

**From:** "Keith Flaugh" <[REDACTED]>  
**Subject:** RE: your remarks at the 6/22 BCC meeting  
**Date:** July 7, 2021 at 9:25:46 PM EDT  
**To:** "'Sandy Parker'" <[REDACTED]>

Hi Sandy. Here is a eblast that FLCA is posting that articulates why the BCC has the duty to pass this ordinance.

Some are questioning why the Sanctuary Bill of Rights Ordinance is the duty and responsibility of the Collier Board of Commissioners. Let me try to help with some important facts: our Constitutional Republic was founded on the basic principle of Federalism, meaning the rights of the people reside with the people and every level of government has the primary duty and responsibility to protect your individual rights. Every local elected official swears an oath to do so. In many cases today, our government and court system are NOT protecting your individual rights, which is why our founders created a brilliant checks and balances system starting at the local level.

The Supreme Court of the US is **NOT** the unfettered law of the land. The Supremacy clause in the Constitution is quite clear.

*"This Constitution, and the Laws of the United States **which shall be made in Pursuance thereof**; and all Treaties made, or which shall be made, under the Authority of the United States, shall be the supreme Law of the Land; and the Judges in every State shall be bound thereby, any Thing in the Constitution or Laws of any State to the Contrary notwithstanding."*

The Federal Government and all 3 branches including SCOTUS (Supreme Court) are a product of the legal compact between the 13 Sovereign States. The federal government was not a party to the legal compact which is our US Constitution! The Federal Government was a product of the Constitution: the sovereign States did not give up their sovereignty! SCOTUS can only legally opine on the 18 powers delegated (not granted) in the US Constitution. All other actions and opinions by the Federal Government are usurpations of unconstitutional authority. Each Sovereign STATE ( IE Florida) has the Constitutional authority to declare them null and void. This power resides with the Governor and under the principles of Federalism with each lower level of elected office. In all cases the rights are retained by "We the People"

The Sovereign States and the people: 10<sup>th</sup> Amendment--*The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people.* [delegated to the states via State Constitutions but rights are retained by the people]

Bottom line: the Board of County Commissioners are your elected representatives to stand against ALL usurpations of federal government. Any power usurped by the Feds beyond the 18 powers delegated are unconstitutional.--US Constitution Article 1, Section 8.

One very real current example is US Senate Bill 1, which if passed, would destroy our local and state control over elections , putting the federal government in charge of all elections and adopting California's election laws for all states. This is unconstitutional on its face and would destroy every value of individual liberty, that hopefully you hold dear.

Under our Constitutional Republic, it is every Commissioner's duty under their Oath to prevent this government usurpation of your individual rights.

To the question, who will determine what is right and wrong? Right and wrong is a moral judgement. Individuals who believe their Constitutional rights have been violated will reach out to our Sheriff or file a complaint in State Court . The Sheriff has a system today to deal with these. Also the Sheriff, as constitutional officer, has the power to tell the federal government who he believes is usurping your constitutional rights to refuse to allow any county resources to be used by the feds.

Another example: This ordinance would also give the Supervisor of Elections the cover to say no if the Feds pass [SB 1 election Integrity](#).

Every Member of Collier County's Board of Commissioners has the primary constitutional duty to vote Yes on this Ordinance.

Keith Flaugh, Resident Collier County and Co-Managing Director of Florida Citizens Alliance