

**MINUTES
CHARTER REVIEW ADVISORY COMMISSION
MEETING OF OCTOBER 28, 2015**

Cesar Chavez Library - Stewart-Hazelton Room, 605 N. El Dorado Street, Stockton CA

1. CALL TO ORDER/ROLL CALL (6:00 PM)

Roll Call

Present:

Marcie Bayne
LaJuana Bivens
Nicholas Hatten
Steve Lopez
Marie Mallare-Jimenez
Ellen Powell
Donald Smith
Cynthia Summers
Peter Viri
Ralph White

Absent:

Erin Guy Castillo, Lecia Harrison, Jeff Sanguinetti, Dale Stocking, and Max Vargas.

Commissioner Vargas arrived at 6:03 p.m.

2. CITIZEN COMMENTS

None.

3. ADOPTION OF MINUTES

3.1 15-2117 APPROVAL OF COMMISSION MINUTES

Legislation Text

2015-08-26 Minutes for Approval

2015-09-23 Minutes for Approval

Approve motion adopting minutes of August 26, 2015.

Moved by: Marcie Bayne, seconded by LaJuana Bivens.

Commissioner Bayne - withdrew the motion after Commission discussion regarding attendance reporting

Approve **Motion 2015-10-28-0301** accepting minutes for September 23, 2015 with changes

Moved by: Ralph White, seconded by Marie Mallare-Jimenez.

Vote: Motion carried 8-1

Yes: Marcie Bayne, LaJuana Bivens, Steve Lopez, Marie Mallare-Jimenez, Ellen Powell,

Donald Smith, Cynthia Summers, and Ralph White.

No: Nicholas Hatten.

Abstain: Max Vargas, and Peter Viri.

Absent: Erin Guy Castillo, Lecia Harrison, Jeff Sanguinetti, and Dale Stocking.

Chair Summers - directed staff to verify the attendance and to show the arrival time of Commissioner Bivens for the September 23, 2015 meeting and to place September minutes on the next agenda for approval.

4. STAFF PRESENTATIONS

4.1 15-2139 UPDATE ON SCOPE OF WORK TRACKING

Legislation Text

Attachment A - Scope of Work Tracking Log

Approve **Motion 2015-10-28-0401** requiring that each Commissioner be notified and added to the Charter Review Ad-hoc Committee mailing list.

Moved by: Ralph White, seconded by LaJuana Bivens.

Vote: Motion carried 11-0

Yes: Marcie Bayne, LaJuana Bivens, Nicholas Hatten, Steve Lopez, Marie Mallare-Jimenez, Ellen Powell, Donald Smith, Cynthia Summers, Max Vargas, Peter Viri, and Ralph White.

Absent: Erin Guy Castillo, Lecia Harrison, Jeff Sanguinetti, and Dale Stocking.

5. SUBCOMMITTEE REPORTS

5.1 15-2136 APPOINTED VS. ELECTED OFFICER POSITIONS-SUBCOMMITTEE REPORT

Legislation Text

Attachment A - ARTICLE VI

Attachment B - Chief of Police

Attachment C - City Attorney

Attachment D - City Clerk

Attachment E - Elected Auditor

Attachment F - PROS AND CONS

Correspondence was provided by Commissioner Sanguinetti regarding agenda item 5.1 Appointed vs. Elected Officer Positions - Subcommittee Report (filed)

Correspondence provided by Commissioner Sanguinetti

Approve **Motion 2015-10-28-0501-01** forwarding Charter Section 1302, Election of the City Attorney, as proposed, to the Charter Review Ad-hoc Committee and City Council for approval.

Moved by: Ralph White, seconded by Marcie Bayne.

Vote: Motion failed 5-6

Yes: Marcie Bayne, LaJuana Bivens, Steve Lopez, Cynthia Summers, and Ralph White.

No: Nicholas Hatten, Marie Mallare-Jimenez, Ellen Powell, Donald Smith, Max Vargas, and Peter Viri.

Absent: Erin Guy Castillo, Lecia Harrison, Jeff Sanguinetti, and Dale Stocking.

