

RICHARDSON BAY REGIONAL AGENCY

STAFF REPORT

For the meeting of December 8, 2022

To: Board of Directors

From: Steve McGrath, Interim Executive Director

Subject: Virtual meetings Authorization; Date for Special Meeting

STAFF RECOMMENDATION:

Staff recommends that:

1. This Board continue to meet virtually until no later than February 28, 2023; and
2. Adopt the attached resolution 24-22 to allow but not require virtual meetings; and
3. Set a date for a special meeting between December 13, 2022 and January 6, 2023 for continuation of virtual meeting authorization.

Motion: Adopt Resolution 24-22 authorizing but not requiring the continued use of video and or tele-conferencing for public meetings.

Motion: Set _____ as the date for a special meeting to adopt a resolution allowing but not requiring virtual meetings.

SUMMARY:

In September 2021, Governor Newsom signed [AB-361](#). The legislation, which took effect immediately, provides that local government bodies subject to the Brown Act can continue to use video and/or teleconferencing through December 31, 2023 in the manner that Governor Newsom's executive orders authorized during the COVID-19 pandemic. A public entity can use AB 361's provisions under certain conditions, including when state or local officials have recommended social distancing during a proclaimed state of emergency.

On October 17, 2022 Governor Newsom lifted the State of Emergency, effective February 28, 2023. While the relevant elements of AB 361 are in effect as long as there is a state of emergency, and while all the impacts of this order are not yet clear, it seems safe to assume that this will require a return to in-person meetings after February 28, 2023.

Staff will pursue meeting location options for RBRA regular meetings.

The proposed resolution would provide the RBRA Board of Directors with the option, but not the requirement, to continue to use video- and/or teleconferencing when appropriate for the next thirty days and while the State proclamation of emergency remains in place.

Please note that there are 5 weeks between this meeting and the regularly scheduled meeting of January 12, 2023. Thus, an additional special meeting is necessary no earlier than December 13 and no later than January 6, 2023 to continue the virtual meeting authorization.

Attachment: DRAFT Resolution 24-22