

**SACRAMENTO CITY UNIFIED SCHOOL DISTRICT-COMMUNITY ADVISORY
COMMITTEE
RESOLUTION NO. 001 AUTHORIZING USE OF REMOTE
TELECONFERENCING PROVISIONS (AB 361)**

WHEREAS, the Community Advisory Committee (“CAC”) is a standing subcommittee of the Sacramento City Unified School District and is committed to full compliance with the Ralph M. Brown Act (“Brown Act”); and

WHEREAS, the Brown Act generally requires that a public agency take certain actions in order to use teleconferencing to attend a public meeting virtually; and

WHEREAS, the CAC recognizes that a local emergency persists due to the worldwide COVID-19 pandemic; and

WHEREAS, the California Legislature has recognized the ongoing state of emergency due to the COVID-19 pandemic and has responded by creating an additional means for public meetings to be held via teleconference (inclusive of internet-based virtual meetings); and

WHEREAS, on September 16, 2021, the California legislature passed Assembly Bill (“AB”) 361, which amends Government Code, section 54953 and permits a local agency to use teleconferencing to conduct its meetings in any of the following circumstances: (A) the legislative body holds a meeting during a proclaimed state of emergency, and state or local officials have imposed or recommended measures to promote social distancing; (B) the legislative body holds a meeting during a proclaimed state of emergency for the purpose of determining, by majority vote, whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees; or (C) the legislative body holds a meeting during a proclaimed state of emergency and has determined, by majority vote, pursuant to subparagraph (B), that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees; and

WHEREAS, in order for the CAC to use teleconferencing as allowed by AB 361 after October 1, 2021, it must first adopt findings in a resolution, allowing it to conduct teleconferenced meetings for a period of thirty (30) days; and

WHEREAS, Governor Gavin Newsom declared a state of emergency for the State of California due to the COVID-19 pandemic in his order entitled “Proclamation of a State of Emergency,” signed March 4, 2020; and

WHEREAS, the CAC hereby finds that the state and local emergencies have caused and will continue to cause imminent risks to the health or safety of attendees.

NOW THEREFORE, BE IT RESOLVED, that the recitals set forth above are true and correct and fully incorporated into this Resolution by reference.

BE IT FURTHER RESOLVED, that the CAC has determined that given the state of emergency, holding in-person meetings would present imminent risks to the health or safety of members and attendees for the next thirty days based on the number of CAC members and their family members that are considered high-risk or are caregivers to high-risk individuals.

BE IT FURTHER RESOLVED, the CAC will take all actions necessary to conduct its meetings in accordance with Government Code section 54953(e) and all other applicable provisions of the Brown Act, using teleconferencing for a period of thirty (30) days from the adoption of this Resolution, after which the CAC will reconsider the circumstances of the state of emergency.

BE IT FURTHER RESOLVED, if the CAC does not make findings consistent with Government Code 54953(e)(3) within a period of thirty (30) days from the adoption of this Resolution, the CAC meetings will be conducted in-person. All state and local health guidelines, including masking mandates will be strictly enforced.

PASSED AND ADOPTED by the CAC on this ____ day of August 2022, by the following vote:

AYES _____

NOES _____

ABSENT _____

ABSTAIN _____