



County of Santa Cruz
Santa Cruz County Community Corrections Partnership
MEETING MINUTES

May 23, 2022
3:00 p.m. – 4:30 p.m.

Remote Access via Microsoft Teams

I. CALL TO ORDER: Meeting was called to order at 3:01PM

<u>Office</u>	<u>Representative</u>
District Attorney's Office	Tara George, Chief Deputy District Attorney *
Health Services Agency	Monica Morales, Director of Health Services Agency *
Sheriff's Office	Jim Hart, Sheriff-Coroner *
Probation Department	Fernando Giraldo, Chief Probation Officer *
Public Defender	Heather Rogers, Public Defender *
Superior Court of Santa Cruz	Alex Calvo, Court Executive Officer *
Capitola Police Department	Andrew Dally, Chief of Police * (absent)
County Office of Education	Faris Sabbah, Superintendent of Schools
Health Services Agency	Anthony Jordan, Chief of Substance Use Disorders Programs
District Attorney's Office	Laura Espindola, Manager of Victim Witness Assistance Program
Human Services Department	Randy Morris, Director of Human Services Department (absent)
Board of Supervisors	Ryan Coonerty, Third District Supervisor (absent)
Human Services Department	Andrew Stone, Director of Workforce Investment Board (absent)
Santa Cruz Volunteer Center	Karen Delaney, Executive Director

*Denotes voting member
Proxy: Tara George is proxy for District Attorney, Jeff Rosell

II. REVIEW OF AGENDA (verbal)

III. APPROVAL OF AB361 RESOLUTION: Motion made by Chief Hart and seconded by Alex Calvo. Item passed.

Aye: Giraldo, Rogers, Morales, Hart, George, Calvo

No:

Abstain:

Absent: Dally

IV. APPROVAL OF MINUTES: Motion made by Heather Rogers to approve Minutes from October 26, 2021 and was seconded by Tara George. Item passed.

Aye: Giraldo, Rogers, Morales, Hart, George, Calvo

No:

Abstain:

Absent: Dally

Community Corrections Partnership Minutes

The County of Santa Cruz does not discriminate on the basis of disability, as no person shall, by reason of a disability, be denied the benefits of its services, programs, or activities. If you are a person with a disability, including a communication disability, and require special assistance in order to participate in the meeting or need language service assistance, please contact the Santa Cruz County Probation Department at (831) 454-3839 (TDD: call 711) at least 72 hours in advance of the meeting in order to make arrangements. Persons with disabilities may request a copy of the agenda in an alternate format.

Por favor haga arreglos anticipadamente por teléfono al número (831) 454-3800.

V. PUBLIC COMMUNICATIONS: None

VI. ORAL REPORTS AND ACTION ITEMS

- 1 Report on Probation Success Center and Watsonville Facility: Fernando Giraldo: Please refer to PowerPoint on file.
2. Report on CAFES (Proposition 47) Program by Probation Adult Division Director, Sarah Fletcher:
Sarah Fletcher shared the Proposition 47 BSCC web page for our County data. Links are:
State BSCC Dashboard for Prop 47 Grant Program Cohort II:
[Statewide Dashboard - Smartsheet.com](#)

State BSCC Dashboard for Prop 47 Cohort II – Santa Cruz County:
[Santa Cruz County Probation Dept - Smartsheet.com](#)

Local CAFES Dashboard – Prop 47 Cohort II:
[CAFES Prop 47 Dashboard | Tableau Public](#)
3. Report from District Attorney’s Cal OES XC Program by Program Manager, Laura Espindola: Oral report from Laura Espindola regarding Cal OES XC Grant Program to assist underserved and vulnerable groups in our County through Victim’s Witness services. Currently working to improve digital outreach and materials which will be distributed throughout the County into Fall. Also developing information on hygiene facts for use at Homeless Services Center.
4. Santa Cruz County Results Count Leadership Program by Assist Chief Probation Officer, Valerie Thompson: Please refer to document presented.
5. Funding for In-Custody Computer Equipment: Jim Hart
Action: Consider Sheriff Request to Fund Computer Lab Upgrade for In-Custody Educational and Vocational Services. Requesting \$70,000 to purchase 30 more laptops which will be used by Corrections Bureau and will be directly used by incarcerated population. Motion made by Fernando Giraldo and seconded by Tara George. Item passed.

