

Charter Review Commission (CRC) SPECIAL Meeting Notes

Monday, July 12, 2021

1. Call to Order - 4:03pm

2. Roll Call:

In Attendance: Kevin, Sharon, David D, Dave A, Jane, Janet, Kyle, Tom, Tony, Patty, Liz, Paul, Maureen, Anne Marie, Bob, Olivia & Dick. (Bill was absent.)

Members of the Public: Randy Gaylord, Amy Vira, Megan McLean, Cindy Wolf, Minor Lile, Keara Axelrod, Carl de Boor, Rene, JPMORGAN, Erika Ann, Milene Henley, Long Island RR Mrs. Palsgraff, Dominic

3. Approve Minutes from June 30 and July 7 meetings:

Add to the June 30 meeting minutes that Kyle joined the meeting.

Minutes of June 30 meeting approved as amended.

Minutes of July 7 meeting approved.

4. Final Review of Amendments:

Justice & Equity Committee's Amendment on Non-Discrimination - Kyle presented.

Discussion, including:

David D: Change "seek" to "ensure" - Kyle accepted that change.

Motion by Anne Marie, seconded by Liz, to pass this amendment.

Randy: There is no police power regulation the way this is written. We have other rules. Subsection 1 issue - Jon Cane is lead contract attorney in the PA's office but not the advisor to the CRC. Randy asks we reject that second provision and the contracting clause. His concern is the additional classifications in Subsection 1. We are to act only with respect to local matters and we contract with people outside of the county. Amend paragraph 2, which goes beyond the scope of our work.

Kevin asked Kyle to clarify what the changes were to Subsection 2. Kyle did that.

Bob called the question.

Motion reiterated: To accept this language on ND in excise of county powers and performance duties, including modification just discussed.

VOTE: 14 in favor, 3 opposed (Tony, Tom & Paul), 0 abstentions. **Motion carried.**

Justice & Equity Committee's Amendment to create JE&I Commission - Kyle presented.

Discussion, including:

Friendly amendments from Janet and David D.:

Janet: I think you need to say "...a designee from the Commission...". Otherwise it sounds like the designee could be anyone.

Jane made a note of that suggested change.

David D: Replace word

Randy: Written advice was to exclude the Judicial Branch - language now includes district court judge and that is not correct. Judges have the power to create their own advisory bodies, but it is unlawful for us to direct the Judicial Branch to do this - we can't include anyone in the Judicial Branch. No personnel Except the Judicial Branch in 2nd line (or 3rd line) and down at the bottom.

Kyle made note of those suggested changes.

Bob: After elected and appointed officials put the judges at those two levels and that's the only place he would move to change anything here - based on the judicial ethics that judges have to perform under. Not wholly on board with excepting the entire judicial Branch.

Motion by Bob, seconded by Patty, to approve the Justice, Equity & Inclusion Committee Amendment as amended.

VOTE: 13 in favor, 3 opposed (Tony, Paul & Tom), 1 abstention (David D.) **Motion carried.**

Post-public comment period discussion of additional amendments and recommendations, including:

Discussion on Initiative and Referendum language including input from the Prosecuting Attorney.

Motion by Dave A, seconded by Paul, to approve the Initiative & Referendum amendment.

Randy suggested replacing the words "ballot measures" with "initiative and referendum".

Patty suggested one more change, to put a comma after "paid" for clarification. Randy said the comma is a good suggestion.

Dave A. and Paul accepted these changes.

VOTE: All voted in favor. **Motion carried unanimously.**

Kevin: Because the Justice & Equity Committee needs to have two amendments rather than combining them into one, we now have six amendments for 2021 (Kevin read them off) and three amendments for 2022 (Kevin read them off).

(6:15pm Janet left the meeting.)

5. Evaluate whether one or two ballots:

Kevin will be presenting the six amendments for the 2021 ballot to the SJCC this Tuesday, July 13.

Motion by Tony, seconded by Tom Starr, to declare that the work of the 2021 SJC CRC is finished upon delivery of the final amendments' recommendations to the SJC Council during the council's July 13th 2021 meeting. Pursuant to SJC Charter Sections 9.32 and 9.20 (1) (e).

Discussion, including:

Anne Marie: We have already voted on this, and these two CRC members didn't vote in favor of that previously.

Tony replied to a variety of queries such as:

This motion is the same as a previous motion that was passed. What was the reason for this motion at this time?

