

RENTAL HOUSING COMMITTEE
RESOLUTION NO.
RHC - SERIES 2022

A RESOLUTION OF THE RENTAL HOUSING COMMITTEE OF THE CITY OF MOUNTAIN VIEW MAKING FINDINGS AUTHORIZING CONTINUED REMOTE TELECONFERENCE MEETINGS OF THE RENTAL HOUSING COMMITTEE PURSUANT TO BROWN ACT PROVISIONS, AS AMENDED BY ASSEMBLY BILL NO. 361

WHEREAS, the Mountain View Rental Housing Committee (the "RHC") is committed to preserving and nurturing public access and participation in meetings of the RHC; and

WHEREAS, all meetings of the RHC 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 RHC conduct their business; and

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

WHEREAS, a required condition is that a state of emergency is declared by the Governor pursuant to Government Code section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions as described in Government Code section 8558; and

WHEREAS, it is further required that state or local officials have imposed or recommended measures to promote social distancing, or, the legislative body meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, such conditions now exist within the City of Mountain View, specifically, on March 17, 2020 the Governor of the State of California proclaimed a State of Emergency to exist in California as a result of the threat of COVID-19; and

WHEREAS, as a result of the COVID-19 pandemic the California Department of Health and the Health Officer of the County of Santa Clara continue to recommend measures to promote social distancing. Additionally, on March 17, 2020, in response to the COVID-19 pandemic, the City Council of the City of Mountain View declared a local emergency; and

WHEREAS, the RHC does hereby find that the COVID-19 pandemic has caused, and will continue to cause, imminent risk to the health and safety of attendees meeting in person for a RHC meeting, and the COVID-19 pandemic has caused conditions of peril to the safety of persons within the jurisdiction of the RHC; and

WHEREAS, as a consequence of the local emergency and state of emergency the RHC does hereby find that the RHC shall conduct their meetings without compliance with paragraph (3) of subdivision (b) of Government Code section 54953, as authorized by subdivision (e) of section 54953, and that the RHC shall comply with the requirements to provide the public with access to the meetings as prescribed in paragraph (2) of subdivision (e) of Government Code section 54953; and

WHEREAS, when holding teleconferenced meetings under abbreviated teleconferencing procedures permitted under the Brown Act, the RHC will ensure access for the public by complying with all requirements set forth in Government Code section 54953(e), including, but not limited to, giving notice of the meeting and posting agendas, to allow members of the public to access the meeting and address the legislative body, to give notice of the means by which members of the public may access the meeting and offer public comment, including an opportunity for all persons to attend via a call-in option or an internet-based service option, and to conduct the meeting in a manner that protects the statutory and constitutional rights of the parties and the public appearing before the legislative body.

NOW, THEREFORE, THE RENTAL HOUSING COMMITTEE OF THE CITY OF MOUNTAIN VIEW DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. The RHC hereby finds that state and local officials continue to recommend measures to promote social distancing. The RHC finds that, as a result of the state of emergency, meeting in person would present imminent risk to the health or safety of attendees.

Section 3. Remote Teleconference Meetings. The RHC hereby directs staff to take all actions necessary to carry out the intent and purpose of this Resolution including, continued teleconferencing and conducting open and public meetings in accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act.

Section 4. Effective Date of Resolution. This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of (i) 30 days from the adoption of this Resolution, or, (ii) such time as the RHC adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the RHC may continue to teleconference without compliance with Government Code section 54953(b)(3).

PASSED AND ADOPTED by the Mountain View Rental Housing Committee this _____ day of _____, 2022, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN: