

Dear Friends and Residents of Chula Vista:

Please join me at the City Council Chambers Tuesday, February 19, 2008 at 6:00 PM to **STAND AND BE COUNTED** in opposition to the City's efforts to violate the Constitutional Rights of the residents of Western Chula Vista in favor of developers' profits. While our Constitutional "Bill of Rights" are being undermined by the City, an Investors Bill of Rights was introduced at the City Council Meeting on February 12, 2008. We need to stand for our Constitutional Rights NOW. Speak to the Council if you desire but please stand when requested so you can be counted and then leave. It should take less than 30 minutes.

I will be speaking for 3 minutes during the Public Comment period which is near the beginning of the Council meeting. This is a continuation of comments made to the City Council on December 4, 2007, with respect to Community Strengthening and the community's mistrust of the City. While the City states that it is trying to improve public trust through its Community Strengthening Plan it is strong-arming the public with its Community Appearance Program.

I have attached documents obtained from the City through a records request for your review.

One of the attachments illustrates how the City is violating our 4th Amendment Right to be secure in our "persons, houses, papers, and effects" from illegal searches in the "Announcement of the Castle Park Appearance Program, Focus Area #1" by demanding access to residential property for a door to door investigation for Code Violations. Next, on the reverse side of the Appearance Program Announcement is an email between Code Enforcement and the Police Department showing how Code Enforcement intends to use the Police Department to strong arm the citizens to allow unwarranted access to the residents properties; while, in the same email, admitting that the streets are in disrepair. The City really should be embarrassed for treating the residents in this manner!!

Amendment IV

The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no warrants shall issue, but upon probable cause, supported by oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.

The emails on the reverse side of this message illustrates how the City is undermining our 1st Amendment right to petition the government. The very next day after I addressed the City Council, on December 5, 2007, the Mayor's Office and Code Enforcement met at a lunch appointment to formulate an attack on me for my comments. Again, they really should be embarrassed!!

Amendment I

... make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the government for a redress of grievances.

COME STAND AND BE COUNTED

Sincerely,

Ned Ardagna, Esq.

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Council Chambers are located at: 276 4TH Avenue, Chula Vista, see the City's website at www.chulavistaca.gov