

RESOLUTION NO. CRFPD 2021-06-01

**RESOLUTION
BOARD OF DIRECTORS OF THE
COLORADO RIVER FIRE PROTECTION DISTRICT**

A RESOLUTION ESTABLISHING ELECTRONIC BOARD MEETING POLICY

WHEREAS, the Colorado River Fire Protection District ("**District**") is a political subdivision of the State of Colorado, organized pursuant to the Special District Act, C.R.S. § 32-1-101, *et seq.*, to provide fire, life-safety and emergency medical services (collectively, "**Emergency Services**") to the citizens and property within its jurisdiction, and to individuals passing through its jurisdiction;

WHEREAS, as an Emergency Services provider, the District furthers the Colorado General Assembly's intent to protect "...the health, safety, prosperity, security, and general welfare of the inhabitants of [the District] and of the people of the state of Colorado." C.R.S. § 32-1-102(1);

WHEREAS, the District's Board of Directors ("**Board**") conducts monthly public meetings, and special public meetings, including study sessions, on an as-needed basis, to carry out its statutory responsibilities for "...the management, control, and supervision of all the business and affairs of the [District]." C.R.S. § 32-1-1001(1)(h);

WHEREAS, in response to the COVID-19 pandemic, the Board adopted Resolution No. CRFPD 2020-03-01 Establishing an Electronic Board Meeting Policy During COVID-19 Pandemic to promote social distancing in accordance with the recommendations of federal and state public health agencies and thereby reduce the risk of exposure to COVID-19 for Board members, Chief Staff, other District personnel, and the public who attend the meetings;

WHEREAS, the Board has determined that from time to time conducting its regular and special meetings, including study sessions, in a physical location is contrary to the District's purpose of protecting the health, safety and welfare of its citizens and the District's personnel. The Board desires flexibility to determine the most appropriate meeting platform for each regular or special meeting, including study sessions, such that the Board can consider any emergency or exigent circumstances, such as the existence of a public health emergency or other type of emergency or situation that would warrant changing the meeting platform, including but not limited to inclement weather, insurrection, or other natural or manmade events;

WHEREAS, the Colorado Open Meetings Law expressly contemplates that the Board may conduct its public meetings by electronic methods. C.R.S. § 24-6-402(1)(b) ("Meeting" means any kind of gathering, convened to discuss public business, in person, by telephone, electronically, or by other means of communication."); and,

WHEREAS, the District has the capability for the Board to conduct its regular and special public meetings, including study sessions, through electronic communications systems that will allow the public to access and hear the meetings.

NOW THEREFORE, be it resolved by the Board of Directors of the Colorado River Fire Protection District that, effective immediately upon adoption of this Resolution:

1. The Board is authorized to conduct any regular or special Board meetings, including study sessions: (a) at a physical location; (b) at a physical location with remote

electronic attendance availability; or (c) electronically. User access information for any Board meeting conducted with remote electronic attendance availability shall be included on the Board meeting notice and agenda or otherwise made publicly available.

2. A Director is permitted to participate remotely in a Board meeting by telephone or other electronic means, if the Director can hear all other Directors and the public attending the meeting, and they can hear the Director, via telephone connection or other electronic means maintained during the entire proceeding. For all purposes, a Director who participates remotely via telephone or other electronic means shall be considered participating in the meeting as if physically present.

3. A copy of this Resolution shall be posted on the District's website. Additionally, notice of all District Board meetings and the manner of attendance will be included on the District's Board meeting notice and agenda and posted to the District's website at least 24 hours prior to each regular or special meeting.

4. The Board expressly authorizes the President and Secretary to sign this Resolution on behalf of all Board members in multiple counterparts and by facsimile or electronic PDF, all of which shall constitute a single, valid Resolution of the Board as if signed by each Board member in paper format. The Board further expressly authorizes the President and Secretary to sign any other Resolutions and any Board meeting minutes approved by the Board when meetings are held electronically in accordance with the procedures set forth in the preceding sentence.

5. This Resolution supersedes and replaces Resolution No. CRFPD 2020-03-01 previously adopted by the Board, which Resolution is hereby rescinded and rendered null and void for all purposes.

ADOPTED and APPROVED this 8 day of June, 2021.

BOARD OF DIRECTORS
COLORADO RIVER FIRE PROTECTION DISTRICT



Alan Lambert, Board President

ATTESTED



Addy Marantino, Board Secretary