

VIRTUAL PERSONNEL COMMISSION SPECIAL MEETING

October 13, 2021 at 4:00pm



JOIN ZOOM MEETING

<http://bit.ly/SMMUSDPCMEETING>

Meeting ID: 898 6103 9433

Password: SMMUSD



PROVIDE PUBLIC COMMENT

You may submit a request to make a public comment by e-mail to: jhatch@smmusd.org

- **Requests must be submitted no later than 5:00 p.m. on Tuesday, September 12, 2021**
- **Please include your full name and the specific agenda item you wish to speak to *or* if you would like to address a non-agenda item**
- **During the meeting via Zoom, speakers will be called upon and unmuted to make a comment – please use your full name as your Zoom profile to help expedite the process**



SPECIAL PERSONNEL COMMISSION MEETING AGENDA

Electronically Recorded (AUDIO ONLY)

October 13, 2021

PERSONNEL COMMISSIONERS: Mrs. Lauren Robinson and Mr. Phillip Tate

A special meeting of the Santa Monica-Malibu Unified School District Personnel Commission will be held on **Wednesday, October 13, 2021, at 4:00 p.m.**, via Zoom.

OPEN SESSION

I. GENERAL FUNCTIONS:

G.01 Call to Order:

G.02 Roll Call:

G.03 Public Comments:

Public Comments is the time when members of the audience may address the Personnel Commission on items not scheduled on the meeting's agenda. All speakers are limited to five (5) minutes. When there is a large number of speakers, the Personnel Commission may reduce the allotted time to three (3) minutes per speaker. The Brown Act (Government Code) states that Personnel Commission members may not engage in discussion of issues raised during "Public Comments" except to ask clarifying questions, make a brief announcement, make a brief report on his or her own activities, or to refer the matter to staff.

II. ACTION ITEMS:

These items are presented for ACTION at this time.

A.01 Adopt Resolution No. 21-01: Proclaiming a Local Emergency, Ratifying the Proclamation of a State of Emergency by Governor Newsom Dated March 4, 2020, and Authorizing Remote Teleconference Meetings for the Period of October 1, 2021, through October 31, 2021

If you will require an accommodation to participate in the Commission meeting, please notify the Personnel Commission Office at least 48 hours prior to the meeting.

III. NEXT REGULAR PERSONNEL COMMISSION MEETING:

Wednesday, October 13, 2021, at 4:30 p.m. – *via Zoom*

IV. ADJOURNMENT:

There being no further business to come before the Personnel Commission, it is recommended that the meeting be adjourned.

Submitted by:

Joshua Kahn
Secretary to the Personnel Commission
Director, Classified Personnel



PERSONNEL COMMISSION

Special Meeting: Wednesday, October 13, 2021

AGENDA ITEM NO: II.A.01

Adopt Resolution No. 21-01: Proclaiming a Local Emergency, Ratifying the Proclamation of a State of Emergency by Governor Newsom Dated March 4, 2020, and Authorizing Remote Teleconference Meetings for the Period of October 1, 2021, through October 31, 2021

BACKGROUND INFORMATION:

On March 4, 2020, Governor Newsom proclaimed a State of Emergency based on an outbreak of respiratory illness due to COVID-19. On March 17, 2020, he issued Executive Order N-29-20 allowing local or state legislative bodies to hold meetings via teleconference and to make meetings accessible electronically without violating the open meeting laws found in the Brown Act. This order waived certain provisions of the Brown Act, including requirements that meetings be conducted in physical locations; that a majority of teleconferencing board members are physically present within the agency's jurisdictional boundaries; and that the agenda identifies the locations from which board members participate. The purpose of Executive Order N-29-20 was to control the spread of COVID-19 and to reduce and minimize the risk of infection by "limiting attendance at public assemblies, conferences, or other mass events." The Executive Order is set to expire on September 30, 2021.

On September 20, 2021, Governor Newsom signed AB 361, which added section 54953(e) to the Government Code, authorizing a local agency to use teleconferencing without complying with the teleconferencing requirements imposed by the Ralph M. Brown Act when (1) a legislative body of a local agency holds a meeting during a declared state of emergency and when state or local health officials have imposed or recommended measures to promote social distancing, (2) during a proclaimed state of emergency held for the purpose of determining, by majority vote, whether meeting in person would present imminent risks to the health or safety of attendees, or (3) during a proclaimed state of emergency when the legislative body has determined that meeting in person would present imminent risks to the health or safety of attendees, as provided. The law is effective immediately as urgency legislation, and remains in effect until January 1, 2024.

AB 361 also requires that the legislative body shall, not later than 30 days after teleconferencing for the first time pursuant to one of the above options, and every 30 days thereafter, make the following findings by majority vote: that the legislative body has reconsidered the circumstances of the state of emergency and 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. As such, the SMMUSD Board of Education will be adopting this resolution near the middle or end of each month for the upcoming month's board meetings, until the state of emergency is over and the board no longer determines that meeting in person would present imminent risks to the health or safety of meeting attendees.

As has been the practice of the SMMUSD Board of Education since April 2020, and in compliance with the new law, members of the public wishing to observe and/or give live public comment during a board meeting will be able to do so via Zoom. Additionally, information regarding how a member of the public may join a board meeting and give live public comment via Zoom has been and will continue to be listed at the top of each meeting agenda.

DIRECTOR’S RECOMMENDATION:

The Director of Classified Personnel recommends that the Personnel Commission adopt Resolution No. 20-01: Proclaiming a Local Emergency, Ratifying the Proclamation of a State of Emergency by Governor Newsom Dated March 4, 2020, and Authorizing Remote Teleconference Meetings for the Period of October 1, 2021, through October 31, 2021.

Commissioner	M	S		Yes	No	Abstain	ABSENT
Lauren Robinson							
Phillip Tate							
vacant							