



## MEETING AGENDA

### Mother Lode Workforce Development Board Executive Committee

Wednesday, October 19, 2022 (4:00pm)

#### Via Teleconference:

<https://us02web.zoom.us/j/6067573943>

Phone audio: (669) 900-9128

Meeting ID: 606 757 3943

#### In Person:

197 Mono Way, Suite B

Sonora, CA 95370

(209) 588-1150

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#### 1. CALL TO ORDER

- 1.1. Roll call / Establish quorum

#### 2. ACTION ITEM

- 2.1. Consideration of Adopting a Resolution Authorizing Findings in Support of Allowing Remote Meetings Pursuant to AB361 (Modifies Brown Act Procedures During a Declared Emergency) and Direction Regarding Holding Mother Lode Workforce Development Board Executive Committee Meetings in Person or Remotely

#### 3. PUBLIC COMMENTS

*The Mother Lode Workforce Development Board Executive Committee welcomes public comments. A member of the public may comment on agenda items or any item that is within the subject matter jurisdiction of the Committee, even though subject matter may not be on the agenda. The Chair will limit the time allocated for each individual public speaker to no more than five (5) minutes.*

#### 4. CONSENT CALENDAR

*All items under the Consent Calendar are considered routine and will be approved in one action without discussion. If a committee member requests that an item be removed from the Consent Calendar or a citizen wishes to speak on an item, the item will be considered under Action Items.*

- 4.1. None

#### 5. ACTION ITEMS

- 5.1. Review and approve corrected minutes from the 11-21-2019 meeting of the Mother Lode Workforce Development Board, reflecting the local definition of the self-sufficiency standard and establishing it as a board-approved priority of service.

#### 6. INFORMATION/DISCUSSION ITEMS

- 6.1. None

#### 7. ADJOURN

1 **Mother Lode Workforce Development Board Executive Committee**

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3 **FINDINGS OF THE MOTHER LODE WORKFORCE DEVELOPMENT BOARD**  
4 **EXECUTIVE COMMITTEE AUTHORIZING REMOTE TELECONFERENCE MEETINGS**  
5 **FOR THE PERIOD [OCTOBER 19, 2022](#) – [NOVEMBER 18, 2022](#)**  
6 **PURSUANT TO THE RALPH M. BROWN ACT.**  
7

8 **WHEREAS**, all meetings of the [Mother Lode Workforce Development Board Executive](#)  
9 [Committee](#) and its legislative bodies are open and public, as required by the Ralph M. Brown Act (Cal.  
10 Gov. Code §§ 54950 – 54963), so that any member of the public may attend, participate, and view the  
11 legislative bodies conduct their business; and

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

16 **WHEREAS**, a required condition of Government Code section 54953(e) is that a state of emergency  
17 is declared by the Governor pursuant to Government Code section 8625, proclaiming the existence of  
18 conditions of disaster or of extreme peril to the safety of persons and property within the state caused by  
19 conditions as described in Government Code section 8558(b); and

20 **WHEREAS**, a further required condition of Government Code section 54953(e) is that state or local  
21 officials have imposed or recommended measures to promote social distancing, or, the legislative body  
22 holds a meeting to determine or has determined by a majority vote that meeting in person would present  
23 imminent risks to the health and safety of attendees; and

24 **WHEREAS**, on March 4, 2020, Governor Newsom issued a Proclamation of a State of Emergency  
25 declaring a state of emergency exists in California due to the threat of COVID-19, pursuant to the California  
26 Emergency Services Act (Government Code section 8625); and,

27 **WHEREAS**, on June 11, 2021, Governor Newsom issued Executive Order N-07-21, which  
28

1 formally rescinded the Stay-at-Home Order (Executive Order N-33-20), as well as the framework for a  
2 gradual, risk-based reopening of the economy (Executive Order N-60-20, issued on May 4, 2020) but did  
3 not rescind the proclaimed state of emergency; and,

4 **WHEREAS**, on June 11, 2021, Governor Newsom also issued Executive Order N-08-21, which set  
5 expiration dates for certain paragraphs of the State of Emergency Proclamation dated March 4, 2020 and  
6 other Executive Orders but did not rescind the proclaimed state of emergency; and,

7 **WHEREAS**, as of the date of this Findings, neither the Governor nor the state Legislature have  
8 exercised their respective powers pursuant to Government Code section 8629 to lift the state of emergency  
9 either by proclamation or by concurrent Findings the state Legislature; and,

10 **WHEREAS**, the California Department of Industrial Relations has issued regulations related to  
11 COVID-19 Prevention for employees and places of employment. Title 8 of the California Code of  
12 Regulations, Section 3205(5)(D) specifically recommends physical (social) distancing as one of the  
13 measures to decrease the spread of COVID-19 based on the fact that particles containing the virus can travel  
14 more than six feet, especially indoors; and,

15 **WHEREAS**, the [Mother Lode Workforce Development Board Executive Committee](#) finds that state  
16 or local officials have imposed or recommended measures to promote social distancing, based on the  
17 California Department of Industrial Relations' issuance of regulations related to COVID-19 Prevention  
18 through Title 8 of the California Code of Regulations, Section 3205(5)(D); and,

19 **WHEREAS**, as a consequence, the [Mother Lode Workforce Development Board Executive](#)  
20 [Committee](#) does hereby find that it shall conduct its meetings by teleconferencing without compliance with  
21 Government Code section 54953 (b)(3), pursuant to Section 54953(e), and that such legislative bodies shall  
22 comply with the requirements to provide the public with access to the meetings as prescribed by  
23 Government Code section 54953(e)(2).

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28 **NOW, THEREFORE, BE IT RESOLVED, FOUND AND ORDERED** by the [Mother Lode](#)

1 [Workforce Development Board Executive Committee](#), in regular session assembled on November 18, 2021  
2 does hereby resolve as follows:

3 Section 1. Recitals. All of the above recitals are true and correct and are incorporated into this  
4 Findings by this reference.

5 Section 2. State or Local Officials Have Imposed or Recommended Measures to Promote Social  
6 Distancing. The [Mother Lode Workforce Development Board Executive Committee](#) hereby proclaims that  
7 state officials have imposed or recommended measures to promote social (physical) distancing based on  
8 the California Department of Industrial Relations' issuance of regulations related to COVID-19 Prevention  
9 through Title 8 of the California Code of Regulations, Section 3205(5)(D).

10 Section 3. Remote Teleconference Meetings. The [Mother Lode Workforce Development](#)  
11 [Board Executive Committee](#) is hereby authorized and directed to take all actions necessary to carry out the  
12 intent and purpose of these Findings including, conducting open and public meetings in accordance with  
13 Government Code section 54953(e) and other applicable provisions of the Brown Act.

14 Section 4. Effective Date. These Findings shall take effect immediately upon its adoption and  
15 shall be effective until the earlier of (i) December 18, 2021, or (ii) such time the [Mother Lode Workforce](#)  
16 [Development Board Executive Committee](#) adopts a subsequent Findings in accordance with Government  
17 Code section 54953(e)(3) to extend the time during which its legislative bodies may continue to  
18 teleconference without compliance with Section 54953(b)(3).

19 ADOPTED this [19th day of October, 2022](#) by the [Mother Lode Workforce Development Board](#)  
20 [Executive Committee](#), by the following vote:

21  
22 YES:

23 NO:

24 ABSENT:

25 ABSTAIN:

\_\_\_\_\_  
Tyler Newton

Chair, Mother Lode Workforce Development Board

Executive Committee