Legislation Details (With Text)

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Title:	CONSIDERATION OF INTRODUCTION OF ORDINANCE NO. 19-1920, AMENDING ORDINANCE NO. 16-1581 TO MODIFY THE NINTH AND TENTH RECITALS THEREOF TO REMOVE REFERENCES TO THE REPORT OF INVESTIGATION OF JIM DEAR DATED SEPTEMBER 29, 2015 (CITY COUNCIL)				
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Attachments:	1. Ordinance 19-1920				

Date	Ver.	Action By	Action	Result
2/7/2019	1	City Council		

Report to Mayor and City Council

Thursday, February 07, 2019

Discussion

SUBJECT:

CONSIDERATION OF INTRODUCTION OF ORDINANCE NO. 19-1920, AMENDING ORDINANCE NO. 16-1581 TO MODIFY THE NINTH AND TENTH RECITALS THEREOF TO REMOVE REFERENCES TO THE REPORT OF INVESTIGATION OF JIM DEAR DATED SEPTEMBER 29, 2015 (CITY COUNCIL)

I. SUMMARY

This item is on the agenda pursuant to Councilman Jim Dear's request. Ordinance No. 16-1581, as adopted in 2016, contained two recitals (the ninth and tenth recitals) referencing the report of investigation of then-City Clerk Jim Dear, dated September 29, 2015. The Report recommended that the City review its anti-discrimination and anti-harassment policies and assure their applicability to interactions of all elected officials with City staff. Councilman Dear is not requesting rescission of the anti-harassment policy or the anti-discrimination policy. He is simply requesting that his name be stricken from the ordinance adopting these policies.

The attached proposed ordinance would amend Ordinance No. 16-1581 to modify the ninth and tenth recitals so as to remove all references to the report of investigation of Jim Dear dated September 29, 2015.

II. RECOMMENDATION

Discuss and consider for INTRODUCTION for first reading by title only and with further reading waived, Ordinance No. 19-1920, an Ordinance of the City Council of the City of Carson, California, Amending City Ordinance No. 16-1581 to Modify the Ninth and Tenth Recitals Thereof.

III. ALTERNATIVES

TAKE other action the Council deems appropriate.

IV. BACKGROUND

The City Council adopted Ordinance No. 16-1581 in 2016 to establish a City-wide Discrimination and Harassment Prevention Policy by Adding Chapter 11 (Discrimination and Harassment Prevention Policy) to Article II (Administration) of the Carson Municipal Code and to ensure such policies would equally apply to all elected officials and staff.

The ninth recital of Ordinance No. 16-1581 referenced an independent report of investigation of then-City Clerk Jim Dear dated September 29, 2015 (the “Report”), and its recommendation that the City review existing policy to assure that there are anti-harassment and anti-discrimination policies in place which are up to date, made a part of the City’s Standard Management Practice, and made applicable to elected officials to the extent they interact with City staff.

The tenth recital of Ordinance No. 16-1581 provided that the City desired to expand upon the recommendation of the Report and to apply anti-harassment and anti-discrimination policies to not only the interactions of elected officials with City staff, but also to interactions of elected officials with elected officials.

Councilman Dear is not requesting rescission of the anti-harassment policy or the anti-discrimination policy. He is simply requesting that his name be stricken from the ordinance adopting these policies. Pursuant to that request, the attached proposed ordinance would amend Ordinance No. 16-1581 to modify the ninth and tenth recitals such that both of the references to the Report would be removed from said ordinance.

V. FISCAL IMPACT

None.

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VI. EXHIBITS

1. Ordinance No. 19-1920. (pgs. 3-5)

Prepared by: City Attorney's Office

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