RESOLUTION NO. 23-04

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE INGLEWOOD TRANSIT CONNECTOR JOINT POWERS AUTHORITY MAKING FINDINGS AND DETERMINATIONS UNDER AB 361 AUTHORIZING VIRTUAL MEETINGS PURSUANT TO AB 361

WHEREAS, the Ralph M. Brown Act (Gov. Code § 54950 et seq.) generally requires local agencies meeting via teleconference, including through other virtual or electronic means, to provide public access at each location in which members of the legislative body are teleconferencing; and

WHEREAS, on September 16, 2021 the Governor signed AB 361 (in effect as of October 1, 2021 - Government Code Section 54953(e)), which allows legislative bodies to meet virtually provided there is a state of emergency, and either (1) state or local officials have imposed or recommended measures to promote social distancing; or (2) the legislative body determines by majority vote that meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, the Governor issued a proclamation declaring a state of emergency on March 4, 2020 due to the COVID-19 pandemic, pursuant to section 8625 of the California Emergency Services Act, and this proclaimed state of emergency currently remains in effect; and

WHEREAS, state or local officials continue to impose and recommend measures to promote social distancing and because of the ongoing threat of COVID-19, meeting in person would present imminent risks to the health and safety of attendees; and
WHEREAS, the Inglewood Transit Connector Joint Powers Authority has considered the circumstances of the state of emergency and finds that the continuation of virtual meetings will allow for full participation by members of the public until social distancing recommendations are lifted; and

WHEREAS, the Inglewood Transit Connector Joint Powers Authority desires to continue to hold virtual meetings pursuant to AB 361 and Government Code section 54953(e).

NOW THEREFORE, BE IT RESOLVED by the Inglewood Transit Connector Joint Powers Authority, as follows:

SECTION 1. The foregoing recitals are true and correct, and incorporated herein by this reference.

SECTION 2. Teleconference Meetings: Consistent with the provisions of Government Code Section 54953(e), the Inglewood Transit Connector Joint Powers Authority finds and determines that the Inglewood Transit Connector Joint Powers Authority Board of Directors shall continue to meet virtually in accordance with Government Code section 54953(e) and without compliance with section 54953(b)(3) based upon the findings and determinations hereby made by the Inglewood Transit Connector Joint Powers Authority.

SECTION 3. Effective Date. This Resolution shall take effect immediately upon its adoption and remain in effect for 30 days or until such time as the Inglewood Transit Connector Joint Powers Authority adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the Inglewood Transit Connector Joint Powers Authority shall continue to meet virtually.
Authority may continue to teleconference without compliance with Government Code §54953(b)(3).

SECTION 4. Severability. If any provision of this Resolution or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Resolution which can be given effect without the invalid provision or application, and to this end the provisions of this Resolution are severable. The Inglewood Transit Connector Joint Powers Authority hereby declares that it would have adopted this Resolution irrespective of the invalidity of any particular portion thereof.

SECTION 5. The Secretary shall certify the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED, and ADOPTED this 14th day of February 2023.

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Michael S. Bohlke
CHAIR

ATTEST:

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Aisha L. Thompson
BOARD SECRETARY

APPROVED AS TO FORM:

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Alfred Smith
LEGAL COUNSEL