

COUNTY OF SACRAMENTO
CALIFORNIA

4

NOV 07 2023
Florence Jones
BY _____
CLERK OF THE BOARD

For the Agenda of:
November 7, 2023

To: Board of Supervisors

Through: Ann Edwards, County Executive

From: Eric Jones, Deputy County Executive, Public Safety and Justice Agency

Subject: Adopt An Ordinance Of The Sacramento County Code Repealing Chapter 2.25 Relating to Sheriff's Outreach Community Advisory Board (Waived Full Reading And Continued From October 24, 2023; Item No. 6)

District(s): All

RECOMMENDED ACTION

1. Adopt an Ordinance repealing County Code Chapter 2.25 relating to Sheriff's Outreach Community Advisory Board.

BACKGROUND

No new Material is associated with today's item. This proposed Ordinance was introduced at the October 24, 2023, Board of Supervisors hearing as Item No. 6.

FINANCIAL ANALYSIS

Adopting the Ordinance will have no fiscal impact.

**COUNTY OF SACRAMENTO
CALIFORNIA**

For the Agenda of:
October 24, 2023

To: Board of Supervisors

Through: Ann Edwards, County Executive

From: Eric Jones, Deputy County Executive, Public Safety and Justice Agency

Subject: Introduce An Ordinance Of The Sacramento County Code Repealing Chapter 2.25 Relating To Sheriff's Outreach Community Advisory Board; Waive Full Reading Of Ordinance And Continue To November 7, 2023 For Adoption

District(s): All

RECOMMENDED ACTION

1. Introduce the proposed ordinance (ORD) repealing County Code Chapter 2.25 relating to Sheriff's Outreach Community Advisory Board
2. Waive full reading of the Ordinance and continue the matter to November 7, 2023, for adoption of the Ordinance.

BACKGROUND

History of the Sheriff's Outreach Community Advisory Board

Since 1997, the Sacramento County Sheriff's Office has provided forums for community participation and collaboration. In 2007, the Board of Supervisors (Board) adopted Chapter 2.25 of the Sacramento County Code, formally establishing the Sheriff's Outreach Community Advisory Board (SOCAB) and codifying its guidelines.

The SOCAB consisted of 19 members, including five members appointed by the Board, a representative of the County Executive, five Sheriff appointees, the Inspector General, and an optional appointee from each city.

The powers and duties of the SOCAB were:

- A. Provide an annual review to the Board and the Sheriff concerning complaints and testimony received from the community related to Sheriff operations, policies and standard operating procedures;
- B. Act in an advisory capacity to the Board and the Sheriff in promoting, aiding and encouraging community input on sheriff operations, policies and standing operating procedures;

- C. Act in an advisory capacity to the Board and the Sheriff in the development and operation of the Department's law enforcement activities;
- D. Solicit and accept testimony from the community regarding complaints pertaining to operations, policies and standard operating procedures of the Department.
- E. Represent the Advisory Board at community events;
- F. Participate in the development of media activity promoting the Advisory Board;
- G. Participate on speakers' bureaus on issues relevant to the Advisory Board; and
- H. Such other activities that are consistent with the purpose of the Advisory Board.

The SOCAB was placed on hold due to the COVID-19 pandemic, having only met once since March of 2020.

Establishment of the Community Review Commission

On February 9, 2021, the Board heard from members of the public and discussed a draft proposed framework for the creation of a Community Review Commission (Commission). The establishment of such a Commission was authorized in Assembly Bill 1185. Specifically, Assembly Bill 1185 authorizes counties to establish a sheriff oversight board and also authorizes such an oversight board to issue a subpoena or subpoena duces tecum (a writ ordering a person to attend court and bring relevant documents) when deemed necessary to investigate a matter within the jurisdiction of the board. The Governor signed the bill on September 9, 2020, and it became effective on January 1, 2021.

On March 23, 2021, the Board had further discussion and received input on a revised draft framework. The Board directed staff to return to the Board with a resolution establishing the Commission, taking into consideration the input from the Board and members of the Community. On May 4, 2021, the Board approved Resolution 2021-0256 To Establish a Community Review Commission.

The mission of the Commission is to improve public transparency and accountability with respect to the Sacramento County Sheriff's Office and provide greater community interaction and communication with the Office of Inspector General. Furthermore, the Commission is directed to perform its duties in a thorough, impartial and transparent manner that promotes credibility, and enhances trust and respect and that it welcome community involvement and provide opportunities for robust community engagement.

Commission membership includes two representatives appointed by each District's Supervisor, as well as an ex-officio member appointed by the County Executive. Once Commission members were selected, the Community Review Commission held its first meeting in March of 2022 and continues to meet monthly.

The Commission acts as a conduit between the community and the Office of Inspector General. The Commission is directed to work with the Office of Inspector General to develop an annual review and report to the Board concerning complaints and public concerns received from the community related to Sheriff's Office operations, policies and procedures.

