

RESOLUTION NO. 2019 - _____

RESOLUTION DIRECTING THAT NO SAN JUAN COUNTY OFFICIAL OR EMPLOYEE MAY REPRESENT THAT A POLICY OR POSITION IS A POLICY OR POSITION OF THE COUNTY UNLESS THE SAN JUAN COUNTY COMMISSION HAS FIRST REVIEWED AND APPROVED THAT POSITION IN A FORMAL RESOLUTION OF THE COMMISSION.

WHEREAS, the San Juan County Commission has the sole authority to determine the policies and positions of San Juan County.

WHEREAS, the County Commission is a collective decision-making body and no individual member of the Commission has the authority to speak on behalf of the Commission or the County unless first authorized to do so by the Commission through an official action, as stated in a Commission resolution or an ordinance.

WHEREAS, similarly, no County official outside the Commission and no County employee has the authority to speak on behalf of the Commission or the County unless first authorized to do so by the Commission through an official action.

WHEREAS, it has come to the attention of the San Juan County Commission that County officials and employees sometimes claim to speak for the County on a given policy or position when, in fact, no such policy or position has actually been adopted by the County through a formal action of the San Juan County Commission.

WHEREAS, inconsistent statements concerning the policies or positions of San Juan County can cause confusion with entities outside the County or other governments, thereby undermining the credibility of the County.

WHEREAS, in order to ensure that the County speaks with a single, consistent voice, it is necessary to adopt a formal procedure clarifying when an official or employee of the County is authorized to speak on behalf of the County.

NOW, THEREFORE, BE IT RESOLVED:

Section 1: No official or employee of San Juan County, including the County Commissioners, may represent that he or she speaks on behalf of the County, or presents a policy or position of claimed to be a policy or position of San Juan County, unless the policy or position has first been reviewed and approved through a duly adopted and attested formal resolution of the San Juan Commission.

Section 2: A County official or employee is permitted to state that a proposed policy or position that has not yet been approved through a formal resolution can be presented to the Commission for approval, but must clarify that the proposed policy or position does not

represent the actual policy or position of the County until approval is given through a formal resolution.

Section 3: Any County employee who disregards or violates this resolution may be subject to disciplinary action, up to and including termination.

Section 4: The Chairman of the San Juan County Commission is delegated authority, upon receipt of information that this policy has been violated, to contact in writing any individual, public body or entity that has received a policy or position statement that has not been approved through a formal resolution of the Commission and to clarify that the statement is not the approved policy or position of San Juan County.

PASSED, ADOPTED AND APPROVED by the Board of San Juan County Commissioners this ____th day of _____ 2019.

Those voting aye:

Those voting nay:

Those abstaining:

Absent:

Board of San Juan County Commissioners

Kenneth Maryboy, Chairman

ATTEST:

John David Nielson, County Clerk/Auditor