

CENTRAL MARIN POLICE COUNCIL

SPECIAL MEETING
ON
THURSDAY, DECEMBER 16, 2021
AT 6:00 P.M.

AGENDA

VIA TELECONFERENCE ONLY

NOTICE TO PUBLIC

Pursuant to Government code section 54953(e) the December 16, 2021 Special Police Council meeting will be conducted telephonically through Zoom. Please be advised that pursuant to Government Code section 54953(e), the Authority will not provide a physical location from which the public may attend or comment. Members of the public may access the meeting and offer public comment by clicking on the following link:

Members of the public may view and participate in the meeting remotely through the following Zoom link: <https://us06web.zoom.us/j/86399424664>

(No Pre-Registration Needed- Click on Link at Meeting Start Time)

You may call in using: 1 (408) 638-0968 (Zoom webinar ID: 863 9942 4664)

Or iPhone one-tap: +14086380968,,86399424664#

You may submit public comment remotely by 1. Emailing PublicComment@tcmmail.org prior to 4:00 P.M. on the day of the meeting. Comments received prior to 4:00 P.M. on the day of the meeting will be distributed to the entire Police Council and made available in the online agenda packet. 2. Emailing PublicComment@tcmmail.org during the meeting. Please make sure you indicate the item number to which your comment is related, or whether it is for the General Public Comment period at the beginning of the meeting. Your comment will be read verbatim, however words including profanity, obscenity, and discriminatory language will not be read into the record in order to avoid disruption of the meeting. Your comment is subject to the same 3-minute limit as in-person spoken comments. 3. Registering for the meeting at the link above and selecting the "Raise Hand" icon during the meeting to provide public comment verbally when recognized by the Clerk at the appointed time.

Anyone with a disability needing further assistance with public comment should contact the Clerk at least 2 hours before the beginning of the meeting to make alternative arrangements at rvaughn@tcmmail.org or 415-927-5050.

I. **ROLL CALL**

II. **URGENCY ACTION**

A. **Resolution No. 2021/14 – Authorizing remote teleconference meetings of the Central Marin Police Authority Council pursuant to Brown Act provisions**

Recommendation: that Council approves Resolution 2021/14.

III. **OPEN TIME FOR PUBLIC EXPRESSION**

Please Note: Please confine your comments during this portion of the agenda to matters not already on this agenda. The public will be given an opportunity to speak on each agenda item at the time it is called.

IV. **REPORTS AND COMMENTS**

A. **COUNCIL MEMBERS**

B. **MANAGEMENT COMMITTEE**

C. **CHIEF'S COMMENTS**

V. **CLOSED SESSION**

A. **Conference With Legal Counsel – Existing Litigation (Subdivision (a) of Government Code Section 54956.9) - Kevin Klyce v. Central Marin Police Authority, United States District Court for the Northern District of California, Case No.: 4:21-cv-02889-YGR**

The 2021 Central Marin Police Council regular meetings are scheduled to be held on February 11, May 13, August 12, and November 18, 2021 at 6:00 P.M. in the Community Room, 250 Doherty Drive, in Larkspur.

The Central Marin Police Council holds Special Meetings throughout the year as needed.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Central Marin Police Authority Clerk at (415) 927-5150. Notification at least 48 hours prior to the meeting will enable the Authority to make reasonable accommodations to help ensure accessibility to this meeting.

Any writings or documents provided to a majority of the Central Marin Police Council regarding any item on this Agenda are available during normal business hours, for public inspection at the Central Marin Police Authority, 250 Doherty Drive, Larkspur, CA. Any reports that are provided after the posting of this Agenda and prior to the meeting will be made available at this same location simultaneously as it is provided to the Police Council.

I certify that this agenda was posted on or before December 13, 2021, in full public view and access at least 72 hours prior to the Police Council meeting time in accordance with the Brown Act.

Rebecca Vaughn, Authority Clerk
Central Marin Police Authority

**CENTRAL MARIN POLICE AUTHORITY
RESOLUTION NO. 2021/14**

**A RESOLUTION OF THE CENTRAL MARIN POLICE AUTHORITY COUNCIL
AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE POLICE
COUNCIL PURSUANT TO BROWN ACT PROVISIONS**

WHEREAS, the Central Marin Police Authority is committed to preserving public access and participation in meetings of the Police Council;

WHEREAS, all meetings of the Central Marin Police Authority Council are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code §§ 54950 – 54963), so that any member of the public may attend, participate, and watch the Authority’s legislative body conduct its business;

WHEREAS, Government Code section 54953(e) of the Brown Act, allows a legislative body to hold a teleconference meeting, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions;

WHEREAS, in order to meet by teleconference under Government Code section 54953(e), the Governor must have proclaimed a state of emergency under the California Emergency Services Act (Govt. Code §8625 et. seq.); the legislative body must reconsider the circumstances of the state of emergency; and the legislative body must find that the state of emergency continues to directly impact the ability of the members to meet safely in person and/or state or local officials continue to impose or recommend measures to promote social distancing;

WHEREAS, On March 4, 2020, Governor Newsom proclaimed a State of Emergency declared by Governor Newsom under the California Emergency Services Act due to COVID-19, which is still in existence;

WHEREAS, on November 1, 2021, the Marin County Public Health Officer issued a Public Health Order recommending the wearing of face coverings in workplaces and indoor public settings due to the rise of the SARS-CoV-2 Delta Variant, which is still in effect;

WHEREAS, the Towns and City Councils of the member agencies of the Central Marin Police Authority, including Larkspur, Corte Madera, and San Anselmo, directed all legislative bodies of the their jurisdictions to meet by teleconference under the standards permitted under Government Code section 54953, until further notice;

WHEREAS, the Police Council provides in the public notices and agendas for all public meetings the online and telephone options for participation in public meetings,

protecting the right of the public to address their local officials and to participate in public meetings, and posts this information on the Authority’s website, including instructions on how to access the public meeting remotely; and

NOW, THEREFORE BE IT RESOLVED, that the Police Council has reconsidered the circumstances of the state of emergency; and

BE IT FURTHER RESOLVED, that the Police Council finds that State or local officials continue to impose or recommend measures to promote social distancing and that State of Emergency declared by Governor Newsom on March 4, 2020, continues to directly impact the ability of Councilmembers, staff, and the public to meet safely indoors in person; and

BE IT FURTHER RESOLVED, that the Police Council will meet by teleconference.

IT IS HEREBY CERTIFIED, that the foregoing resolution was duly adopted by the Central Marin Police Council at a special meeting held on the 16th day of December 2021, by the following vote, to wit:

AYES: COUNCILMEMBERS:
NOES: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:
ABSTAIN: COUNCILMEMBERS:

ATTEST:

Rebecca Vaughn, Authority Clerk
Central Marin Police Authority

Ford Greene, Council Chair
Central Marin Police Authority