

RESOLUTION #2 – Teleconferenced Meetings During State of Emergency

WHEREAS, First 5 Lake County (F5LC), a California local governmental agency formed under the California Children and Families Act of 1998, conducts its meetings in accordance with the Ralph M. Brown Act (Brown Act) under Government Code section 54950 et seq.; and

WHEREAS, the Brown Act requires all public meetings of local agencies to be publicly noticed in locations where members of the local body will be participating, that such location be open and accessible to the public, and at least a quorum of the members of the legislative body must participate from locations within the boundaries of the territory over which the local body exercises jurisdiction; and

WHEREAS, in response to the COVID-19 pandemic, Governor Newsom issued Executive Order N-29-20, temporarily suspending certain teleconference requirements imposed by the Brown Act; and

WHEREAS, the temporary suspension of Brown Act teleconferencing requirements is set to expire on September 30, 2021 pursuant to the Governor's issuance of Executive Order N-08-21; and

WHEREAS, on September 15, 2021, the Governor signed into law Assembly Bill 361 (AB 361), effective immediately, authorizing a local agency to use teleconferencing without complying with the Brown Act teleconference requirements for public meetings during a proclaimed state of emergency, and such state of emergency still exists; and

WHEREAS, under AB 361, a local agency may hold a teleconferenced meeting during a proclaimed state of emergency upon a determination, by majority vote, that as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees; and

WHEREAS, the Governor of California has declared there to be a state of emergency through March 31, 2022; and

WHEREAS, such findings must be made no later than 30 days after the first teleconferenced meeting pursuant to AB 361, and every 30 days thereafter, in order to continue to meet by teleconference under such abbreviated teleconferencing procedures.

NOW, THEREFORE, BE IT RESOLVED that the F5LC Board of Commissioners find as follows:

1. The facts stated in the recitals above are true and correct and the Board of Commissioners so finds, orders, and determines.

2. The Board hereby resolves and determines that meeting in person would present imminent risks to the health and safety of attendees, and will continue to hold its meetings by teleconference pursuant to AB 361.

3. This resolution shall become effective as of February 23, 2022, and shall apply to meetings of the Board and meetings of all standing committees of the Board of Commissioners.


PASSED, APPROVED, AND ADOPTED this 23th day of February, 2022 by the following vote:

AYES: B.Falkenberg; C.Sherman; J.Gaddy; C.Markytan; T.Benson;

NAYS:

ABSTAIN:

ABSENT: A.Panella; F.Rave; J.Portney; T.Scott


Crystal Markytan (Feb 28, 2022 15:55 PST)

Crystal Markytan, Board Chair

Attest:



Samantha Bond (Feb 28, 2022 15:55 PST)

Samantha Bond, Secretary

Date: 2-23-2022

CERTIFICATION

I do hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the FIRST 5 LAKE COUNTY, held on the 23th day of February 2022.


Samantha Bond (Feb 28, 2022 15:55 PST)

Samantha Bond, Secretary









AB 316 -2.23.22

Final Audit Report

2022-02-28

Created:	2022-02-28
By:	Samantha Bond (sbond.first5@lakecountyca.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAAj7dAedcsV1MywU7howQoilouKHYpFUOw

"AB 316 -2.23.22" History

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