

San José Charter Review Commission

Subcommittee Meeting Agenda & Notes

Accountability, Inclusion, Policing & Municipal Law Subcommittee.

Meeting Details

Date/Time	Friday, August 13, 2021 6:00pm-8:30pm
Topics Covered	<ol style="list-style-type: none">1. City of Davis, CA Police Accountability Commission Hybrid Model2. Climate t Action Report3. San Jose City Auditor Joe Rois on City Auditor's function
Notices or Questions for Commission	<i>[To be completed after meeting as high level summary]</i>

Meeting Agenda (90 mins)

- I. Roll call

- II. Brief update from each Commissioner on work since last Subcommittee meeting *(5 mins)*
- III. Review of public comment received via City Clerk's office *(10 mins)*
- IV. Review of new potential topics (from Commission assignment or public comment) and revision of topic list *(10 mins)*
- V. Discussion of topics *(45 mins)*
- VI. Review of draft Recommendation Memos (if any) *(15 mins)*
- VII. Next steps *(5 mins)*
 - A. Assignment of additional research
 - B. Drafting of Recommendation Memos

Meeting Notes

In attendance:

- Magnolia Segol
- Rick Callender
- Veronica Amador
- Jenny Zhao
- Sherry Segura

Commissioner updates:

- discussed a schedule for presenting to the subcommittee. We did not finalize that plan.

Public comments received: Climate action needed.

Topic list review and revision:

- City auditing function,

Topic discussion / review of draft Recommendation Memos:

1. Joe Rois, San Jose City Auditor

Audit-Independent police auditing-conducts performance audits or contracts for outside audit. They receive funds from multiple sources. They need to make sure funds for particular projects are used appropriately. They also do internal audits regularly.

Ex: Measure T fund, Airport Audit, South Bay Water-audit comes out of these buckets, some from the city of SJ.

The auditor-appointed by the council for a 4 year term. One can be re-elected and there are no term limits. In 2019, a national search was done and Mr. Rios was hired by the council as San Jose City Auditor.

How does the audit happen?

- 1) City Auditor's office: city-wide risk assessment is key. A spreadsheet is created and performance measures are used to determine what is most risky. When something scores high for risk, it rises to the top of the list. Things that are risky get added to the work list.
- 2) By council requests. Each council can send their auditing request to the City Auditor.
- 3) By resident/council requests. Any resident can send an audit request to their council or the City Auditor's office.

All of the aboves are put together in the workplan and sent to the Council Rules Committee for approval every July. The Rules Committee will approve the auditing work plan for the next fiscal year.

The council passed the policy in 2020 to have all "constituents facing" departments to be audited every 4 years. It's a program/function focused auditing, not a full department auditing.

Stages of Audits

Stage 1-Preliminary Audit: initially any data that can be acquired (ex:budget, staffing, policies) are identified and consulted.

Stage 2-Risk Assessment:identify what can go wrong to cause additional risk.

Stage 3 Interviews: Identify waste in the system

Stage 4-Findings: What is the state of the entity associated with the risk and what SHOULD it look like in a healthier state

Look for a cause/effect: why do we care? Is it inefficient? Service or delivery? Cost?

Stage 5-Recommendations

Can the public go directly to the auditor to make requests?

Yes, the public can submit the request to the auditor's office and put in the queue. Some get done some don't. 2 ADA requests

Follow standards by GAO (Federal Government) for professional standards. Peer reviews occur additionally.

A matrix to measure the effectiveness of audits is used. The number of audits per auditor is roughly 1.5 per. This gets reported to the annual budget processor.

Have you audited the homeless situation in SJ?

How can it be audited? How much \$ and time has been spent? It does not appear to be working. What exactly are we measuring?

Questions that have to be asked? Where do we need to spend time? What services do we want to get better?

We are always looking at how we can make audits better but the matrix system seems to be working pretty well.

2. Kelly Stachowicz-City of Davis, CA, guest speaker

Notes:

How are things done in Davis with a hybrid model?

Some history- Davis wanted to create a Board-like process for reviewing incidents that occur within the police department (like the city of Berkeley has)

The Police Accountability Commission (PAC) was created and has no investigatory powers. They are an advisory group. They do outreach to recruit particularly disenfranchised groups of people.

They do not look at specific cases-that's the auditor's job. The PAC takes in citizen complaints. The complainant is given as much or as little space as they want. The PAC are like public entities in that any information they get is a public record.

Who runs the commission?

There is a chairperson, elected by the commission. The commission runs their own meeting.

3. Cat Woodnancy, Scientist, Field Biologist

Notes:

Concerned with climate change. Climate action report. There is proof of the ravages of global heating and global change. 1995 project-4-6 years to summarize the science of climate change. There are experts in the field of Climate Science. It is DYER, we need to do something.

Next Steps:

- Email Auditor with further questions, ask Civic Makers for progress on getting us speakers on Climate Change for upcoming study sessions.