



**Members**

**John T Keene\***  
Chief Probation Officer

**David Canepa**  
Board of Supervisors

**Steve Wagstaffe\***  
District Attorney

**Elisa Kuhl**  
District Attorney's Office:  
Victims Representative

**Louise Rogers**  
Health System Department

**Ken Cole\***  
Human Services Agency

**Scott Gilman**  
Behavioral Health and  
Recovery Services

**Jennifer Valencia**  
Human Services Agency:  
Employment Services

**Neal Taniguchi\***  
Superior Court

**Ed Barberini\***  
Chief, San Mateo Police  
Department

**Karen Francone**  
Service League

**Carlos Bolanos\***  
Sheriff

**Nancy Magee**  
County Office of  
Education

\*Executive Committee Members

**San Mateo County Community Corrections Partnership**

**Wednesday, November 3, 2021**

**3:00 P.M.**

**Virtual Webinar**

In the interest of public health and safety due to the state of emergency caused by the spread of COVID-19, this meeting of the San Mateo County Community Corrections Partnership will be conducted via teleconference pursuant to AB 361, which was signed by the Governor on September 16, 2021.

**Public Participation**

- Written public comments may be emailed to [mlarrarte@smcgov.org](mailto:mlarrarte@smcgov.org) and should include the specific agenda item on which you are commenting, or note that your comment concerns an item that is not on the agenda.
- Spoken public comments will also be accepted during the meeting through Zoom.
- **See instructions at the end of this agenda on how to attend and/or submit written and spoken public comments.**

**AGENDA**

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|---|-------------------|
| <b>I. Call to Order</b>   | John Keene        |
| <b>II. Public Comment</b>   |                   |
| <b>III. Roll Call</b>   | John Keene        |
| <b>IV. Old Business</b>   | All               |
| <b>a. Approval of minutes: 2/17/2021 (action)</b>   |                   |
| <b>V. New Business</b>  | All               |
| <b>a. Adopt a resolution finding that, as a result of the continuing COVID-19 pandemic state of emergency, meeting in person would present imminent risks to the health and safety of attendees</b> |                   |
| <b>b. Update on AB109 population</b>  |                   |
| • Probation Department  | John Keene        |
| • Sheriff's Office/NCRIC  | Carlos Bolanos    |
| • Human Services Agency   | Jennifer Valencia |
| • Health System   | Louise Rogers     |
| <b>VI. Adjournment</b>  |                   |



### **Instructions for Public Comment During Videoconference Meetings**

The November 3, 2021 CCP meeting may be accessed through Zoom online at: <https://smcgov.zoom.us/j/95516800861>. The meeting ID is: **393157**, **OR** via telephone by dialing: **1 669 900 6833** (Local). Enter the meeting ID: **955 1680 0861**, then press #.

You may download the Zoom client or connect to the meeting using an internet browser. If using your browser, make sure you are using a current, up-to-date browser: Chrome 30+, Firefox 27+, Microsoft Edge 12+, Safari 7+. Certain functionality may be disabled in older browsers including Internet Explorer.

During webinar, public attendees may address the CCP as follows:

#### ***Written Comments:***

Written public comments may be emailed in advance of the meeting. Please read the following instructions carefully:

1. Your written comment should be emailed to [mlarrarte@smcgov.org](mailto:mlarrarte@smcgov.org)
2. Your email should include the specific agenda item on which you are commenting or note that your comment concerns an item that is not on the agenda.
3. Public attendees are limited to one (1) comment per agenda item.
4. The length of the emailed comment should be commensurate with the two (2) minutes customarily allowed for verbal comments, which is approximately 250-300 words.
5. If your emailed comment is received at least 24 hours prior to the meeting, it will be provided to the CCP members and made publicly available on the CCP website along with the agenda. We cannot guarantee that emails received less than 24 hours before the meeting will be read during the meeting, but such emails will still be included in the administrative record of the meeting.

