



EDC COB <edc.cob@edcgov.us>

Please pull Item #6 from Consent for public discussion and dialog

1 message

Melody Lane <melody.lane@reagan.com>

Mon, May 15, 2017 at 10:18 AM

To: Michael Ranalli <michael.ranalli@edcgov.us>

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Supervisor Ranalli, et al:

There are several issues pertaining to the River Management Advisory Committee that have been perpetually swept under the rug of government bureaucracy. In the interest of public transparency and accountability, and pursuant to Sections 54954.3 and 54954.2(a) of the Brown Act, please pull Item #6 from Consent for public discussion and **dialog**.

Also ensure the entirety of this message, with attachments, is timely posted via the government distribution system.

§54954.3 Public's right to testify at meetings. (c) The legislative body of a local agency shall not prohibit public criticism of the policies, procedures, programs, or services of the agency, or of the acts or omissions of the legislative body. Nothing in this subdivision shall confer any privilege or protection for expression beyond that otherwise provided by law. Care must be given to avoid violating the speech rights of speakers by suppressing opinions relevant to the business of the body.

As such, members of the public have broad constitutional rights to comment on any subject relating to the business of the governmental body. Any attempt to restrict the content of such speech must be narrowly tailored to effectuate a compelling state interest. Specifically, the courts found that policies that prohibited members of the public from criticizing school district employees were unconstitutional. (*Leventhal v. Vista Unified School Dist.* (1997) 973 F. Supp. 951; *Baca v. Moreno Valley Unified School Dist.* (1996) 936 F. Supp. 719.) These decisions found that prohibiting critical comments was a form of viewpoint discrimination and that such a prohibition promoted discussion artificially geared toward praising (and maintaining) the status quo, thereby foreclosing meaningful public dialog.

Where a member of the public raises an issue which has not yet come before the legislative body, the item may be briefly discussed but no action may be taken at that meeting. The purpose of the discussion is to permit a member of the public to raise an issue or problem with the legislative body or to permit the legislative body to provide information to the public, provide direction to its staff, or schedule the matter for a future meeting. (§ 54954.2(a).)

Melody Lane

Founder – Compass2Truth

Any act by any public officer either supports and upholds the Constitution, or opposes and violates it.

2 attachments



8-3-16 Agenda CAO Ranalli Trout.docx

17K



Counsel CAO CPRA Agenda 10-4-16.docx

17K

Agenda
8-3-16 @ 4 PM
Don Ashton – Mike Ranalli – Roger Trout

I. RIVER MANAGEMENT PLAN

A. RMAC Representation

- 1) EDSO
- 2) MGDG
- 3) Resident

B. Brown Act Violations

- a. 9/14/15 meeting (attendees)
- b. MGDG Rep. Bill Deitchman – absent/approved minutes
- c. 5/26/16 MGDG Special Meeting
- d. 7/11/16 Lotus Fire House > 8/8/16

C. RMP Update

- 1) EDSO Revisions
- 2) BLM/CA State Parks
- 3) Ranalli strategy

II. CODE/LAW ENFORCEMENT

A. EDSO Jurisdiction

B. SUPs

- 1) Code Enforcement coordination w/EDSO (John Desario replaced Jim Wassner)
- 2) Documentation
- 3) Complaint process > responsibility?
- 4) Consequences/Revocations
- 5) Retaliation

III. CPRAs

A. Oaths of Office

B. CAO/County Counsel

C. Violations – Late/non-compliant responses

IV. FOLLOW UP

A. Remedy & Expectations

- 1) CAO
- 2) Mike Ranalli
- 3) Roger Trout
- 4) EDSO

B. Next meeting target date:

Tuesday October 4, 2016 @ 2:30 PM
Don Ashton, Mike Ranalli, Paula Franz

- I. CPRAs - FOIA
 - A. Guide to CPRAs
 - B. Government PRA Tracking system – COB Discrepancies
 - C. Legal vs. Lawful

- II. Ethics & HR policies
 - A. Brown Act Violations
 - B. Transparency & Accountability
 - 1. BOS
 - 2. EDSO
 - 3. CAO

- III. Obstacles - Bureaucratic Shenanigans
 - A. Communication breakdown
 - B. Fees - Resolution 113-95 v. AB1234
 - C. Code/Law Enforcement policy inconsistencies

- IV. Follow up - Target date