

# BYLAWS

## CITY OF FRESNO COMMISSION ON POLICE REFORM

### ARTICLE I – THE COMMISSION

#### **Section 1. Name of Commission**

The name of the Commission shall be the City of Fresno Commission on Police Reform.

#### **Section 2. Purpose**

The Purpose of the Commission is to develop recommendations to institute reform to the Police Department, and to return to the Council Executive Subcommittee on Police Reform (Executive Committee) in ninety days with final recommendations for reform.

#### **Section 3. Executive Committee**

The Executive Committee shall be comprised of seven members: Councilmembers Arias, Soria, and Chavez, the Chair and Vice Chair of this Commission, Mayor Brand, and Mayor-Elect Dyer. The Executive Committee is a separate body from the Commission, and does not have voting power on the Commission, or veto power over Commission actions, except the Chair and Vice Chair who shall have voting power as members of the Commission.

#### **Section 4. Powers and Duties**

- a. Establish Subcommittees to research and advise on the implementation of one or more reform practices, procedures, and/or policies, and collectively develop a comprehensive model of community safety (“model”).
- b. Give input and advice on the model and reform recommendations drafted by the Subcommittees, based on the individual perspectives of the membership.
- c. Provide robust methods for resident engagement that ensure meaningful access for all Fresno residents regardless of race, ethnicity, spoken language, gender, income level, disability status, familial status .
- d. Create a final recommended community safety model with budget and present findings to the Executive Committee and public.

## **ARTICLE II -- MEMBERSHIP**

### **Section 1. Total Membership/Appointment Procedure**

The Commission shall represent the diversity of the community in racial, social, and economic composition. The voting membership shall be comprised of 37 individuals initially appointed by the Chair. In addition, there shall be non-voting advisors serving the Commission in an advisory capacity. For the purpose of these bylaws, the term “member” shall mean voting member.

### **Section 2. Term of Office and Filling Vacancies**

Members shall serve until their term expires or their position is vacated. Any vacancy occurring during the term of any member shall be filled for the unexpired term by a majority vote of the Commission.

### **Section 3. Removal of Members**

If a member of the Commission does not attend three consecutive regular meetings of the Commission, unless excused by the Chair, their membership shall be automatically terminated, and their successor shall be appointed in the manner set forth in Article II, Section 2, to serve the remainder of the unexpired term.

### **Section 4. Resignation**

Any member may resign at any time by giving written notice to the Chair. Any such resignation shall take effect upon receipt or upon any date specified therein. The acceptance of such resignation shall not be necessary to make it effective.

### **Section 5. Confidentiality**

Certain materials reviewed by the Commission may be confidential pursuant to state law. Confidential information shall be clearly identified as such. No member or advisor shall divulge confidential information, including contents of confidential testimony and documents, either during his or her term of office or thereafter. Members may be asked to sign a confidentiality agreement prior to reviewing confidential materials.

### **Section 6. Form 700.**

Members shall be subject to Fair Political Practices Commission conflict rules, and shall complete a Form 700.

## **ARTICLE III – OFFICERS**

### **Section 1. Officers**

The officers of the Commission shall consist of a Chair and Vice Chair. The Vice Chair shall be chosen in the manner set forth in this Article. The Chair shall preside at all meetings of the Commission. The Vice Chair shall perform the duties of the Chair in the absence or incapacity of the Chair. In the event of the death, resignation or removal of the Chair, the Vice Chair shall assume the Chair's duties until such time as the Executive Committee selects a new Chair.

### **Section 2. Selection**

The Vice Chair shall be selected from among the members of the Commission by a majority vote of the Commission and shall serve until their successors are selected.

### **Section 3. Vacancies**

Should the office of Vice Chair become vacant, the Commission shall select a successor from among the Commission members, by a majority vote, and such office shall be held for the unexpired term of that office. Should the office of the Chair become vacant, the Executive Committee shall appoint a replacement.

## **ARTICLE IV – SUBCOMMITTEES**

The Subcommittees shall be selected by the Chair, and shall meet as necessary, at the request of the Chair. Subcommittees may request the Chair and Vice Chair to provide technical assistance or the assistance of consultants. Initially, there shall be four (4) Subcommittees as follows:

1. **Community Input** – The primary function of the Community Input Subcommittee shall be to connect with community residents and receive feedback on a shared understanding of the relationship between the police and the community.
2. **Police Budget** – The primary function of the Police Budget Subcommittee shall be to examine the current Fresno Police Department budget and make appropriate recommendations.
3. **Community Development** – The primary function of the Community Development Subcommittee shall be to explore and design ways in which communities can enhance public safety beyond policing.
4. **Police Tactics, Training, and Policy** – The primary function of the Police Tactics, Training, and Policy Subcommittee shall be to explore ways the FPD can use evidence-based best practices.

## **ARTICLE V – MEETINGS**

### **Section 1. Meetings**

The Commission shall meet as necessary for the purpose of exercising the authority and responsibility delegated to it. The Chair shall notify members of the time and place of meetings at least 24 hours in advance. The City shall provide meeting space for the Commission at City Hall and will provide remote participation options. Although the Commission is not subject to the Ralph M. Brown Act, meetings of the full Commission shall be open to the public, except to the extent that the Commission is reviewing matters that are confidential under state law.

## **Section 2. Quorum**

The powers of the Commission shall be vested in the members thereof in office from time to time. A majority of the total membership of the Commission shall constitute a quorum for the purpose of conducting the business of the Commission, exercising its powers and for all other purposes, but less than that number may adjourn the meeting from time to time until a quorum is obtained. An affirmative vote by a majority of the members of the Commission qualified and eligible to vote shall be required for approval of any matters brought before the Commission.

## **Section 3. Order of Business and Rules of Order**

All business and matters of the Commission shall be transacted in conformance with Robert's Rules of Order Newly Revised and any additional procedural rules adopted by resolution by the Commission.

## **Section 4. Agenda**

The agenda shall be set by the Chair. Suggested agenda items may be submitted to the Chair or Vice Chair for consideration.

## **ARTICLE VI – REPRESENTATION BEFORE PUBLIC BODIES**

Any official representations on behalf of the Commission before the City Council or any other public body shall be made by the Chair, the Vice Chair in the Chair's absence, or a member or advisor specifically so designated by a majority vote of the Commission.

## **ARTICLE VII – AUTHORITY**

The Commission shall report directly to the Executive Committee. The Executive Committee shall report all findings and recommendations from the Commission to the City Council.

## **ARTICLE VIII – AMENDMENTS**

These bylaws may be amended upon an affirmative vote by a majority of the total voting membership of the Commission, but no such amendment shall be adopted unless at least

seven days written notice thereof has previously been given to all members of the Commission. Notice of the amendment shall identify the section or sections of these bylaws proposed to be amended.

### **ARTICLE IX – SUNSET**

This Commission is created for a limited scope, purpose, and duration. The Commission will cease functioning on December 31, 2020, unless it is renewed by resolution of the City Council.

### **CERTIFICATE OF CHAIR**

I, the undersigned, do hereby certify:

(1) That I am the duly selected and acting Chairperson of the City of Fresno Commission on Police Reform; and

(2) That the foregoing Bylaws comprising 4 pages, constitute the Bylaws of such Commission as adopted by the members at a duly constituted meeting held on \_\_\_\_\_, 2020.

IN WITNESS WHEREOF, I have hereunto subscribed my name, this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

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Oliver Baines, Chair