#### ***Spoken Comments:***

Spoken public comments will be accepted during the meeting through Zoom. Please read the following instructions carefully:

1. You may download the Zoom client or connect to the meeting using an internet browser. If using your browser, make sure you are using a current, up-to-date browser: Chrome 30+, Firefox 27+, Microsoft Edge 12+, Safari 7+. Certain functionality may be disabled in older browsers including Internet Explorer.
2. You will be asked to enter an email address and name. We request that you identify yourself by name as this will be visible online and will be used to notify you that it is your turn to speak.
3. When the CCP Clerk calls for the item on which you wish to speak, click on "raise hand." The Clerk will activate and unmute speakers in turn. Speakers will be notified shortly before they are called to speak.
4. When called, please limit your remarks to the time limit allotted (2 minutes).

## RESOLUTION

### RESOLUTION FINDING THAT, AS A RESULT OF THE CONTINUING COVID-19 PANDEMIC STATE OF EMERGENCY DECLARED BY GOVERNOR NEWSOM, MEETING IN PERSON FOR MEETINGS OF THE COMMUNITY CORRECTIONS PARTNERSHIP WOULD PRESENT IMMINENT RISKS TO THE HEALTH OR SAFETY OF ATTENDEES

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**WHEREAS**, on March 4, 2020, the Governor proclaimed pursuant to his authority under the California Emergency Services Act, California Government Code section 8625, that a state of emergency exists with regard to a novel coronavirus (a disease now known as COVID-19); and

**WHEREAS**, on June 4, 2021, the Governor clarified that the “reopening” of California on June 15, 2021 did not include any change to the proclaimed state of emergency or the powers exercised thereunder, and as of the date of this Resolution, neither the Governor nor the Legislature have exercised their respective powers pursuant to California Government Code section 8629 to lift the state of emergency either by proclamation or by concurrent resolution in the state Legislature; and

**WHEREAS**, on March 17, 2020, Governor Newsom issued Executive Order N-29-20 that suspended the teleconferencing rules set forth in the California Open Meeting law, Government Code section 54950 et seq. (the “Brown Act”), provided certain requirements were met and followed; and

**WHEREAS**, on September 16, 2021, Governor Newsom signed AB 361 that provides that a legislative body subject to the Brown Act may continue to meet without fully complying with the teleconferencing rules in the Brown Act provided the legislative

body determines that meeting in person would present imminent risks to the health or safety of attendees, and further requires that certain findings be made by the legislative body every thirty (30) days; and,

**WHEREAS**, California Department of Public Health (“CDPH”) and the federal Centers for Disease Control and Prevention (“CDC”) caution that the Delta variant of COVID-19, currently the dominant strain of COVID-19 in the country, is more transmissible than prior variants of the virus, may cause more severe illness, and that even fully vaccinated individuals can spread the virus to others resulting in rapid and alarming rates of COVID-19 cases and hospitalizations (<https://www.cdc.gov/coronavirus/2019-ncov/variants/delta-variant.html>); and,

**WHEREAS**, the CDC has established a “Community Transmission” metric with 4 tiers designed to reflect a community’s COVID-19 case rate and percent positivity; and,

**WHEREAS**, the County of San Mateo currently has a Community Transmission metric of “substantial” which is the second most serious of the tiers; and,

**WHEREAS**, the Community Corrections Partnership has an important governmental interest in protecting the health, safety and welfare of those who participate in its meetings; and,

**WHEREAS**, the Community Corrections Partnership typically meets in-person in a building where other essential businesses may take place, such that increasing the number of people present in those buildings may impair the safety of the other occupants; and

**WHEREAS**, the COVID-19 pandemic has informed County agencies about the unique advantages of online public meetings, which are substantial, as well as the unique challenges, which are frequently surmountable; and

**WHEREAS**, in the interest of public health and safety, as affected by the emergency caused by the spread of COVID-19, the Community Corrections Partnership deems it necessary to find that meeting in person would present imminent risks to the health or safety of attendees, and thus intends to invoke the provisions of AB 361 related to teleconferencing;

**NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED** that

1. The recitals set forth above are true and correct.
2. The Community Corrections Partnership finds that meeting in person would present imminent risks to the health or safety of attendees.
3. Staff is directed to take such other necessary or appropriate actions to implement the intent and purposes of this resolution.

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