The Commission reviews, analyzes, and, where appropriate, solicits community input to make recommendations to the Office of Inspector General on the Sheriff's Office operational policies and procedures that affect the community. The Commission is directed to obtain community input and feedback on specific incidents involving the use of force, detention conditions, or other civil rights concerns regarding the Sheriff's Office and to convey community complaints, concerns, and positive feedback to the Office of Inspector General. The Commission produces an annual review report, which is shared with the Board and Sheriff.

In determining whether to reinstate the SOCAB, the Sheriff and County staff recognize that the intent of and deliverables associated with the SOCAB are materially similar to those of the Commission. To avoid conflicts between these two bodies and to provide a preferred pathway for community engagement and input related to the Sheriff's Office, staff recommend repealing Chapter 2.25 of the Sacramento County Code, eliminating the SOCAB.

FINANCIAL ANALYSIS

There is no financial impact as a result of repealing the Ordinance.

Attachments

- ORD - An Ordinance Of The Sacramento County Code Repealing Chapter 2.25 Relating to Sheriff's Outreach Community Advisory Board (Strikethrough)
- ORD - An Ordinance Of The Sacramento County Code Repealing Chapter 2.25 Relating to Sheriff's Outreach Community Advisory Board (Final Clean)

SCC NO. 1726

**AN ORDINANCE OF THE SACRAMENTO COUNTY CODE REPEALING
CHAPTER 2.25 RELATING TO SHERIFF'S OUTREACH
COMMUNITY ADVISORY BOARD**

The Board of Supervisors of the County of Sacramento, State of California,
ordains as follows:

SECTION 1. Chapter 2.25, Title 2, of the Sacramento County Code is repealed
in its entirety.

SECTION 2. This ordinance was introduced and the title thereof read at the
regular meeting of the Board of Supervisors on October 24, 2023, and on November 7,
2023, further reading was waived by the unanimous vote of the Supervisors present.

This ordinance shall take effect and be in full force on and after thirty (30) days
from the date of its passage, and before the expiration of fifteen (15) days from the date
of its passage it shall be published once with the names of the members of the Board of
Supervisors voting for and against the same, said publication to be made in a
newspaper of general circulation published in the County of Sacramento.

On a motion by Supervisor Serna, seconded by Supervisor Hume, the foregoing ordinance was passed and adopted by the Board of Supervisors of the County of Sacramento, State of California, this 7th day of November 2023, by the following vote:

AYES: Supervisors Frost, Hume, Kennedy, Serna, Desmond

NOES: None

ABSENT: None

ABSTAIN: None

RECUSAL: None
(PER POLITICAL REFORM ACT (§ 18702.5.))



Florence Evans
Clerk, Board of Supervisors

R. F. Hume
Chair of the Board of Supervisors
of Sacramento County, California

FILED
BOARD OF SUPERVISORS

NOV 07 2023
BY *Florence Evans*
CLERK OF THE BOARD

2659758

In accordance with Section 25103 of the Government Code of the State of California a copy of the document has been delivered to the Chair of the Board of Supervisors, County of Sacramento on *Nov 7, 2023*

By: *James Pruitt*
Deputy Clerk, Board of Supervisors

SCC NO. _____

**AN ORDINANCE OF THE SACRAMENTO COUNTY CODE REPEALING
CHAPTER 2.25 RELATING TO SHERIFF'S OUTREACH
COMMUNITY ADVISORY BOARD**

The Board of Supervisors of the County of Sacramento, State of California,
ordains as follows:

SECTION 1. Chapter 2.25, Title 2, of the Sacramento County Code is repealed
in its entirety:

~~Chapter 2.25 SHERIFF'S OUTREACH COMMUNITY ADVISORY BOARD~~

~~2.25.010 — Definitions.~~

~~As used in this chapter, the following definitions shall apply:~~

- ~~A. — "County" shall mean the County of Sacramento;~~
- ~~B. — "Board" shall mean the Board of Supervisors of County;~~
- ~~C. — "City" shall mean any incorporated city within the County;~~
- ~~D. — "Council" shall mean the City Council of City;~~
- ~~E. — "County Executive" shall mean the chief executive officer of the County.~~
- ~~F. — "Mayor" shall mean the Mayor of City;~~
- ~~G. — "Advisory Board" shall mean the Sheriff Outreach Community Advisory~~

~~Board;~~

~~H. — "Member" shall mean a person appointed as a member of the Advisory Board;~~

~~I. — "Department" shall mean the Sacramento County Sheriff's Department;~~

~~J. — "Inspector General" shall mean the individual appointed by the Board to serve in the capacity of Inspector General for the County.~~

~~2.25.020 — Advisory Board Established.~~

~~The Sheriff Outreach Community Advisory Board is hereby established.~~

~~2.25.030 — Purpose.~~

~~The purpose of the Advisory Board is to provide collaboration and communication in the establishment and implementation of programs that identify and seek to eradicate conflict, concerns and issues regarding the Department and the community it serves.~~

