

PROPOSAL FROM CITY COUNCIL/CHARTER REVIEW COMMITTEE WORKING GROUP

**Sec. 420. Office of Inspector General.**

(a) There shall be an Office of Inspector General which shall have the power and duty to provide a full-time program of investigation, audits, inspections, and operational performance evaluations in accordance with generally accepted auditing standards to provide increased accountability and oversight of entities of city government, special districts and joint powers authorities of which the City is a member and entities receiving funds through the City, to assist in improving agency operations and in deterring and identifying fraud, waste, abuse, and illegal acts.

(b) The Office of Inspector General shall be headed by an appointed Inspector General, as otherwise provided in the Charter. The process for the selection of the Inspector General shall be determined by the City Council and Mayor. The City Council and Mayor shall appoint, by majority vote, the available person believed to be best qualified based on executive and administrative qualifications, with special reference to experience in, and knowledge of, accepted practice in respect to the duties of the office as set forth in this Charter. The Inspector General shall serve at the pleasure of the City Council and Mayor, with the Mayor entitled to vote on any appointment, suspension or removal of the Inspector General.

(c) The City Council shall include in its annual budget or through supplemental appropriation such appropriations of funds sufficient for the efficient and proper functioning of the Office of Inspector General. At least six months prior to the beginning of each fiscal year, the Inspector General shall provide to the City Manager a budget containing estimates of revenues and expenditures for the Office of Inspector General.

(d) Neither the Mayor nor the City Council nor any of its members shall interfere with the execution by the Inspector General of his/her powers and duties, or order, directly or indirectly, the appointment by the Inspector General of any person to an office or employment or their removal therefrom. Except for purpose of inquiry, the Mayor, the City Council and its members shall deal with the Office of the Inspector General solely through the Inspector General and neither the Mayor nor the City Council nor any member thereof shall give orders to any subordinates of the Inspector General, either publicly or privately.

(e) The duties of the Inspector General may include, but not be limited to, oversight and supervision of audits, investigations, inspections, and operational performance reviews.

(f) The Inspector General is authorized to have access to City records, reports, audits, reviews, plans, projections, documents, files, contracts, memoranda, correspondence, data, or other information, both hard-copy and electronic. Additionally, the Inspector General shall have access to the City Council, the Mayor, offices of the City Manager, City Clerk, and City Attorney, Board Members, Commissioner, and City personnel as appropriate.

(g) The Inspector General shall exercise such other powers and perform such other duties as may be prescribe by ordinance not inconsistent with any of the provisions of this Charter.

(h) The Inspector General shall be accorded a place in the weekly City Council Agenda Setting Conference and shall be entitled to place a matter before the City Council and Mayor for discussion and consideration.

(i) The Inspector General shall report, at least annually, the final findings and recommendations from its activities to the City Council at a public meeting.

#### **ARTICLE VI. - CITY MANAGER.**

##### **Sec. 601. – Powers and duties.**

The City Manager shall be the head of the administrative branch of the City government. The City Manager shall be responsible to the City Council for the proper administration of all affairs of the City.

All department heads and officers of the City, except elective officers and those department heads and officers the power of whose appointment is vested by this Charter in the City Council, shall serve at the pleasure of the City Manager who may appoint, suspend or remove such department heads and officers subject to the personnel merit system provisions of this Charter. However, the appointment, removal and suspension of the Library Director shall be subject to the approval of the Board of Library Trustees, the appointment (but not the suspension or removal) of the Chief Financial Officer/Treasurer shall be subject to the approval of the City Council, and the appointment (but not the suspension or removal) of the Public Utilities Director shall be subject to the approval of the Board of Public Utilities. The City Manager may approve or disapprove all proposed appointments and removals of subordinate employees by department heads or officers, except by the City Attorney, City Clerk, **and the Inspector General** and such appointments and removals by department heads or officers, except by the City Attorney, City Clerk, **and the Inspector General**, shall be subject to the approval of the City Manager.