

REQUEST FOR BOARD ACTION
HENDERSON COUNTY
BOARD OF COMMISSIONERS

MEETING DATE: April 4, 2022
SUBJECT: Procedure for setting public hearing
PRESENTER: Charles Russell Burrell
ATTACHMENT(S): None

SUMMARY OF REQUEST:

The Board’s current procedure requires two meetings to hold a public hearing (one to set the hearing date and time, and one for the actual hearing), and in between them published notice of the public hearing must occur. In practice, this often means a month or more between the time when it is obvious that a public hearing is required to the actual hearing.

This proposal would allow staff to set the public hearing and publish notice, so long as there is at least ten days between the date of the publication and the hearing.

The changes proposed to the Board’s Rules of Procedure are as follows:

1. *Delete 1. of Rule 11:*

Rule 11. Order of Business

At regular meetings, the Board shall proceed to business in the following order:

- ~~1.~~ ~~Schedule public hearings.~~
- ~~2.~~1. Informal public comments.
- ~~3.~~2. Approval of the agenda.
- ~~4.~~3. Approval of consent items.
- ~~5.~~4. Discussion items.
- ~~6.~~5. Unfinished business.
- ~~7.~~6. Introduction of ordinances, resolutions, and orders.
- ~~8.~~7. Other new business

2. *Amend Rule 28.(a):*

Rule 28. Public Hearings and Public Comment Periods

(a) Public Hearings. Public hearings required by law or deemed advisable by the Board shall be ~~organized by a special order, adopted by a majority vote set by a notice issued by County staff,~~ setting forth the subject, date, place and time of the hearing, and advertised with at least ten (10) days' notice between the date of first publication and the hearing. ~~as well as~~ The Board will set any rules regarding the length of time allotted to each speaker and designating representatives to speak for large groups. At the appointed time, the chair shall call the hearing to order and preside over it. When the allotted time expires, the chair shall declare the hearing ended and the board shall resume the regular order of business.

Without objection, the chair may call items in any order most convenient for the dispatch of business.

County staff will be present and prepared if requested to give further information on this matter.

BOARD ACTION REQUESTED:

Changing the procedure for setting a public hearing

If the Board is so inclined, the following motion is suggested:

I move that the Board adopt the changes to our Rules of Procedure to allow for setting a public hearing as proposed.