

Lemos, June

From: Denise <denise@mcn.org>
Sent: Monday, May 11, 2020 6:18 PM
To: Lemos, June
Subject: Masks

Dear Ms Leno,

I'm hoping you can help me with a dilemma regarding the local ordinance regarding masks. As a local business/restaurant owner I am required to make sure my employees wear masks for their safety and the safety of others. However many people come to our walk up window unmasked. Lots of them are out of towners. Will they be fined in the same way that I would be if my staff would not comply? And, do you have any suggestions as to how to handle this issue?

Thank you

Sent from my iPhone

Lemos, June

From: Gabriel Maroney <gabrielquinn@sbcglobal.net>
Sent: Monday, May 11, 2020 3:30 PM
To: Lemos, June
Cc: Miller, Tabatha; Norvell, Bernie; Morsell-Haye, Jessica; Peters, Lindy; Albin-Smith, Tess; Lee, Will; McCormick, Sarah
Subject: Comments for City Council Meeting tonight.
Attachments: FBCC May 11th..pdf

Greetings and Good Monday June.

Here are my comments for tonights city council meeting (comments also attached in PDF).

Thank you for your service to our community and I hope you are feeling wonderful.

Essentially,
Gabriel Quinn Maroney

City Council Meeting Fort Bragg May 11th.

8D. 20-712.

Please do not establish administrative Penalties for such violations, yet perhaps consider establishing penalties for officers, citizens, and staff that deprives any person constitutional liberties. Please read Title 18, U.S.C., Section 242.

<https://www.justice.gov/crt/deprivation-rights-under-color-law>

TITLE 18, U.S.C., SECTION 242

Whoever, under color of any law, statute, ordinance, regulation, or custom, willfully subjects any person in any State, Territory, Commonwealth, Possession, or District to the deprivation of any rights, privileges, or immunities secured or protected by the Constitution or laws of the United States, ... shall be fined under this title or imprisoned not more than one year, or both; and if bodily injury results from the acts committed in violation of this section or if such acts include the use, attempted use, or threatened use of a dangerous weapon, explosives, or fire, shall be fined under this title or imprisoned not more than ten years, or both; and if death results from the acts committed in violation of this section or if such acts include kidnapping or an attempt to kidnap, aggravated sexual abuse, or an attempt to commit aggravated sexual abuse, or an attempt to kill, shall be fined under this title, or imprisoned for any term of years or for life, or both, or may be sentenced to death.

Lemos, June

From: Jenny Shattuck <jenxvann@yahoo.com>
Sent: Monday, May 11, 2020 4:03 PM
To: Lemos, June; Norvell, Bernie; Albin-Smith, Tess; Lee, Will; Peters, Lindy; Morsell-Haye, Jessica; Naulty, John
Subject: 8d

Dear council members,

I really feel that only holding businesses accountable to our public health orders and not the many individuals who are coming to our area daily for months now, and the general public is unfair.

As of now we have no confirmed cases on coast. If we plan to keep it this way, it seems fitting that the rules apply to everyone equally.

Jenny Shattuck
Fort Bragg

Lemos, June

From: Annemarie <aweibel@mcn.org>
Sent: Monday, May 11, 2020 5:52 PM
To: Peters, Lindy; Morsell-Haye, Jessica; Lee, Will; Albin-Smith, Tess; Norvell, Bernie
Cc: Miller, Tabatha; Lemos, June
Subject: Receive Rep. and consider Adopt. of Urgency Ordinance No. 961-2020 Establish Adm. Penalties for Violat. of Mendo. County Public Health Officer's Orders pertain. to COVID-19

Hi,
Public comment about item # 8D.

Having read the letter from the City Council to the public and all the latest Miller reports, listened to the Town Hall meetings by our senator and Governor as well as read the letter from Sheriff Kendall I came to the conclusion that we do not need more top down rules & regulations, fees and punishments, but a bottom up approach to working collaboratively and cooperatively with our communities to figure out how we will survive these tough times. I am aware that Supervisor Haschak is working with other community members on issues like this. Connecting with him might help.

I want to thank all of you for working extra hard and long hours.

I am grateful that you did choose not to adopt the ordinance given to you on April 6 and am encouraging you not to adopt the ordinance tonight in front of you. I know that the city has not much money and that you will like to make sure the ordinance is respected.

I do not own a local business, but my apprehension comes from the place that it is easy to get too punitive. Why adopt this ordinance to have a tool in case it becomes necessary? If that is the case this issue can be revisited.

In case you saw Sheriff Kendall's posting on the Mendocino Sheriff Facebook page I was happy to see that to him collaboration with and education of the public seems better than heavy handedness.

The goal is to safely make a smooth transition to a soft opening before the local businesses need to close their doors for good. Has anyone looked at how many "essential workers" come to this county from other areas? I am sure they are not being paid to be in quarantine for 2 weeks before they do their jobs.

The Santa Cruz City Council just authorized City employees to issue citations to enforce the "shelter in place", "social distancing", and mask wearing requirements. Most City employees were already authorized to issue "Notice to Appear and Release Citations." The following additional people were added: Marine Safety Officer, Santa Cruz County Health Officer and subordinates, Urban Foresters and City Arborists, Wharf Supervisor, Golf Course Superintendent, Rangers, Resource Recovery Supervisor, Street Sweeper Operators and Water Patrol Officer.

These changes to Chapter 4.02 "Code Enforcement Authority and Powers" of Santa Cruz Municipal Code were approved at the City Council Meeting on Tuesday, 4-28-20. If the person charged does not admit the violation, and wants to contest the citation, then guilt must be proven beyond a reasonable doubt, as in all criminal proceedings. Evidence will have to be produced in court by the prosecution. If a person receiving a citation is found guilty, there can be penalties. The purpose of the Penal Code Section is not only to establish that this procedure is valid, but to exempt from a civil lawsuit any authorized public officer or employee who is later claimed to have wrongly used this citation power.

Let's not go in that direction.

Thank you for your consideration, Annemarie Weibel

Lemos, June

From: Judith Valadao <j.valadao@sbcglobal.net>
Sent: Monday, May 11, 2020 9:18 PM
To: Lemos, June
Subject: Fines

I'll keep it short. Ditto what Jenny Shattuck said.

Judy Valadao

Lemos, June

From: ajregister@yahoo.com
Sent: Monday, May 11, 2020 9:21 PM
To: Lemos, June
Subject: Enforcing Ordinances

Dear City Council,

Our laws are here to protect the weak, not make things convenient for the strong and/or greedy.

I know that many are confused and anxious regarding our situation to prevent the spread of the virus.

However, current procedure are really the bare minimum that must be imposed to prevent/inhibit the spread of the virus.

Regarding 18 USC 242, I don't see that it applies. No right has been violated.

Andrew