

## RESOLUTION NO. 2012-97

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROHNERT PARK REAFFIRMING THE CITY'S COMMITMENT TO OPEN GOVERNMENT AND COMPLIANCE WITH THE RALPH M. BROWN ACT DURING THE STATE OF CALIFORNIA'S THREE-YEAR SUSPENSION OF STATE MANDATES AS CONTAINED IN AB 1464 AND SB 1006

**WHEREAS**, the City Council has long recognized the critical importance of providing open and transparent government by timely noticing public meetings and adhering fully to all the provisions of the California Ralph M. Brown Act ("Brown Act;" Government Code § 54950 *et seq.*), commonly known as the state law governing open meetings for local legislative bodies; and

**WHEREAS**, Assembly Bill 1464 (the "Budget Act of 2012") and accompanying Senate Bill 1006, signed by Governor Brown and filed with the Secretary of State on June 27, 2012, suspended specific unfunded mandates under the Brown Act during the three fiscal years 2012-2013 through 2014-2015; and

**WHEREAS**, the City of Rohnert Park will continue to adhere to and comply with the Brown Act requirements in the suspended provisions despite the State's decision not to fund these statutory mandates; and

**WHEREAS**, the specific provisions of the Brown Act impacted by the Budget Act of 2012 include the following:

Preparation and posting at least 72 hours before a regular meeting of an agenda that contains a brief general description of each item of business to be transacted or discussed at the meeting. (See Gov. Code § 54954.2(a).)

Inclusion on the agenda of a brief general description of all items to be discussed in closed session. (See Gov. Code § 54954.2(a).)

Disclosure of each item to be discussed in closed session in an open meeting, prior to any closed session. (See Gov. Code § 54957.7 (a).)

Report in open session prior to adjournment on the actions and votes taken in closed session regarding certain subject matters. (See Gov. Code §§ 54957.1(a)(1)-(4), (6); 54957.7 (b).)

Provide copies to the public of certain closed session documents. (See Gov. Code § 54957.1 (b)-(c).)

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Rohnert Park, that the Council, its appointed Committees, City Boards, and Commissions, and other City government entities that are currently required to comply with the Brown Act are directed to continue to so, regardless of the suspension of related mandates by the State of California.

**BE IT FURTHER RESOLVED**, that the City's voluntary compliance with the suspended provisions of the Brown Act shall not be construed to grant any rights or remedies related to any claim of non-compliance with suspended provisions of the Brown Act.

**DULY AND REGULARLY ADOPTED** this 28<sup>th</sup> day of August 2012.

**CITY OF ROHNERT PARK**

  
\_\_\_\_\_  
Mayor

**ATTEST:**

  
\_\_\_\_\_  
City Clerk



AHANOTU: AYE BELFORTE: AYE CALLINAN: ABSENT STAFFORD: AYE MACKENZIE: AYE  
AYES: ( 4 ) NOES: ( 0 ) ABSENT: ( 1 ) ABSTAIN: ( 0 )