



**SACRAMENTO AREA COUNCIL OF GOVERNMENTS
BOARD OF DIRECTORS**

RESOLUTION NO. 44– 2023

**DECLARING ITS INTENT TO CONTINUE REMOTE TELECONFERENCE ONLY
MEETINGS DUE TO STATE REGULATIONS RELATED TO PHYSICAL DISTANCING
DUE TO THE
THREAT OF COVID-19**

WHEREAS, the Board of Directors of the Sacramento Area Council of Governments (“SACOG”) is committed to preserving public access and participation in meetings of SACOG; and

WHEREAS, all meetings of SACOG are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code 54950 – 54963, the “Brown Act”), so that any member of the public may attend, participate, and observe SACOG conduct its business; and

WHEREAS, the Brown Act, Government Code section 54953(e), provides for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions; and

WHEREAS, to continue meeting by remote teleconferencing means without complying with section 54953(b)(3), a required condition is that state or local officials have imposed or recommended measures to promote social distancing, and that the legislative body continues to make certain findings by majority vote at least every 30 days; and

WHEREAS, among other measures to promote physical distancing, the California Division of Occupational Safety and Health (“Cal/OSHA”) regulations at Title 8 Section 3205 recommend physical distancing in the workplace as precautions against the spread of COVID-19 and imposes certain restrictions and requirements due to a “close contact” which occurs when individuals are within six feet of another in certain circumstances; and

WHEREAS, the Centers for Disease Control and Prevention continue to recommend avoiding contact and keeping a safe distance from a person who has a suspected or confirmed case of COVID-19; and

WHEREAS, to allow for physical distancing and remote meeting attendance in accordance with these recommended measures, SACOG does hereby find that SACOG, and each of its committees, shall conduct its meetings without compliance with paragraph (3) of subdivision (b) of Government Code section 54953, as authorized by subdivision (e) of section 54953, and that SACOG shall comply with the requirements to provide the public with access to the meetings electronically as prescribed in paragraph (2) of subdivision (e) of section 54953.

NOW, THEREFORE, IT IS HEREBY RESOLVED AND ORDERED by the Sacramento Area Council of Governments:

1. The foregoing recitals are true and correct.
2. SACOG hereby recognizes that state and local officials continue to recommend social distancing measures, which can impact the ability of SACOG and the public to meet safely in person.
3. SACOG shall conduct public meetings in accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act for remote only teleconference meetings.

PASSED AND ADOPTED this 18th day of May, 2023 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Patrick Kennedy

Chair

James Corless

Executive Director