Aye: Giraldo, Rogers, Morales, Hart, George, Calvo
No:
Abstain:
Absent: Dally
6. Increase AB109 Administration Funding: Fernando Giraldo (please see Power Point on file). In 2011, \$200,000 was dedicated for the administration of the AB109 Community Corrections Partnership which Probation is responsible for managing which includes submitted state reports, data collection, oversight of numerous contracts and the establishment of two Success Centers. Probation is requesting \$360,000 to support the increased responsibilities of administering and implementing AB109 programming.
Action: Consider Probation Request to Increase Funding Allocation for AB109 Administration. Motion made by Heather Rogers and seconded by Chief Hart.

Community Corrections Partnership Minutes

May 23, 2022

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Chief Hart mentioned that he believes this increase in funding is appropriate and still not enough. JJDPCC Commissioner, Beverly Brook, asked where the funding is coming from. Chief Giraldo clarified that AB109 funding is state funding, the Probation Department is just requesting an increase in the amount being received

Item passed.

Aye: Giraldo, Rogers, Morales, Hart, George, Calvo

No:

Abstain:

Absent: Dally

VII. ADJOURNMENT: Meeting was adjourned at 3:53PM

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Por favor haga arreglos anticipadamente por teléfono al número (831) 454-3800.

County of Santa Cruz
Santa Cruz County Community Corrections Partnership

**SANTA CRUZ COUNTY COMMUNITY CORRECTIONS PARTERNSHIP
FINDINGS PURSUANT TO ASSEMBLY BILL 361 AUTHORIZING TELECONFERENCE
MEETINGS AS A RESULT OF THE CONTINUING COVID-19 PANDEMIC STATE OF
EMERGENCY AND HEALTH OFFICER RECOMMENDATION FOR SOCIAL DISTANCING**

WHEREAS, SANTA CRUZ COUNTY COMMUNITY CORRECTIONS PARTNERSHIP is a legislative body under the Brown Act as defined under Cal. Gov. Code section 54952(b) and Santa Cruz County Code Section 2.38.110; and

WHEREAS, on September 16, 2021, Governor Newsom signed Assembly Bill 361 (“AB 361”), urgency legislation effective immediately, that amended Government Code section 54953 to permit legislative bodies subject to the Brown Act to continue to meet under modified teleconferencing rules provided that they comply with specific requirements set forth in the statute; and,

WHEREAS, pursuant to AB 361 and Cal. Gov. Code section 54953(e)(1)(A), a legislative body may meet under the modified teleconferencing rules during a proclaimed state of emergency, and where local officials have imposed or recommended measures to promote social distancing; and

WHEREAS, on March 4, 2020, Governor Newsom issued a Proclamation of State of Emergency in response to the COVID-19 pandemic, and which remains in effect; and

WHEREAS, on September 30, 2021, Santa Cruz County Public Health Officer Dr. Gail Newel strongly recommended that legislative bodies in Santa Cruz County continue to engage in physical/social distancing by meeting via teleconference as allowed by AB 361 and confirmed that she will regularly review and reconsider this recommendation and notify the public when it is no longer recommended; and

WHEREAS, pursuant to AB 361 and Cal. Gov. Code section 54953(e)(3), within 30 days of the date the legislative body first holding a teleconferenced meeting under the modified rules, and every 30 days thereafter, a legislative body can continue to hold such teleconference meetings provided it has reconsidered the circumstances of the state of emergency and determined either that the state of emergency continues to directly impact the ability of the members to meet safely in person or that local officials continue to recommend measures to promote social distancing; and

WHEREAS, on TUESDAY, OCTOBER 26, 2021, SANTA CRUZ COUNTY COMMUNITY CORRECTIONS PARTNERSHIP intends to hold its initial teleconference meeting under AB 361; and

WHEREAS, SANTA CRUZ COUNTY COMMUNITY CORRECTIONS PARTNERSHIP has reconsidered the circumstances of the current state of emergency and finds that the COVID-19 pandemic continues to directly impact the ability of members of the public to participate safely in person and further finds that the Santa Cruz County Public Health Officer continues to recommend measures to promote social distancing; and

WHEREAS, in the interest of public health and safety, and due to the emergency caused by the spread of COVID-19, the SANTA CRUZ COUNTY COMMUNITY CORRECTIONS PARTNERSHIP deems it necessary to utilize the modified teleconferencing rules set forth in AB 361;

NOW, THEREFORE, the SANTA CRUZ COUNTY COMMUNITY CORRECTIONS PARTNERSHIP makes the following findings by a majority vote:

Section 1. The foregoing recitals are true and correct, and adopted as findings of the SANTA CRUZ COUNTY COMMUNITY CORRECTIONS PARTNERSHIP.

