohner, to approve Section 2.02 as follows: The electors of the City shall elect a council of five (5) members each of whom will be elected by district by the voters in that district for a four (4) year term of office. Commencing with the General Municipal Election in November of 2020 and every four (4) years thereafter, the voters in the odd-numbered electoral districts shall elect a councilmember. Commencing with the General Municipal Election in November of 2022 and every four (4) years thereafter, the voters in the even-numbered electoral districts shall elect a councilmember. The council shall constitute the legislative and governing body of the City and shall have authority, except as otherwise provided in the charter, to exercise all powers of the City, and to adopt such ordinances and resolutions as may be proper in the exercise thereof. No councilmember shall serve more than two (2) consecutive four (4) year terms, commencing as of a date subsequent to April 9, 1974. A partial term served due to appointment to a vacant seat does not count as a term for purposes of this section. The Motion Passed.

Roll call vote: Ayes: Brohman, Cannon, Constant, Dohner, Frank, Rohan

Absent: Garrett

6.2. Selection of Mayor and Vice Mayor - Article 2 - Section 2.03

Memo from Assistant City Attorney Michelle Sheidenberger and City Clerk Sonia Orozco recommending the Charter Review Commission approve revisions to Article 2 - Section 2.03 regarding selection of mayor and vice mayor and place this section on the consensus list.
CONTACT: M. Sheidenberger 916-774-5325 msheidenberger@roseville.ca.us

Assistant City Attorney Michelle Sheidenberger made the presentation to the Commission.

No public comment received.

Motion by Peter Constant, seconded by Kristine Dohner, to approve Section 2.03 as follows: The council shall be sworn in and assume office, subject to the qualifying provisions of this charter, upon receipt of a certified statement of the results of the election pursuant to California Elections Code 15372, as it may be hereafter amended. The council shall hold its first meeting at that time. Following the certification of the 2020 General Municipal Election, the councilmember who received the highest number of votes in the 2018 election shall be seated as mayor for a two (2) year term and the City clerk shall draw lots among all of the electoral districts except the district where the mayor resides to determine the selection of the initial vice mayor. The selected councilmember shall be seated as vice mayor for a two (2) year term. Following each General Municipal Election thereafter, a vice mayor shall be seated by rotation in sequential order of the five (5) districts. Upon termination of a councilmember's term of office as vice mayor, the vice mayor shall be seated as mayor. The mayor and vice mayor shall each serve a two (2) year term. The Motion Passed.

Roll call vote: Ayes: Cannon, Constant, Dohner, Frank, Rohan

Nays: Brohman
Absent: Garrett

6.3. Compensation of Councilmembers - Article 3 - Section 3.05

Memo from Assistant City Attorney Michelle Sheidenberger and City Clerk Sonia Orozco recommending the Charter Review Commission approve revisions to Article 3 - Section 3.05 regarding compensation of councilmembers and place this section on the consensus list.
CONTACT: M. Sheidenberger 916-774-5325 msheidenberger@roseville.ca.us

Assistant City Attorney Michelle Sheidenberger made the presentation to the Commission.

Richard Roccucci - Spoke in support of an increase to compensation.

Recess at 6:30 p.m.

Reconvene at 6:40 p.m.

Kathleen Crawford - Spoke in opposition to using the "part-time" reference, and in support of a proposal that sets pay for longer period of time.

Consensus of the Commission to have staff return with both language for 3.05 pursuant to Government Code Section 36516, in the amounts set forth in state law for general law cities along with a proposal to increase stipends at the beginning of each calendar year by the lesser of an annual rate of three (3) percent or (4) percent or the change in the all-urban Consumer Price Index for the Sacramento area, and include for comparison, the stipend proposal in the amount of fifteen cents per Roseville resident per year, and the mayor receiving an additional $250 per month for consideration and denoting Councilmembers shall be reimbursed for reasonable and necessary expenses actually incurred in the service of the City.

6.4. Councilmember Vacancies - Article 3 - Section 3.09

Memo from Assistant City Attorney Michelle Sheidenberger and City Clerk Sonia Orozco recommending the Charter Review Commission approve revisions to Article 3 - Section 3.09 regarding councilmember vacancies and place this section on the consensus list.
CONTACT: M. Sheidenberger 916-774-5325 msheidenberger@roseville.ca.us

Assistant City Attorney Michelle Sheidenberger made the presentation to the Commission.

