

RESOLUTION NO. 276

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE COAST LIFE SUPPORT DISTRICT ("CLSD") PROCLAIMING A LOCAL EMERGENCY, RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY BY GOVERNOR NEWSOM ON MARCH 4, 2020, AND AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE LEGISLATIVE BODIES OF COAST LIFE SUPPORT DISTRICT FOR THE PERIOD OCTOBER 1, 2021 THROUGH NOVEMBER 1, 2021, PURSUANT TO BROWN ACT PROVISIONS.

WHEREAS, the CLSD is committed to preserving and nurturing public access and participation in meetings of the Board of Directors; and

WHEREAS, all meetings of CLSD'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 District's legislative bodies conduct their business; and

WHEREAS, the Brown Act, Government Code section 54953(e), makes provisions for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions; and

WHEREAS, a required condition is that a state of emergency is declared by the Governor pursuant to Government Code section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property caused by conditions described in Government Code section 8558; and

WHEREAS, that proclamation is made when there is an actual incident, threat of disaster, or extreme peril to the safety of persons and property within the jurisdictions that are within the District's boundaries, caused by natural, technological, or human-caused disasters; and

WHEREAS, it is further required that state or local officials have imposed or recommended measures to promote social distancing, or that the legislative body meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, such conditions now exist in the District, specifically, a state of emergency has been proclaimed by Governor Newsom on March 4, 2020, as a result of the threat of COVID-19; and

WHEREAS, the Board of Directors does hereby find that the state of emergency proclaimed by Governor Newsom on March 4, 2020, and the Delta variant of COVID-19 surging in Sonoma County per the Sonoma County Public Health Notice on August 2, 2021, and similarly surging in Mendocino County per the Mendocino County Public Health Order on August 5, 2021, has caused, and will continue to cause, conditions of peril to the safety of persons within the District that are likely to be beyond the control of services, personnel, equipment, and facilities of the District, and desires to proclaim a local emergency and ratify the proclamation of state of emergency by the Governor of the State of California; and

WHEREAS, as a consequence of the local emergency, the Board of Directors does hereby find that the legislative bodies of CLSD shall conduct their meetings without compliance with paragraph (3) of subdivision (b) of Government Code section 54953, as authorized by subdivision (e) of section 54953, and that such legislative bodies shall comply with the requirements to provide the public with access to the meetings as prescribed in paragraph (2) of subdivision (c) of section 54953; and

WHEREAS, during the COVID-19 pandemic, CLSD has conducted remote, teleconferenced meetings consistent with the Governor's Executive Orders promoting social distancing; and

WHEREAS, consistent with AB361, as a condition of extending the use of the provisions in section 54953(e), the Board must consider the circumstances of the state of emergency that exists in the District, and the Board has done so; and

NOW, THEREFORE, THE BOARD OF DIRECTORS OF COAST LIFE SUPPORT DISTRICT DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. Proclamation of Local Emergency. The Board hereby proclaims that a local emergency now exists throughout the District, and the surging Delta variant of COVID-19 would present an imminent risk to meeting in person.

Section 3. Ratification of Governor's Proclamation of a State of Emergency. The Board hereby ratifies The Proclamation of a State of Emergency, issued by Governor Newsome on March 4, 2020.

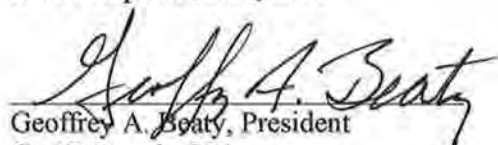
Section 4. Remote Teleconference Meetings. The District Administrator and legislative bodies of CLSD are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution, including conducting open and public meetings in accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act.

Section 5. Effective Date of Resolution. This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of November 1, 2021, or such time the Board of Directors adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the legislative bodies of COAST LIFE SUPPORT DISTRICT may continue to teleconference without compliance with paragraph (3) of subdivision (b) of section 54953.


PASSED AND ADOPTED by the Board of Directors of COAST LIFE SUPPORT DISTRICT, this 30th day of September, 2021, by the following vote:

AYES: *Andre, Bower, Beaty, Schwartz, Tilles*  
NOES: *None*  
ABSENT: *Patterson, Tilles*  
ABSTAIN: *None*

Dated: September 30, 2021

  
Geoffrey A. Beaty, President  
CLSD Board of Directors

ATTEST

  
Dave Crowl  
CLSD District Administrator