

FINDINGS AUTHORIZING REMOTE TELECONFERENCE MEETINGS
FOR MEASURE A1 CITIZENS' OVERSIGHT COMMITTEE
FOR THE PERIOD BEGINNING SEPTEMBER 29, 2022

WHEREAS, the Ralph M. Brown Act (Gov. Code sections 54950 *et seq.*), requires the meetings of local legislative bodies to be open to the public; and

WHEREAS, all meetings of the MEASURE A1 OVERSIGHT COMMITTEE and its committees or subcommittees that are subject to the Brown Act are open to the public; and

WHEREAS, the Brown Act allows meetings by teleconference, provided specified requirements are met; and

WHEREAS, on March 4, 2020, the Governor of the State of California issued a Proclamation of a State of Emergency declaring a state of emergency exists in California due to the threat of COVID-19, pursuant to the California Emergency Services Act (Government Code section 8625), which has not yet been lifted; and

WHEREAS, the Governor, toward the beginning of the state of emergency, issued executive orders suspending certain requirements of the Brown Act regarding teleconferencing; the Governor's suspension of Brown Act teleconferencing requirements expired on September 30, 2021, pursuant to Executive Order N-08-21; and

WHEREAS, on September 16, 2021, the Governor signed into law AB 361, which amended the Brown Act to allow teleconferenced meetings under abbreviated teleconference procedures during a state of emergency (Gov. Code section 54953(e)); and

WHEREAS, Government Code section 54953(e), provides for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code section 54953(b)(3), during a state of emergency declared by the Governor pursuant to Government Code section 8625, if certain conditions exist; and

WHEREAS, the conditions of Government Code section 54953(e) are that state or local officials have imposed or recommended measures to promote social distancing, or in the alternative, the legislative body holds a meeting to determine, or has already determined, by a majority vote that meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, the Division of Occupational Safety and Health of California's (Cal/OSHA) issued Emergency Temporary Standards that require employers to train and instruct employees that the use of social distancing helps combat the spread of COVID-19 (8 Cal. Code Regs. 3205(c)(5)(D).); and

WHEREAS, on September 28, 2021, the Board of Supervisors of the County of Alameda accepted the recommendation of the Health Care Services Agency Director for continued social distancing at all meetings of the full Board of Supervisors and at all Board of Supervisors Committee meetings; and

NOW, THEREFORE, THE MEASURE A1 CITIZENS' OVERSIGHT COMMITTEE FINDS THE FOLLOWING:

Section 1. All of the above recitals are true and correct and are incorporated into this Resolution by this reference.

Section 2. The MEASURE A1 OVERSIGHT COMMITTEE finds that state or local officials have imposed or recommended measures to promote social distancing. The Measure A1 Citizens' Oversight Committee has reconsidered the circumstances of the state of emergency and finds that state or local officials continue to impose or recommend measures to promote social distancing.

Section 3. The MEASURE A1 OVERSIGHT COMMITTEE therefore determines that it shall conduct its meetings by teleconferencing in accordance with Government Code section 54953(e).

Section 4. This authorization expires thirty (30) days after the date of its adoption only to the extent required by law. Otherwise, this authorization shall remain in effect until repealed by the MEASURE A1 OVERSIGHT COMMITTEE or pursuant to action by the Board of Supervisors.

ADOPTED this 29th day of September 2022 by the MEASURE A1 CITIZENS' OVERSIGHT COMMITTEE, by the following vote:

YES:

NO:

ABSENT:

ABSTAIN:

Attest: _____

Teresa Hester
Housing and Community Development Specialist
Alameda County Housing and Community Development