Section 2. Effective immediately, and for the next 30 days, the SANTA CRUZ COUNTY COMMUNITY CORRECTIONS PARTNERSHIP will meet via teleconference as authorized under AB 361 and Government Code section 54953(e)(3).

Section 3. No later than thirty (30) days from making today's findings, or at the next scheduled meeting, the Commission will reconsider the circumstances of the COVID-19 state of emergency and, if necessary, adopt subsequent findings to continue holding teleconference meetings in accordance with Government Code section 54953(e)(3).

PASSED AND ADOPTED by the SANTA CRUZ COUNTY COMMUNITY CORRECTIONS PARTNERSHIP in Santa Cruz, State of California, this 23 day of MAY 2022, by the following vote:

AYES: 6

NOES: 0

ABSENT: 1

ABSTAIN: 0

DocuSigned by:

Fernando Giraldo

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Chair, SANTA CRUZ COUNTY
COMMUNITY CORRECTIONS PARTNERSHIP

DocuSigned by:
Gerardo Leon-Garcia
1B40CE621ED84A0...
ATTEST: _____
Department Staff

Approved as to Form:

DocuSigned by:
Ruby Marquez
57EE5DD2EEC8447...

Office of the County Counsel

AB109 Administration Starting Agreement

\$200,000 dedicated to the administration of AB109 funding, including:

- Convene and facilitation of the Community Corrections Partnership and work groups
- Completion of annual and periodic State reports and financial accounting
- Development and oversight of over twenty local service agreements
- Process and outcome data collection, analysis, and reporting
- Establishment and operation of the Probation Success Center and staff support for the new Watsonville Success Center
- Development of the CCP annual plan and integration with other criminal justice and county-wide services and initiatives

Since 2011

Annual base and total allocation increase - doubled

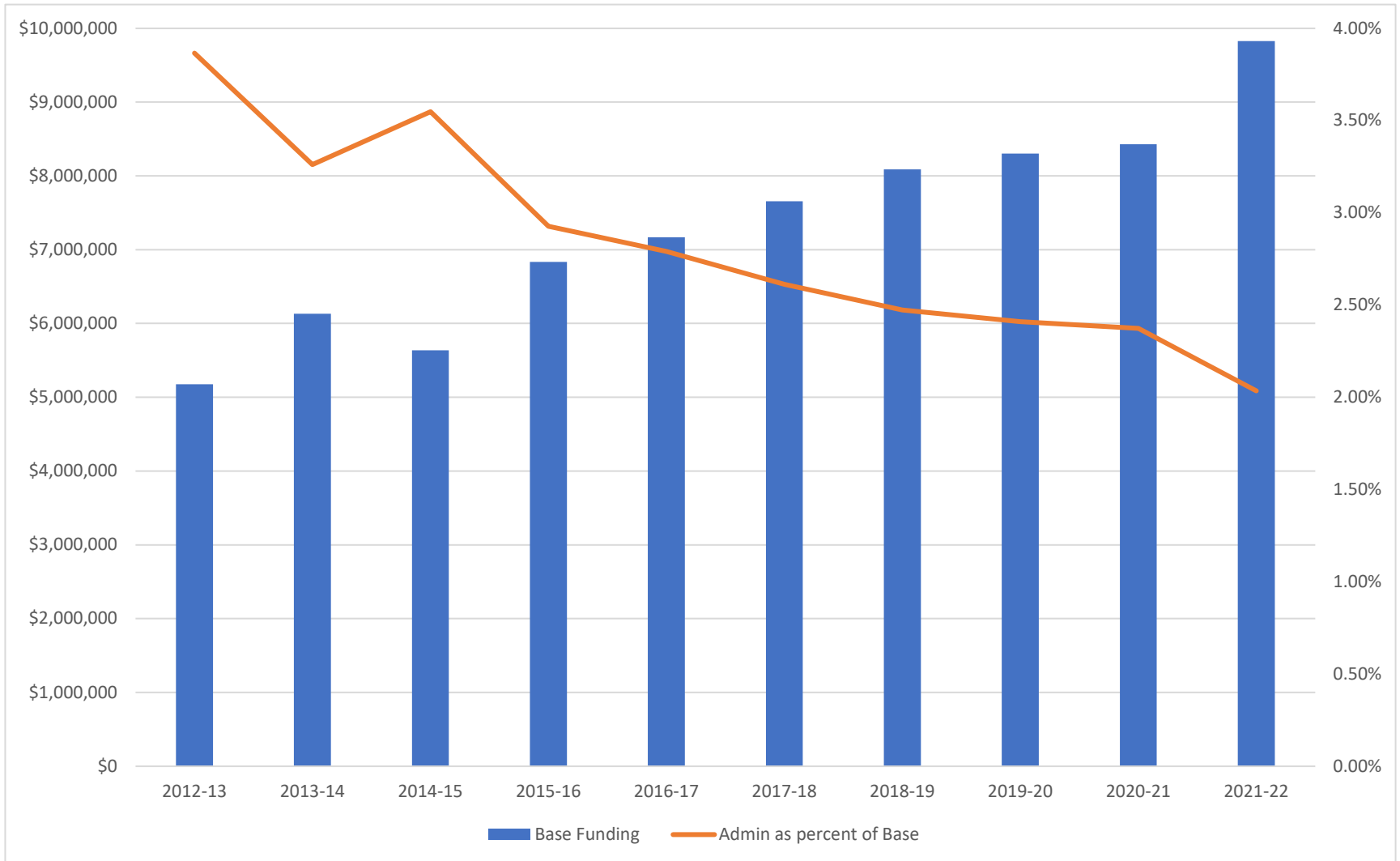
Expanded administrative responsibilities

