



MEMORANDUM

October 29, 2021

TO: Alameda CTC

FROM: R. Zachary Wasserman and Neal Parish

RE: Consider and Adopt Findings Pursuant to Government Code Section 54943(e) (AB 361) to Continue Remote Commission and Committee Meetings

As discussed at the October 28 Commission meeting, AB 361 requires that each local agency make appropriate findings at least every 30 days if the agency wishes to continue holding remote meetings of its legislative bodies. This requirement will apply throughout the duration of the current state of emergency declared by the Governor, until and unless the Brown Act is further amended or clarified pursuant by Governor Newsom through an Executive Order. Given that the Commission does not always meet every thirty days, and as discussed on October 28, the Commission is required to hold certain special meetings between the regularly scheduled meetings, solely for the purpose of making the required findings. That is the sole purpose of today's meeting.

In order to hold the regularly scheduled December 2, 2021 meeting of the Commission on a remote basis, the Commission must approve a motion making the following findings:

Pursuant to Government Code Section 54953(e)(1), the Alameda County Transportation Commission hereby (i) determines that there continues to be a state of emergency proclaimed by the State of California and the County of Alameda based upon the COVID-19 Pandemic; (ii) finds that the Commission has reconsidered the circumstances of the state of emergency and the findings previously adopted by the Commission pursuant to said Section 54953(e)(1); (iii) determines that today's meeting is held less than 30 days after October 11, 2021, the date Alameda CTC first teleconferenced pursuant to said Section 54953(e)(1); and (iv) further finds that the state of emergency continues to directly impact the ability of the Commission and other legislative bodies of Alameda CTC to meet safely in person; and therefore Alameda CTC will continue to follow the provisions of Government Code Section 54953(e)(2) with respect to meetings of the Commission and any other legislative body of Alameda CTC, including but not limited to each of the Standing Committees and any Advisory Committee, subject to continued compliance and review pursuant to Section 54953(e)(3).

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