Tony disagreed that this motion is the same citing that the former motion was to consider presenting one or two amendment recommendation slates to the county council, this motion is related to our term of office: not the same. Added, the charter specifically said in section 9.2 (1) (e) that the CRC is done. Regarding why now, Tony said that he didn't have the final material that will be presented to the SJC Council until today.

(6:24 Dick left the meeting.)

Kevin: The motion is in a gray area. I see what Tony is saying that they are different.

Here is what I respectfully ask to be added/changed - in red,

Kevin called the question.

VOTE: 2 in favor (Tony & Tom), 11 opposed, 2 abstentions (Paul & Olivia). **Motion failed.**

Kevin will be presenting six amendments as our first batch of amendments to the SJCC on Tuesday, July 13. He will also tell the SJCC that we will be presenting our second batch of amendments on a date to be determined.

Milene posted in chat: You don't have to wait until after the November election to turn in the second set of proposals. You do have to turn them in less than 90 days before the November election.

Bob renewed his previous motion, seconded by Jane, to put the Initiative & Referendum amendment on the 2022 ballot.

Discussion, including:

Kevin: Recommendations don't need to be submitted this Tuesday, July 13 - could come later, especially because we will be continuing to work as a CRC. The entire document as a Charter will not be done by this Tuesday, July 13.

Bob: The Community Values Recommendation depends on passage of the introductory section in the November ballot, so we should stay in business as a CRC if that passes.

Patty and Dave A. spoke in opposition to this motion.

Sharon will vote however the Initiative & Referendum Committee wants to vote on this.

David D: If anything additional should be moved to the 2022 ballot it should be Term Limits, not the Initiative & Referendum Committee's amendment.

Liz agrees with Dave A. about the importance of this amendment. She's not in favor of moving the Initiative & Referendum amendment to the 2022 ballot. So either we move Term Limits to the 2022 ballot or we move nothing to the 2022 ballot.

Maureen: We have to separate the two Justice & Equity Committee amendments, but she doesn't want to pull any off the 2021 ballots.

Bob withdrew his motion.

Kevin: Will be presenting six amendments to the SJCC on Tuesday, July 13, including the two separate Justice & Equity amendments.

Motion by Anne Marie, seconded by Dave A, that these six amendments will be on the November 2021 ballot.

VOTE: All in favor. **Motion carried unanimously.**

6. New Business:

Kevin: **CRC Special Meeting to take place this Wednesday, July 14** - we will only be adopting the measures for the 2021 ballot. **We need to advertise this as a special meeting - Olivia will**

do this. We will review the final recommendations and the master document, and maybe findings. Sometime after this meeting, we will come back for a second round of amendments and then those will be reflected in the Charter as well.

Megan thinks she can have it done with the Charter but not with Findings

Dave A, and Kevin clarified that what we're doing at this Wednesday's meeting is **not** our final anything.

Tony will host the meeting on Wednesday. Sharon will take minutes.

David D. clarified that after we present the second batch of amendments to the SJCC, then we go out of business.

Randy commented including: Whether we choose to act by resolution or not on Wednesday is up to us. The last CRC chose to act by resolution.

Kevin: We acted by motion on the six amendments for the 2021 ballot in this meeting today.

(6:56pm Tom Starr left the meeting.)

Kevin: **Have findings to the PA's office before Aug. 3.** Would love to have all recommendations for the six amendments for 2021 completed this week. Then all we're working on are these other three amendments (with their findings).

Megan: Findings issue - might need to start over individually with them. People have sent her tons of info but it ended up in different places. She can send out a call one at a time. She wants all the Climate & Environment Committee's info now - every fact sheet, etc. Is Randy giving us a word limit on findings?

Randy: Findings do not go to the voters unless they are published by someone else. ???

(7:04pm Tony left the meeting.)

Kevin: **Each of us needs to look at the list of recommendations Megan sent out this evening and respond to her as soon as possible.**

Milene posted in chat: You also have the opportunity to appoint a committee to write an argument in favor of the proposed amendments.

Kevin: We can discuss this on Wednesday as well.

7. Open for Public Comment: (5:40pm)

Rene: Loves the Salish people and is part Native American, but why is the CRC starting out with an acknowledgment that we're occupying their land? Are we established here unjustly? Please clarify why we're starting out with this declaration.

Kevin responded.

ADJOURNMENT - Adjourned at 7:12pm

Sharon Abreu
CRC Member

Minutes were approved by consensus at the July 14, 2021 Regular Meeting