Admin percentage decrease from 3.9% to 1.8% of base funding

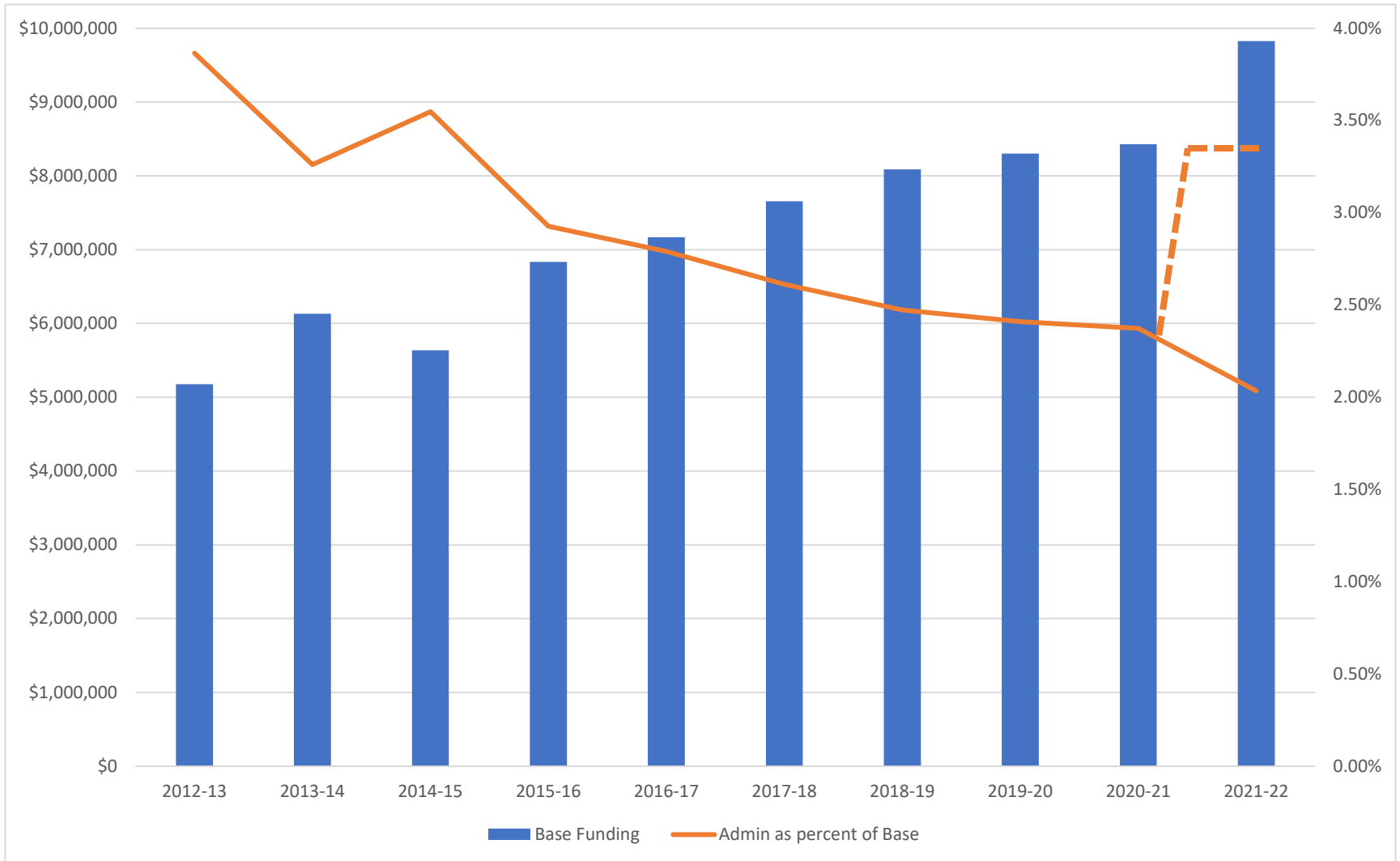
Request

- Increase administration funding from \$200,000 to \$360,000 to better provide for administration of the AB109 implementation
- This brings the admin percentage closer to 3.1% and reflecting the considerable growth in the amount and complexity of administrative tasks

