

## RESOLUTION NO. 51/2021

### A RESOLUTION OF THE TOWN COUNCIL OF CORTE MADERA AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE LEGISLATIVE BODIES OF THE TOWN OF CORTE MADERA PURSUANT TO BROWN ACT PROVISIONS

**WHEREAS**, the Town of Corte Madera is committed to preserving public access and participation in meetings of the Board of Directors;

**WHEREAS**, all meetings of the Town of Corte Madera's legislative bodies are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code §§ 54950 – 54963), so that any member of the public may attend, participate, and watch the Town's legislative bodies conduct their business;

**WHEREAS**, Government Code section 54953(e) of the Brown Act, allows a legislative body to hold a teleconference meeting, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions;

**WHEREAS**, in order to meet by teleconference under Government Code section 54953(e), the Governor must have proclaimed a state of emergency under the California Emergency Services Act (Govt. Code § 8625 *et. seq.*) the legislative body must reconsider the circumstances of the state of emergency; and the legislative body must find that the state of emergency continues to directly impact the ability of the members to meet safely in person and/or state or local officials continue to impose or recommend measures to promote social distancing;

**WHEREAS**, On March 4, 2020, Governor Newsom proclaimed a State of Emergency declared by Governor Newsom under the California Emergency Services Act due to COVID-19, which is still in existence;

**WHEREAS**, on November 1, 2021, the Marin County Public Health Officer issued a Public Health Order recommending the wearing of face coverings in workplaces and indoor public settings due to the rise of the SARS-CoV-2 Delta Variant, which is still in effect;

**WHEREAS**, the Town Council provides in the public notices and agendas for all public meetings the online and telephone options for participation in public meetings, protecting the right of the public to address their local officials and to participate in public meetings, and posts this information on the Town's website, including instructions on how to access the public meeting remotely; now, therefore be it

**RESOLVED**, that the Town Council has reconsidered the circumstances of the state of emergency; and, be it

**FURTHER RESOLVED**, that the Town Council finds that State or local officials continue to impose or recommend measures to promote social distancing and that State of Emergency declared by Governor Newsom on March 4, 2020, continues to directly impact the ability of Councilmembers, staff, and the public to meet safely indoors in person; and, be it

**FURTHER RESOLVED**, that the Town Council does hereby direct that the other legislative bodies within the Town that are subject to the Brown Act make these same findings until directed otherwise by the Town Council; and be it

**FURTHER RESOLVED**, that the Town Council authorizes and directs the Town Manager and legislative bodies of the to take all actions necessary to carry out the intent and purpose of this Resolution including conducting open and public meetings in accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act.

\* \* \* \* \*

**I HEREBY CERTIFY** that the foregoing resolution was duly and regularly adopted by the Town Council of Corte Madera at a regular meeting held on the 16<sup>th</sup> day of November 2021, by the following vote, to wit:

AYES: Councilmembers: Beckman, Casissa, Lee, Mongan, Ravasio  
NOES: Councilmembers: - None -  
ABSENT: Councilmembers: - None -

APPROVED

  
\_\_\_\_\_  
Eli Beckman, Mayor

ATTEST:

  
\_\_\_\_\_  
Rebecca Vaughn, Town Clerk