

**Subject: Midcoast Community Council Bylaws**

**Date:** Friday, October 7, 2011 1:35 PM

**From:** Lee Thompson <lathompson@smcgov.org>

**To:** Len Erickson <LenEricksonMCC@gmail.com>

**Cc:** John Beiers <JBeiers@smcgov.org>, Nicholas Calderon <NCalderon@smcgov.org>

Len:

As we discussed, attached is a redlined copy of the bylaws, with the redlining showing the differences between the version of the bylaws enclosed with John Beiers' letter dated September 1, 2011 and the version you sent to Nick Calderon on June 13, 2011.

I believe that you will find the most notable revisions:

- Sections 1.02, 1.03 and 1.04 were revised to emphasize the fact that the revised bylaws are intended to provide for the orderly operation and governance of the Council, not to redirect, restate or expand the authority provided to the Council by the Board of Supervisors.
- Section 2.05 was revised to allow Council vacancies to be filled using the process set forth in the Government Code.
- Section 2.07 was added to set forth a process to address Council members who may not be attending meetings or otherwise not discharging their duties.
- Section 8.01 (b) adopts Rosenberg's Rules of Order in place of the cumbersome and inapplicable Robert's Rules of Order.
- Just as a matter of form, the descriptive section titles were deleted.

We are working on the remainder of your request (i.e., what portions of the bylaws, if any, conflict with or are inconsistent with state law or county ordinances or policies). Preliminarily it would appear that the MCC Bylaws do not offend any particular statute or ordinance, but that they read so as to imply that the MCC has jurisdiction or authority that is not in complete alignment with the Board Resolution that first established the MCC.

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