Santa Cruz County AB109 Base Funding vs Admin Percentage, 2012 - 2022



Santa Cruz County AB109 Base Funding vs Admin Percentage, 2012 - 2022



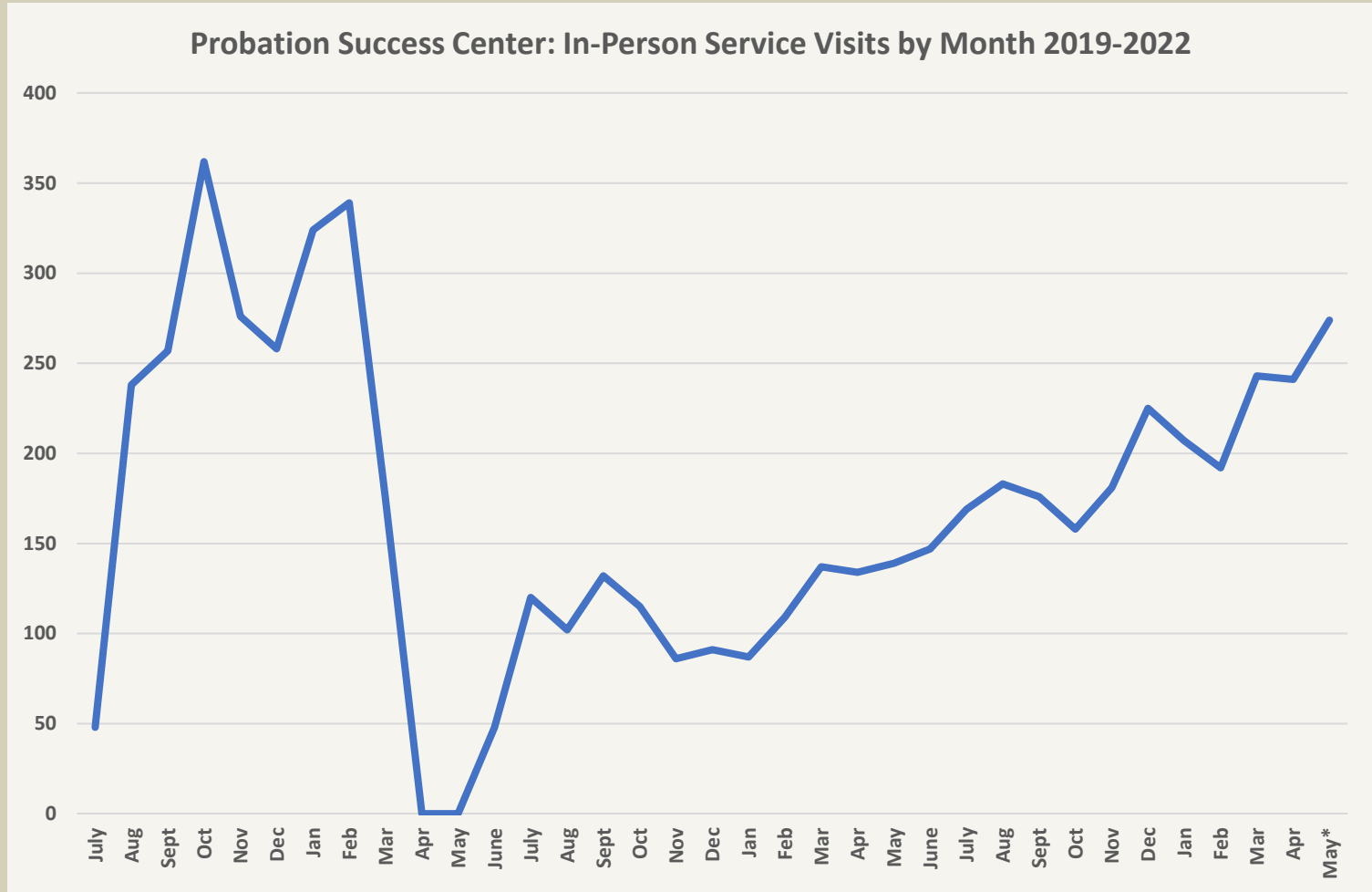


Santa Cruz County
Probation Department

Probation Success Center & Watsonville Success Center

May, 2022

Probation Success Center Utilization



Probation Success Center Services

Barrios Unidos	Walk-In/Appointment
	Reentry Group
COE	Computer Lab
	HiSet Prep Class
Conflict Resolution Center	CAFES Victim Awareness and Community Impact
	Domestic Violence Prevention
Encompass	CAFES Discharge Planners
	Anger Management Class
	ReTurn Project
Friends Outside	Reentry Support Phone or Drop-in
	Skills for Reentry Class - Spanish
	Skills for Reentry Class
LCA	Employment Class (In Custody)
	Employment Class
	Job Search Group
MENtors	MENtors Class – Spanish
	MENtors Class
	MENtors Walk-in
Sobriety Works	Reentry Peer Navigator Walk-in/ Appointment

Watsonville Success Center

2007 Freedom Blvd



Watsonville Success Center

2007 Freedom Blvd



Vision

- Center operated by partner agency LCA
- Evening and weekend service access: meeting client responsivity needs
- Hybrid online class linkage between Probation Success Center and Watsonville Success Center: expanding the reach of existing services
- Multi-disciplinary case management and probation linkage: maintaining system collaboration
- CAFES integration: cross-referrals and service access for greater client support

