



Agenda Date: 2/2/2022  
Agenda Placement: 7C

## Napa Sanitation District Board Agenda Letter

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**TO:** Honorable Board of Directors

**FROM:** Cheryl P. Schuh for Timothy Healy - General Manager  
NS-General Manager Office

**REPORT BY:** Cheryl P. Schuh, Human Resources Officer/Clerk of the Board - 258-6003

**SUBJECT:** Reconfirm Findings (a), (b) and (d) of Resolution 21-021 Authorizing Remote Meetings Pursuant to Emergency Procedures under the Brown Act.

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### **RECOMMENDATION**

Reconfirm Findings (a), (b) and (d) of Resolution 21-021 Authorizing Remote Meetings Pursuant to Emergency Procedures under the Brown Act.

### **EXECUTIVE SUMMARY**

On December 15, 2021, the Board adopted Resolution 21-021, attached to this report, which made certain findings related to the COVID-19 pandemic and its impact on the District's ability to meet safely in person and authorizes members of the Board of Directors, as well as members of the public, to meet remotely. Specifically, by Section 2 of Resolution 21-021, the Board made the following findings:

- a. The Board of Directors has considered the circumstances of the state of emergency; and
- b. The states of emergency, as declared by the Governor and County of Napa, continue to impact directly the ability of the District's legislative bodies, as well as staff and members of the public, to safely meet in person;
- c. The CDC, Cal/OHSA, and OHSA continue to recommend physical distancing of at least six feet to protect against transmission of COVID-19; and
- d. Meeting in person would present imminent risks to the health and safety of members of the public, members of the District's legislative bodies, and District employees due to the continued presence and threat of COVID-19.

Section 54953 of the Government Code, as amended by Assembly Bill 361 (2021), requires the Board to reconsider the circumstances of the state of emergency and make certain findings every thirty days in order to meet remotely under special teleconference rules. Finding (c), above, was necessary for the Board to meet for the first time under the special rules. Going forward, the Board must reconsider and reaffirm findings (a), (b), and (d) every

