

**ASSOCIATION OF BAY AREA GOVERNMENTS
EXECUTIVE BOARD**

RESOLUTION NO. 09-2020

**ADOPTION OF PROTOCOL FORMALIZING ABAG EXECUTIVE BOARD PRACTICE
DURING DECLARED EMERGENCIES**

WHEREAS, the emergent and changing environment surrounding the Novel Coronavirus (COVID 19) raises numerous questions for the greater Bay Area community, including employers and their staffs, and for public agencies like the Association of Bay Area Governments (ABAG); and

WHEREAS, ABAG considers important maintaining the manner in which it conducts the business of serving the public and seeks to conduct its on-going business in a consistent and transparent fashion; and

WHEREAS, given the fluid nature of public health driven responses to COVID-19, ABAG needs to be prepared for extraordinary circumstances in an emergency situation—this one and others that may present themselves in the future; and

WHEREAS, ABAG has long practiced the option of allowing members of its Executive Board and committees to participate remotely, as long as the provisions of the Brown Act are adhered to; and

WHEREAS, Governor Newsom released on March 19, 2020, a comprehensive Executive Order for purposes of “Further Enhancing State and Local Government’s Ability to Respond to COVID-19 Pandemic.”

WHEREAS, ABAG now considers it timely and prudent to formally adopt the Protocol Formalizing ABAG Executive Board Practice during Declared Emergencies, as described in the Attachment.

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NOW, THEREFORE, BE IT RESOLVED, that the Executive Board of the Association of Bay Area Governments hereby adopts the attached ABAG Executive Board Business Practices during Declared Emergencies.

The foregoing was adopted by the Executive Board this 16th day of April, 2020.

Jesse Arreguin
President

Certification of Executive Board Approval

I, the undersigned, the appointed and qualified Clerk of the Board of the Association of Bay Area Governments (Association), do hereby certify that the foregoing resolution was adopted by the Executive Board of the Association at a duly called and noticed meeting held on the 16th day of April, 2020.

Frederick Castro
Clerk of the Board

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Attachment

Protocol Formalizing ABAG Executive Board Practice during Declared Emergencies

- A. The ABAG Executive Board as a matter of routine permits participation of its members remotely within the requirements of the Brown Act.

- B. Should the Governor impose any emergency order related to a natural or man-made disaster (e.g. earthquake, terrorist attack, pandemic or other health related event), that would impact the Bay Area Region, and by extension impact the ability to conduct the regular business of ABAG, the Executive Board will consider adapting its practice of remote participation to accomplish the following:
 - 1) accommodate the declared emergency order; and

 - 2) consider and accommodate any subsequent directives or guidance issued by the Governor related to the declared emergency, as they may impact conduct of ABAG” regular business.

- C. This protocol includes but is not limited to extending to the President of ABAG the determination of Executive Board “essential actions”, and limiting agenda items to those items, if emergency circumstances warrant.

- D. Under declared emergency circumstances the Executive Director is directed to work with staff to put any procedures in place, as soon as practicable, to accommodate the President’s direction under this protocol.