Proposed Timeline

- June 1: LCA starts individual and group employment support services
- June 15: Existing Watsonville-based services move to the center (e.g. Volunteer Center CTBI classes, Mentors parenting groups)
- July 18: GRAND OPENING. Additional classes and services start at the center (e.g. peer navigators, SUD assessment, education, mental health counseling)
- Sept 1: Center at full capacity



County of Santa Cruz

Santa Cruz County Community Corrections Partnership

MEETING NOTICE AND AGENDA

May 23, 2022
3:00 p.m. – 4:30 p.m.

Remote Access via Microsoft Teams

Pursuant to AB361 and Cal. Gov. Code section 54953, due to the ongoing COVID-19 state of emergency and upon recommendation of the County Health Officer, public meetings of the Community Corrections Partnership will be conducted in a remote format. Members of the public can attend virtually by teleconference and an opportunity to comment will be provided.

Please follow this link to participate in the meeting:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_M2JhMzU0MTEtZGMwYS00ZTZILWI1ZTMtOGIxNWYxZjQyMTY5%40thread.v2/0?context=%7b%22Tid%22%3a%2252044d34-04cb-41a4-a0cd-54ae6eeffb9f%22%2c%22Oid%22%3a%221e0d46a4-a676-47fc-8283-a9d224149ead%22%7d

Conference Call-in Number: 831-454-2222 ID: 996 238 448#

For questions regarding the remote meeting process, please contact Gerardo Leon Garcia at 831-454-3105 or PRB1150@santacruzcounty.us

