

APPROVED
OCT 01 2014

REPORT OF GENERAL MANAGER

NO. 14-236

DATE October 1, 2014

BOARD OF RECREATION
AND PARK COMMISSIONERS

C.D. All

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: RULES OF THE BOARD OF RECREATION AND PARK COMMISSIONERS -
AMENDMENT TO RULES DECORUM



General Manager

Approved /

Disapproved _____

Withdrawn _____

RECOMMENDATION:

That the Board approve the proposed amendments to Section VI. Rules of Decorum of the Rules of the Board of Recreation and Park Commissioners, as detailed in the Summary of this Report, effective upon publication of the amendments in a daily newspaper per City Charter Section 506(b).

SUMMARY:

Representatives of the City Attorney's Office reviewed the latest version of the Rules of the Board of Recreation and Park Commissioners and discovered that Section VI. Rules of Decorum, was based upon an older version of the City Council's Rule 12, which the City Council amended in 2012. The City Attorney's Office recommends that the Board of Recreation of Parks amend Section VI. Rules of Decorum of the Rules of the Board of Recreation and Park Commissioners to be consistent with the 2012 version of the City Council Rule 12.

The draft copy (Attachment) of the Rules highlight proposed changes through the use of underlined and strikethrough text.

The City Attorney has reviewed these Rules and finds them to be in order.

FISCAL IMPACT STATEMENT:

The proposed amendment will not cause a fiscal impact to the Department's General Fund.

This Report was prepared by LaTonya D. Dean, Commission Executive Assistant II.

Board of Recreation and Parks Commissioners—Rules

VI. RULES OF DECORUM:

- 1) Rules of Decorum. During a meeting of the Board, there is the need for civility and expedition in the carrying out of public business in order to ensure that the public has a full opportunity to be heard and that the Board has an opportunity for its deliberative process. While any meeting of the Board is in session, the following rules of decorum shall be observed.
 - a. All remarks shall be addressed to the Board as a whole or to the Presiding Officer and not to any single member, unless in response to a question from a member.
 - b. Persons addressing the Board shall not make personal, impertinent, unduly repetitive, slanderous or profane remarks to the Board, any member of the Board, staff or general public, nor utter loud, threatening, personal or abusive language, nor engage in any other disorderly conduct that disrupts, disturbs or otherwise impedes the orderly conduct of any Board meeting.
 - c. No person in the audience or addressing the Board at a Board meeting shall engage in disorderly or boisterous conduct, ~~including the utterance of loud, threatening or abusive language, whistling, stamping of feet or other acts which disturb, or insolent behavior toward the Board or any member thereof, which~~ disrupts, disturbs or otherwise impedes the due and orderly conduct course of any Board the meeting.
 - d. No person in the audience at a Board meeting shall engage in disorderly, violent or boisterous conduct, including the utterance of loud, threatening or abusive language, whistling, stamping of feet or other acts which disturb, disrupt or otherwise impede the orderly conduct of any Board meeting.
 - e. All persons attending a Board meeting shall obey any lawful order of the Presiding Officer, which shall include an order to be seated or to refrain from addressing the Board.
 - f. Signs, placards, banners, or similar items shall not be permitted at any time in the Board Hearing Room.
 - g. Unless addressing the Board or entering or leaving the Board hearing room, all persons in the audience shall remain sitting in the seats ~~or standing in the area~~ provided.
 - h. No person shall stand or sit in the center aisle without the permission of the Presiding Officer, nor The doorways to the Board Hearing Room shall not the doorways be blocked. The Presiding Officer of the Board, with the assistance of the sergeant-of-arms, shall be responsible for maintaining the order and decorum of meetings, as set forth more fully below.
- 2) ~~Enforcement of Decorum of Public Comment Speakers.~~ The Rules of Decorum shall be enforced as follows:
 - a. Warning: The Presiding Officer shall request that a person who is breaching the Rules of Decorum and disrupting the meeting be orderly and silent. If the person continues to disrupt, disturb or otherwise impede the orderly conduct of the meeting, the Presiding Officer shall order that person to leave the meeting. If such person does

not remove himself or herself from the meeting, the Presiding Officer may order the Sergeant-at-Arms to remove him or her from the meeting.

b. Exclusion from the remainder of the meeting: Any person so removed pursuant to Subsection 2.a. above shall be excluded from further attendance at the meeting from which he/she has been removed. Such exclusion shall be executed by the Sergeant-at-Arms upon being so directed by the Presiding Officer. These enforcement provisions are in addition to the authority held by the Sergeant-at-Arms to maintain order pursuant to his or her lawful authority as a peace officer.

~~3) Enforcement of Decorum of Audience Members. A member of the audience who is violating the rules of decorum shall comply immediately when so ordered by either the Presiding Officer or the sergeant at arms. If the audience member does not comply immediately, the sergeant at arms has the authority to remove him or her, without the need of a warning or order from the Presiding Officer. These enforcement provisions are in addition to the authority held by the sergeant at arms to maintain order pursuant to his or her lawful authority as a peace officer.~~

3) Penalties. Any person who has been ordered removed from a meeting may be charged with a violation of Penal Code section 403, and/or other appropriate Penal Code or Los Angeles Municipal Code sections. ~~The Board by majority vote may prohibit a person removed on the basis of disruptive conduct from addressing the Board for up to 30 days. The length of time of the prohibition shall be based on the number and severity of prior incidents of disruptive conduct.~~