~~2.25.040 — Members.~~

~~A. — Members of the Advisory Board shall be representatives of the County of Sacramento and the cities within the County of Sacramento that elect, by resolution or ordinance, to participate on the Advisory Board.~~

~~B. — The Advisory Board shall consist of not more than nineteen (19) members, who shall be appointed as follows:~~

1. ~~Five members to be appointed by, and serve at the pleasure of, the Board;~~
 2. ~~At the option of each city, one member to be appointed by, and serve at the pleasure of, the mayor of each city, with the approval of the city council;~~
 3. ~~One member to be appointed by, and serve at the pleasure of, the County Executive;~~
 4. ~~Five members to be appointed by the Sheriff of the County;~~
 5. ~~The Inspector General.~~
- C. ~~Each member shall be a resident of the appointing jurisdiction, except that the Inspector General need not be a County resident.~~
- D. ~~No member shall be an elected official to any federal, state or local office during the member's term.~~

2.25.050 — Members—Term of Office.

- A. ~~The Inspector General shall serve until he or she resigns or is replaced.~~
- B. ~~Other than the Inspector General, members shall serve for a term of two years. A member may be reappointed, at the discretion of the appointing authority, for additional two-year terms.~~
- C. ~~The position of any member who fails to attend, in succession, three or more regular meetings of that Advisory Board shall automatically become vacant and a replacement shall be appointed in accordance with Section 2.25.040.~~
- D. ~~Members serve at the pleasure of their appointing authority.~~
- E. ~~Members shall serve without compensation for their service on the Advisory Board.~~

2.25.060 — Meetings.

~~The Advisory Board shall establish an annual schedule of meetings, generally on a monthly basis. Meetings shall be open to the public and shall be held in compliance with Government Code Sections 54950 et seq.~~

2.25.070 — Quorum.

~~A quorum for transaction of business shall be one-third of the members. Action may be taken based on a majority vote of those members present and voting, provided that no action may be taken if less than a quorum is present. In the event of a tie vote, the Chair of the Advisory Board shall have an additional vote.~~

2.25.080 — Organization.

~~The Advisory Board shall elect a Chair and Vice Chair for a one-year term beginning on July 1 of each year. Other officers and committees may be created by action of the Advisory Board.~~

2.25.090 — Powers and Duties.

~~The powers and duties of the Advisory Board shall be as follows:~~

- A. ~~Provide an annual review to the Board of Supervisors and the Sheriff concerning complaints and testimony received from the community related to Sheriff operations, policies and standard operating procedures;~~

~~B. — Act in an advisory capacity to the Board of Supervisors and the Sheriff in promoting, aiding and encouraging community input on sheriff operations, policies and standing operating procedures;~~

~~C. — Act in an advisory capacity to the Board of Supervisors and the Sheriff in the development and operation of the Department's law enforcement activities;~~

~~D. — Solicit and accept testimony from the community regarding complaints pertaining to operations, policies and standard operating procedures of the Department.~~

~~E. — Represent the Advisory Board at community events;~~

~~F. — Participate in the development of media activity promoting the Advisory Board;~~

~~G. — Participate on speakers' bureaus on issues relevant to the Advisory Board; and~~

~~H. — Such other activities that are consistent with the purpose of the Advisory Board.~~

2.25.100 — Withdrawal.

~~Any city may withdraw from the advisory board upon service of written notice, in the form of a city resolution or ordinance. Notice shall be provided to both the Board of Supervisors and the Sheriff.~~

SECTION 2. This ordinance was introduced and the title thereof read at the regular meeting of the Board of Supervisors on _____, and on _____, further reading was waived by the unanimous vote of the Supervisors present.

This ordinance shall take effect and be in full force on and after thirty (30) days from the date of its passage, and before the expiration of fifteen (15) days from the date of its passage it shall be published once with the names of the members of the Board of Supervisors voting for and against the same, said publication to be made in a newspaper of general circulation published in the County of Sacramento.

On a motion by Supervisor _____, seconded by Supervisor _____, the foregoing ordinance was passed and adopted by the Board of Supervisors of the County of Sacramento, State of California, this ____ day of _____ 2023, by the following vote:

AYES: Supervisors,

NOES: Supervisors,

ABSENT: Supervisors,

ABSTAIN: Supervisors,

RECUSAL: Supervisors,
(PER POLITICAL REFORM ACT (§ 18702.5.))

Chair of the Board of Supervisors
of Sacramento County, California

(SEAL)

ATTEST: _____
Clerk, Board of Supervisors

2659757

AGENDA ITEM CONTINUATION MEMO

MEETING DATE: October 24, 2023

DEPARTMENT: County Executive

TITLE: Introduce An Ordinance Of The Sacramento County Code Repealing Chapter 2.25 Relating To Sheriff's Outreach Community Advisory Board; Waive Full Reading And Continue To November 7, 2023 For Adoption

BOARD ACTION: **Introduced the ordinance, waived full reading and continued to November 7, 2023, for adoption.**

MATERIAL FORWARDED