

**TAHOE TRUCKEE UNIFIED SCHOOL DISTRICT
RESOLUTION No. 13-2021-2022
A RESOLUTION BY THE GOVERNING BOARD OF
THE TAHOE TRUCKEE UNIFIED SCHOOL DISTRICT
OF NEVADA COUNTY, CALIFORNIA**

**RESOLUTION AUTHORIZING ELECTRONIC MEETINGS OF THE GOVERNING
BOARD DURING A STATE OF EMERGENCY PURSUANT TO
GOVERNMENT CODE SECTION 54953(E)**

WHEREAS, the meetings of the Tahoe Unified School District [District] governing board (Board) are subject to the Ralph M. Brown Act (Government Code, §§ 54950-54963) and must be open and accessible to members of the public; and,

WHEREAS, on March 4, 2020, Governor Newsom proclaimed a State of Emergency to exist in California as a result of the threat of the COVID-19 virus; and,

WHEREAS, in light of the State of Emergency, Governor Newsom issued Executive Orders N-25-20, N-29-20, and N-08-21, which authorized legislative bodies of local agencies to hold public meetings via teleconferencing or otherwise electronically and waived requirements of the Brown Act which required physical presence to conduct a meeting; and,

WHEREAS, the authority to hold electronic meetings under the Executive Orders expired on September 30, 2021; and,

WHEREAS, Governor Newsom signed Assembly Bill No. 361 (AB 361) on September 16, 2021, immediately amended the Brown Act to allow legislative bodies of local agencies to hold public meetings via teleconferencing or otherwise electronically under certain conditions; and,

WHEREAS, AB 361 allows electronic meetings when a legislative body of a local agency holds a meeting during a proclaimed state of emergency and the legislative body has determined that as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees; and,

WHEREAS, the World Health Organization (WHO), United States Centers for Disease Control and Prevention (CDC), and the State of California, including the California Department of Public Health (CDPH), have recognized that the country, state, and county face a life-threatening pandemic caused by the COVID-19 virus and that even though social distancing is no longer mandated, both vaccinated and unvaccinated persons continue to face a risk of transmission; and,

NOW, THEREFORE, BE IT RESOLVED that the Board hereby finds the foregoing recitals to be true and correct; and,

BE IT FURTHER RESOLVED that the State of Emergency proclaimed to exist in California on March 4, 2020, is still in effect; and,

BE IT FURTHER RESOLVED that the Board determines that as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees; and,

BE IT FURTHER RESOLVED that Board meetings shall be conducted telephonically or otherwise electronically pursuant to Government Code section 54953, subdivision (e); and,

BE IT FURTHER RESOLVED that District staff is hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution; and,

BE IT FURTHER AND FINALLY RESOLVED that this Resolution shall take effect immediately upon adoption, and the findings made herein regarding the state of emergency and the imminent risk to the health and safety of persons presented by in-person meetings may be affirmed by action of the Board every thirty (30) days by reference to this Resolution, without amendment or restatement hereof.

ADOPTED, SIGNED, AND APPROVED this 19th day of January 2022, by the Board of the Tahoe Truckee Unified School District of Nevada County, California, by the following roll call vote:

AYES:

NAYS:

ABSENT:

ABSTENTIONS:

Kim Szczurek
President, Governing Board
Tahoe Truckee Unified School District