Approve **Motion 2015-10-28-0501-01** forwarding Charter Section 1400, City Clerk, as proposed, to the Charter Review Ad-hoc Committee and the City Council for approval.

Moved by: Ralph White, seconded by Steve Lopez.

Vote: Motion carried 7-4

Yes: Marcie Bayne, LaJuana Bivens, Steve Lopez, Ellen Powell, Cynthia Summers, Max Vargas, and Ralph White.

No: Nicholas Hatten, Marie Mallare-Jimenez, Donald Smith, and Peter Viri.

Absent: Erin Guy Castillo, Lecia Harrison, Jeff Sanguinetti, and Dale Stocking.

Approve **Motion 2015-10-28-0501-02** forwarding Charter Section 1500, City Auditor, as proposed, to the Charter Review Ad-hoc Committee and the City Council for approval.

Moved by: Nicholas Hatten, seconded by LaJuana Bivens.

Vote: Motion carried 10-1

Yes: Marcie Bayne, LaJuana Bivens, Nicholas Hatten, Steve Lopez, Marie Mallare-Jimenez, Ellen Powell, Donald Smith, Cynthia Summers, Max Vargas, and Ralph White.

No: Peter Viri.

Absent: Erin Guy Castillo, Lecia Harrison, Jeff Sanguinetti, and Dale Stocking.

Approve **Motion 2015-10-28-0501-03** forwarding Charter Section 1702, Chief of Police, as proposed, to the Charter Review Ad-hoc Committee and the City Council for approval.

Moved by: Ralph White, seconded by Steve Lopez.

Vote: Motion carried 6-5

Yes: Marcie Bayne, LaJuana Bivens, Steve Lopez, Marie Mallare-Jimenez, Cynthia Summers, and Ralph White.

No: Nicholas Hatten, Ellen Powell, Donald Smith, Max Vargas, and Peter Viri.

Absent: Erin Guy Castillo, Lecia Harrison, Jeff Sanguinetti, and Dale Stocking.

Approve **Motion 2015-10-28-0501-04** forwarding Charter Sections 600, Nomination and Election, and 606, Term Limits, as proposed with the elimination of the City Attorney in both sections, to the Charter Review Ad-hoc Committee and City Council for approval.

Moved by: Marcie Bayne, seconded by LaJuana Bivens.

Commissioner Bayne - withdrew motion after Commission discussion to separate Charter Sections 600, Nomination and Election and 606, Term Limits

Approve **Motion 2015-10-28-0501-04** forwarding Charter Section 600, Nomination and Election as proposed with the elimination of the City Attorney to the Charter Review Ad-hoc Committee and City Council for approval.

Moved by: Marcie Bayne, seconded by Ralph White.

Vote: Motion carried 6-5

Yes: Marcie Bayne, LaJuana Bivens, Steve Lopez, Ellen Powell, Cynthia Summers, and Ralph White.

No: Nicholas Hatten, Marie Mallare-Jimenez, Donald Smith, Max Vargas, and Peter Viri.

Absent: Erin Guy Castillo, Lecia Harrison, Jeff Sanguinetti, and Dale Stocking.

Approve **Motion 2015-10-28-0501-05** forwarding Charter Section 606, Term Limits, as proposed with the elimination of the City Attorney to the Charter Review Ad-hoc Committee and City Council for approval.

Moved by: Marcie Bayne, seconded by LaJuana Bivens.

Vote: Motion carried 11-0

Yes: Marcie Bayne, LaJuana Bivens, Nicholas Hatten, Steve Lopez, Marie Mallare-Jimenez, Ellen Powell, Donald Smith, Cynthia Summers, Max Vargas, Peter Viri, and Ralph White.

Absent: Erin Guy Castillo, Lecia Harrison, Jeff Sanguinetti, and Dale Stocking.

6. NEW BUSINESS

None.


7. COMMISSION CORRESPONDENCE

None.

8. COMMISSION COMMUNICATIONS OR COMMENTS

None.

9. ADJOURNMENT (8:03 PM)



for BONNIE PAIGE, CMC
CITY CLERK, CITY OF STOCKTON