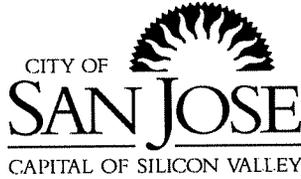


Distributed on:

SENT TO COUNCIL: JAN 26 2007

by City Manager's Office



Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: Dan McFadden

SUBJECT: STATUS REPORT ON SUNSHINE
PILOT-PROGRAM

DATE: January 25, 2007

Approved:

Date:

1/25/07

INFORMATION

BACKGROUND

On March 21, 2006, the City Council held a public hearing and considered a number of proposed Sunshine reforms designed to promote open, accessible, and inclusive government. On May 23, 2006, the City Council referred eight proposals to the *Sunshine Reform Task Force* and directed staff to proceed with a pilot program to implement 14 proposals. Staff was directed to report back to the City Council in January 2007.

Of the 14 reforms referred to staff for implementation, 10 have been implemented and 4 are scheduled to be completed by Spring 2007. Most of the 22 reform proposals, and other referrals to the Sunshine Reform Task Force, fall within the parameters of the comprehensive Sunshine Reform Ordinance.

It is important to note that the Sunshine Reform Task Force requested an opportunity to provide input on the pilot program and will forward their recommendations to the City Council in March 2007. The Task Force is scheduled to bring forward Phase I of the proposed Sunshine Ordinance in March 2007, which includes the following sections: *Public Meetings, Closed Session, and Public Information.*

The table below provides: 1) a list of reforms completed, and 2) a status on the 4 reforms scheduled for completion in Spring 2007.

REFORM COMPLETED
• Public Information Reform #4 – Noticing of Council items with expenditures over \$1 million.
• Public Information Reform #7 - Disclosure of information on complaints received through the Fraud and Audit Hotline.
• Public Information Reform #9 – Councilmember or board/commission claiming a conflict of interest on a vote must publicly disclose by filing a conflict of interest declaration with the City Attorney and City Clerk 24 hours prior to when the item will be heard.
• Public Information Reform # 10 – Disclose the calendars of the Mayor and

Councilmembers quarterly, redacted for personal information.
<ul style="list-style-type: none"> • Public Information Reform #11 – Establish criteria of items of “significant public interest” and require additional notification consistent with Council Policy 6-30.
<ul style="list-style-type: none"> • Neighborhood Participation Reform #2 - Citywide budget briefing and 4 budget hearings to encourage greater community contribution to established City priorities.
<ul style="list-style-type: none"> • Neighborhood Participation Reform #3 – Require the City Council and Redevelopment Agency to hold Public Priority Setting Hearings in the beginning of odd years to coincide with City Council member appointments to standing committees.
<ul style="list-style-type: none"> • Neighborhood Participation Reform #4 – Notification to City Commissions when items originating in the commission will be heard by the Council.
<ul style="list-style-type: none"> • Government Accountability Reform #3 - Expenditures of \$1 million or more and “significant public interest” agenda items include a Policy Alternative Recommendation, description of why alternative was rejected, and a cost-benefit analysis.
<ul style="list-style-type: none"> • Government Accountability Reform #4 – Staff memo to include City staff contract for public questions.

REFORMS IN PROCESS	
Reform	Status
<ul style="list-style-type: none"> • Public Information Reform #8 – Require Council Member and appointee FPPC filings and Conflict of Interest declarations to be posted and indexed on line. 	Training for mandated filers for online filing of conflict of interest form is scheduled to occur early March 2007.
<ul style="list-style-type: none"> • Public Information Reform #12 – Post the City Council Policy Manual online. 	Codification of the Council Policy Manual began November 1, 2006 and is expected to be completed by February 2007.
<ul style="list-style-type: none"> • Neighborhood Participation Reform #5 – Expand the speaking time from 2 minutes to 4 minutes. 	Currently under consideration by the Sunshine Reform Task Force. A recommendation is expected to be provided to the City Council in March 2007.
<ul style="list-style-type: none"> • Public Information Reform #2 – Establish a single Master Online Calendar. 	Configuration and Testing of the new technology is underway and training and implementation is scheduled for Spring 2007.

The cost to implement the Pilot Program was approximately \$60,500, which included costs for software and the codification of policies. Staff is currently developing a comprehensive budget that incorporates the broader costs of implementing a Sunshine Ordinance.



Dan McFadden
Deputy City Manager