

AGENDA MATERIAL
DATE 11-7-23 ITEM NO. RA 16

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Subject: Communication re 10.17.23 Board Addendum Item #3
Date: Friday, October 20, 2023 8:04:21 AM
Attachments: [image002.png](#)

Hello everyone,

Please see the message below being sent on behalf of Sam Brown:

On midday Friday, October 13, 2023, I received a request to approve as to form a "proposed resolution" that Supervisors wanted to submit as a substitute resolution to a different resolution submitted late on Thursday, October 14, 2023, around 2pm. Under current Board Rules, Section I(3), **"Copies of proposed ordinances and resolutions will be available to the public, when feasible, at the Office of the Clerk of the Board not less than forty-eight hours before the Board convenes to consider the ordinance or resolution.** Should copies not be available, said ordinance or resolution will be ordered read in full before the vote upon the request of any member of the public at the meeting." BOS Rule Section I(3). In receipt of a "proposed resolution" with a request to attach that proposed resolution to an existing item (as occurred here), we had no choice but to advise that said "proposed resolution" must be made available to the public, as feasible, ahead of the board meeting as required by Board policy.

We are sensitive to the concern that this analysis could create a slippery slope as commented by Supervisor Christy. To be clear, this analysis applies where a proposed resolution submitted as additional material related to an existing item (as opposed to submitted after the deadline as a separate item, which we would have analyzed differently). In this scenario, the current rule requires publication where "feasible...not less than forty-eight hours" before the Board convenes to consider the item.

Our office did not collude or ally itself with any particular Supervisor or Supervisor's agenda, we merely advised the clerk based on our review and analysis of the Board Rules. Our duty is to represent the Board of Supervisors as a whole governing body.

Thank you,



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If you have received this email in error, please notify me immediately by replying and then deleting both the message and reply. Thank you.

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