

RESOLUTION NO. 23-03

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE SANTA YNEZ
COMMUNITY SERVICES DISTRICT AUTHORIZING THE CONTINUATION OF
REMOTE TELECONFERENCE MEETINGS OF THE DISTRICT'S LEGISLATIVE
BODIES PURSUANT TO GOVERNMENT CODE SECTION 54953(e)
FOR THE PERIOD FEBRUARY 15, 2023, TO MARCH 1, 2023**

WHEREAS, all meetings the Santa Ynez Community Services District's Board of Directors, standing committees, and other legislative bodies are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code Sections 54950 – 54963), so that any member of the public may attend, participate, and watch the District's legislative bodies conduct their business; and

WHEREAS, Government Code Section 54953(e) makes provisions for meetings to be conducted by remote teleconferencing without compliance with the requirements of Government Code Section 54953(b)(3), subject to the existence of certain conditions; and

WHEREAS, a required condition for conducting meetings using teleconferencing under Government Code Section 54953(e) is that a state of emergency has been declared by the Governor pursuant to Government Code Section 8625; and

WHEREAS, it is further required as a condition for conducting meetings using teleconferencing under Government Code Section 54953(e) that (i) state or local officials have imposed or recommended measures to promote social distancing, or (ii) meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, the District's Board of Directors adopted Resolution No. 21-12 on October 20, 2021, finding that the requisite conditions existed for the Board of Directors and other legislative bodies of the District to conduct remote teleconference meetings without compliance with Government Code Section 54953(b)(3); and

WHEREAS, since the adoption of Resolution No. 21-12, the District's Board of Directors has, within a period of every thirty (30) days, (i) reconsidered the circumstances of the state of emergency and (ii) made the findings required to continue conducting meetings using teleconferencing under Government Code Section 54953(e) without compliance with Government Code Section 54953(b)(3); and

WHEREAS, as a condition of further extending the use of the provisions found in Government Code Section 54953(e), the Board of Directors must find that (i) it has reconsidered the circumstances of the state of emergency and (ii) any of the following circumstances exist:

- The state of emergency continues to directly impact the ability of the members of the District's legislative bodies to meet safely in person.
- State or local officials continue to impose or recommend measures to promote social distancing; and

WHEREAS, the state of emergency that was declared by Governor Newsom on March 4, 2020 due to COVID-19 remains active and in effect as of the date of this Resolution; and

WHEREAS, local officials continue to impose or recommend measures to promote social distancing, as outlined in the document issued on September 28, 2021, by the Santa Barbara County Health Department entitled “Health Officials AB 361 Social Distance Recommendation,” which document remains in effect as of the date of this Resolution; and

WHEREAS, the Board of Directors desires to set forth herein its findings that the legislative bodies of the District may continue to conduct their meetings without compliance with Government Code Section 54953(b)(3), as authorized by Government Code Section 54953(e).

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Board of Directors of the Santa Ynez Community Services District as follows:

1. Findings. The Board of Directors hereby finds that (i) it has reconsidered the circumstances of the state of emergency declared by Governor Newsom on March 4, 2020 and has determined that such state of emergency remains active, (ii) local officials continue to impose or recommend measures to promote social distancing, and (iii) the legislative bodies of the District are authorized to continue conducting meetings using teleconferencing under Government Code Section 54953(e) without compliance with Government Code Section 54953(b)(3).

2. Effective Date of Resolution. This Resolution shall take effect on February 15, 2022. It shall expire on March 1, 2023, ~~unless, on or before that date and every thirty (30) days thereafter, the Board of Directors makes the findings required by Government Code Section 54953(e)(3) to extend the time during which the legislative bodies of the District may continue to teleconference without compliance with Government Code Section 54953(b)(3).~~

PASSED AND ADOPTED this 15th day of February 2023 by the following vote of the Board of Directors of the Santa Ynez Community Services District:

AYES:

NOES:

ABSENT:

ABSTAIN:

WITNESS:

Frank Redfern-President of the Board of Directors

ATTEST:

Loch Dreizler, Secretary of the Board of Directors

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