



KENSINGTON FIRE PROTECTION DISTRICT

Board and Committee Member Remote Meeting Attendance *(Last update - September 25, 2024)*

Traditional Brown Act Teleconference *Gov't Code Section 54953(b)*

A meeting of individuals in different locations, connected by electronic means, through either audio or video, or both. Requires:

- at least a quorum of members must participate from locations within District;
- agendas are posted at teleconferencing location(s) specifying all locations;
- public access and opportunity to speak is provided at each location; and
- all votes are taken by roll call.

Action needed by Board/Committee Member:

1. Notify Board President/Committee Chair/GM prior to agenda preparation (or as soon as possible prior to posting).
2. Provide specific location for teleconference participation.
3. Confirm agenda posting ability, public access, and actual posting once completed.

AB 2449

The Board/Committee can use teleconferencing without noticing each teleconference location or making it publicly accessible, provided at least a quorum of the Board/Committee participates in person at a single physical location that is identified on the agenda, open to the public, and within the boundaries of the District, and provided that other requirements regarding accessibility are met. However, an individual member of the Board/Committee may participate remotely only in one of two circumstances:

1. With "just cause", the member can participate remotely after giving notice as soon as possible. AB 2449 defines "just cause" as (a) a family childcare or caregiving need; (b) a contagious illness; (c) a need related to a physical or mental disability that is not otherwise accommodated; or (d) travel while on official business. Under this provision, a member is limited to participating remotely in two meetings per calendar year.
2. In "emergency circumstances," defined as a physical or family emergency that prevents the member from attending in person, the member can participate remotely by requesting approval to do so from the Board/Committee. The Board/Committee may take action on the request as soon as possible, including at the beginning of the meeting, even if there was not sufficient time to place the request formally on the agenda.

Under either circumstance, the member must give a general description of the circumstances relating to their need to appear remotely, but need not disclose any medical diagnosis, disability, or other confidential medical information.

In addition, AB 2449 provides that a member cannot participate solely by teleconference under the new teleconference framework for more than 3 consecutive months or more than 20 percent of the District's regular meetings (two meetings if the Board/Committee meets fewer than 10 times per year).

Action needed by Board/Committee Member:

1. Notify Board President/Committee Chair/GM as soon as possible and which circumstance applies.

Action needed by Board/Committee at Meeting:

1. Announce and take action to approve the remote participation request.