

LAFCO RESOLUTION 22-04

Determination pursuant to Government Code)
§ 54953(e)(1) that Commission meetings may)
be held via teleconferencing pursuant to Assembly)
Bill 361, Government Code § 54953(e)(2).)
_____)

WHEREAS, on September 16, 2021, Governor Newsom signed Assembly Bill 361 amending the Brown Act, Government Code section 54953, to allow more liberal use of teleconferencing at local agency public meetings during a proclaimed state of emergency. As urgency legislation, this bill took effect immediately.

WHEREAS, on October 7, 2021, and April 7, 2022 the Commission determined pursuant to Government Code section 54953(e)(1) that two grounds exist to authorize the Commission to hold hearings pursuant to the more liberal teleconference requirements of Government Code § 54953(e)(2). (“SB 361.”)

WHEREAS, on November 4, 2021, the Commission adopted Resolution No. 21-16 determining that both grounds continue to exist for the Commission to hold meetings pursuant to the teleconference requirements of Section 54953(e)(2) and this determination was affirmed by the Commission at its regular meeting[s] on December 9, 2021, January 6, 2022, and February 3, 2022.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by the Local Agency Formation Commission of Santa Barbara County as follows:

(1) The Commission affirms its previous determinations that the circumstances set forth in Government Code section 54953(1)(A) and (C) have been met and that Commission hearings, including any committee meetings subject to the Brown Act, may be held pursuant to the teleconferencing requirements of Assembly Bill 361.

(2) Pursuant to Section 54953(e)(3)(B), the Commission has reconsidered the circumstances under which the original determinations were made and hereby determines as follows:

(a) Evidence cited in County Health Orders show that the declared state of emergency for Covid-19 continues to directly impact the ability of the members of the public and public officials to safely attend Commission hearings in person.

(b) County Health Officer continues to recommend measures to promote social distancing at indoor activities.

This resolution is adopted on May 5, 2022 and is effective on the date signed by the Chair.

AYES: Commissioner Aceves, Freeman, Geyer, Hartmann, Stark, Waterfield and Williams

NOES: None

ABSTAIN: None

Santa Barbara County Local Agency
Formation Commission

By: Stephen Shane Stark
Chair

Print name:

Stephen Shane Stark

Date: May 5, 2022

ATTEST:

Natasha Carbajal
Natasha Carbajal, Clerk Office
Santa Barbara County
Local Agency Formation Commission