



## Legislation Details (With Text)

**File #:** 20-1447      **Version:** 2

**Type:** Agenda Item      **Status:** Approved

**File created:** 10/21/2020      **In control:** Board of Supervisors

**On agenda:** 12/8/2020      **Final action:** 12/8/2020

**Title:** Chief Administrative Office recommending the Board Approve the Final Passage (Second Reading) of Ordinance 5134 amending Title 2, Article XIV, Section 2.20.1100 (et. seq.), Human Rights Commission. (Cont. 11/17/2020, Item 33)

**FUNDING:** There are no funding or staff resources allocated.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. A - Human Rights Commission Ordinance, 2. B - Human Rights Commission Summary Ordinance, 3. C - Counsel Approval, 4. D - Ordinance Redline, 5. Public Comment BOS Rcvd 11-17-2020, 6. Executed Ordinance 5134

Date	Ver.	Action By	Action	Result
12/8/2020	2	Board of Supervisors	Approved	Pass
11/17/2020	1	Board of Supervisors	Approved	Pass

Chief Administrative Office recommending the Board Approve the **Final Passage** (Second Reading) of Ordinance **5134** amending Title 2, Article XIV, Section 2.20.1100 (et. seq.), Human Rights Commission. (Cont. 11/17/2020, Item 33)

**FUNDING:** There are no funding or staff resources allocated.

On November 17, 2020 item 33 the Board approved the Introduction (First Reading) of Ordinance 5134 and continued the matter to December 8, 2020 for Final Passage (Second Reading).

On March 7, 2017 the Board adopted Resolution **048-2017** Promoting Civility, Respect, Tolerance, and Human Rights and formed an ad hoc committee consisting solely of Supervisors Novasel and Frentzen to work with staff on the potential establishment of a Civil/Human Rights commission. The purpose of the commission is to promote tolerance and mutual respect between all persons, and to promote positive human relationships for the purpose of insuring public peace, health, safety and the general welfare. On March 20, 2018, the Board adopted Ordinance 5081 establishing a seven (7) member Human Rights Commission for El Dorado County.

Since that time, the Commission has met regularly to discuss Human Rights issues in the County, but has encountered challenges with meeting their intended purpose. On June 30, 2020, the Board directed that the Chief Administrative Office and County Counsel work with the Human Rights Commission. Staff worked with the Commission to hold three meetings, discussing potential changes to their bylaws, a draft workplan, and discussing the commission's role in the County.

On September 29, 2020, the Board directed staff to return to the Board before the end of the year

with a revised Human Rights Commission Ordinance. The new ordinance has been written to be consistent with the Human Rights Commission's bylaws, focusing the role of the Commission on education, and removing language pertaining to investigating and intervening in cases of bias.

### **ALTERNATIVES**

The Board may direct the Ad Hoc committee to conduct further analysis; direct staff to amend the ordinance or take other action.

### **PRIOR BOARD ACTION**

Legistar Item #18-0391 Adopting the Original Ordinance Establishing the Commission

Legistar Item #20-0840 Board Direction for staff to work with the Commission

Legistar Item #20-1271 Directing staff to revise the Ordinance.

### **OTHER DEPARTMENT / AGENCY INVOLVEMENT**

County Counsel reviewed and as to form, approved the draft ordinance.

### **FINANCIAL IMPACT**

There is no direct financial impact as a result of this Ordinance. However, the adequate support for this Commission will require use of staff time. At this time the full financial impact resulting from the staff support functions is unknown.

### **CLERK OF THE BOARD FOLLOW UP ACTIONS**

- 1) Upon approval of the **Introduction** of the Ordinance, the Clerk will obtain the Chair's signature on the summary ordinance and publish in the newspaper no less than 5 days prior to Final Passage.
- 2) Continue this item to December 2, 2020 for Final Passage (Second Reading).

Upon adoption of the **Final Passage** of the Ordinance, the Clerk will:

- 1) Obtain the Chair's signature on the original Ordinance and publish the summary ordinance to include the final Board vote within 15 days after Final Passage.
- 2) Send the full ordinance to Municode for codification following Final Passage.
- 3) Publish a Notice of Vacancy for all resident member positions pursuant to the Maddy Act.

### **STRATEGIC PLAN COMPONENT**

Good Governance

### **CONTACT**

Don Ashton, CAO