Richard Roccucci - Spoke in opposition to a percentage of 20% for filling a vacancy and on research conducted on candidates in previous elections that would have not met the threshold.

Kathleen Crawford - spoke on 20% percentage, in support of vote of community, and in support of appointees who serve less than two years by appointment or election be able to serve up to 10 years.

Motion by Peter Constant, seconded by Susan Rohan, to approve Section 3.09 as follows:

a. An office becomes vacant on the happening of any of the following events before the expiration of the councilmember's term:
1. Upon any of the grounds listed in Section 1770 of the California Government Code as it now exists or may hereafter be amended.

2. Upon termination of residency in an electoral district by a councilmember elected or appointed to that district unless a substitute residence within the district is immediately declared and established within thirty (30) calendar days after the termination of residency.

b. When a vacancy is, for any reason, anticipated in advance of its actual occurrence, the council shall initiate the appointment or election process in anticipation of the vacancy. The councilmember who will be vacating the seat may not participate in the process.

c. Any vacancy on the council shall be filled by the candidate not elected for a contested district council seat who received the next highest number of votes, provided said candidate received votes from at least twenty percent (20%) of the total number of votes cast in that district. A person seated to the council in this manner to fill a vacancy shall hold office until the next feasible election. A councilmember elected to fill a vacancy thereafter shall hold office for the remainder of the unexpired term.

d. If for any reason the vacancy cannot be filled in accordance with subsection c, the vacancy may be filled by a majority vote of the remaining councilmembers within sixty (60) calendar days after the vacancy occurs. A person appointed by the council to fill a vacancy shall hold office until the next feasible election. A councilmember elected to fill a vacancy thereafter shall hold office for the

remainder of the unexpired term. No person may be appointed to the council more than once.

e. If the council fails, for any reason, to fill such vacancy within the sixty (60) day period set forth in subsection d, it shall forthwith call an election for the earliest possible date to fill such vacancy. A councilmember elected to fill a vacancy shall hold office for the remainder of the unexpired term.

f. In the event of a vacancy in the office of mayor, the vice mayor shall be seated as mayor and shall hold office for the remainder of the unexpired term being assumed. In the event of a vacancy in the office of vice mayor, a vice mayor shall be seated from the electoral district next in rotation and shall hold office for the remainder of the unexpired term being assumed. The Commission also directed staff to add language to subsection f clarifying that filing of vacancies shall not disrupt the normal rotation.

Roll call vote: Ayes: Brohman, Cannon, Constant, Dohner, Frank, Rohan

Absent: Garrett

6.5. Subcommittee Report

Report on Independent Redistricting Commission model and schedule.
CONTACT: M. Sheidenberger 916-774-5325 msheidenberger@roseville.ca.us

Recess at 8:00 p.m.

Reconvene at 8:03 p.m.

City Clerk Sonia Orozco made the presentation to the Commission.

Summary information as follows:

- Committee met on February 10, 2020
- Review of Assembly Bill 849/Charter language examples
- Timeline and requirements
- Consensus to direct staff to prepare ordinance to:
  - Present to Charter Review Commission
  - Present to City Council
- Ordinance to be effective summer/early fall of 2020
- Recruit and form Redistricting Commission
- Ordinance to sunset once Charter language regarding Redistricting is approved – if not approved on ballot, Ordinance will govern.

Item for information only. No action taken.

6.6. Meeting Schedule

Report on meeting schedule and deadlines.
CONTACT: Sonia Orozco 916-774-5269 sorozco@roseville.ca.us

City Clerk Sonia Orozco made the presentation to the Commission.

Larry Hufty - requested a hard copy of the draft report be available at least 72 hours prior to the public forums scheduled on April 13 and April 16.

7. ADJOURNMENT

Motion by Samuel Cannon, seconded by Rita Brohman, to adjourn the meeting at 8:20 p.m. The Motion Passed.

Roll call vote: Ayes: Brohman, Cannon, Constant, Dohner, Frank, Rohan

Absent: Garrett