- I. CALL TO ORDER
- II. REVIEW OF AGENDA
- III. APPROVAL OF AB361 RESOLUTION
- IV. APPROVAL OF MINUTES
- V. PUBLIC COMMUNICATIONS:
Members of the public are allowed 3 minutes to address any item pertaining to the CCP, but not on the Agenda
- VI. ORAL REPORTS AND ACTION ITEMS
 - 1 Report on Probation Success Center and Watsonville Facility: Fernando Giraldo
 2. Report on CAFES (Proposition 47) Program: Sarah Fletcher
 3. Report from District Attorney’s Cal OES XC Program: Laura Espindola
 4. Santa Cruz County Results Count Leadership Program: Valerie Thompson
 5. Funding for In-Custody Computer Equipment: Jim Hart
Action: Consider Sheriff Request to Fund Computer Lab Upgrade for In-Custody Educational and Vocational Services
 6. Increase AB109 Administration Funding: Fernando Giraldo
Action: Consider Probation Request to Increase Funding Allocation for AB109 Administration
- VII. ADJOURNMENT

**SANTA CRUZ COUNTY
COMMUNITY CORRECTIONS PARTNERSHIP
MEETING MINUTES
October 26, 2021**

I. CALL TO ORDER

Chief Probation Officer Fernando Giraldo called the meeting to order at 10:01 a.m.

A quorum was established, with 6 of 7 Executive Committee Members present [Giraldo, Rogers, Calvo, Medina, McManus, and Rosell].

MEMBERS PRESENT:

*Fernando Giraldo; *Heather Rogers; * Alex Calvo (on behalf of Superior Court); *Mitchell Medina (on behalf of Sheriff Hart); *Chief Terry McManus; *Jeff Rosell; Karen Delaney; Jeanette Valencia; Andrew Stone; Faris Sabbah; Anthony Jordan

MEMBERS ABSENT:

*Mimi Hall; Randy Morris; Ryan Coonerty

* Notes Executive Committee Member

II. REVIEW OF AGENDA

Chief Giraldo provided an overview of the agenda with one adjustment in the section V. Report and Action Item E will be Item A.

III. APPROVAL OF MINUTES

Alex Calvo made a motion to approve the minutes from the meeting on June 15, 2021. The motion was seconded by Jeff Rosell. There was no discussion.

MOTION: (M) Calvo (S) Rosell All in favor Motion carried unanimously

IV. PUBLIC COMMUNICATIONS

None.

V. REPORT AND ACTION ITEMS

A. Shared Safety Work Group Report

Kristal Salcido, with the District Attorney's Office, explained the recent name change and progress of this workgroup. To minimize confusion and increase survivor engagement, the Community Education and Engagement Work Group (CEEW) changed their name to Shared Safety Work Group (SSW), but their goals are the same. Ms. Salcido reported the City of Watsonville Ad Hoc Committee on Policing and Social Equity, based upon the findings of the February and April Shared Community Dialogs, finalized their recommendations for the Watsonville Police Department and are available on the City's website. Jeanette Valencia, victim witness advocate with the District Attorney's office, highlighted the progress of a few of this fiscal year's goals.

B. CCP Reauthorization and Membership

Chief Giraldo presented the Reauthorization of CCP and Appointment of Representatives for approval.

MOTION: (M) McManus (S) Rogers All in favor Motion carried unanimously

C. Report on CAFES (Proposition 47) Program

Sarah Fletcher, Adult Probation Division Director, provided an update on the Proposition 47, Coordinated Access for Empowering Success (CAFES) Program. Ms. Fletcher shared that the preliminary two-year report was submitted to the Board of State and Community Corrections (BSCC)

and received the highest score possible. The report highlighted the Neighborhood Courts, and she shared a copy of the submitted report for the Community Corrections Partnership (CCP) group to view.

D. Probation Success Center Update

Chief Giraldo informed the group of the name change of the formerly know Probation Service Center to Probation Success Center to better reflect what the center will assist the clients to achieve. Yolanda James-Sevilla, Assistant Division Director, informed the recent work the providers did to increase outreach by creating a video to be a tool in a custodial setting so individuals will know what is available in the PSC upon release. Ms. James-Sevilla shared the 10-minute draft video.

E. AB109 Annual Plan

Chief Giraldo presented the AB109 Annual Plan for approval.

MOTION: (M) Rogers (S) Rosell All in favor Motion carried unanimously

F. Resolution Regarding Conducting Teleconference Meetings

Chief Giraldo presented AB361, which amends the Ralph M. Brown Act to provide additional provisions that allow meetings of legislative bodies to be conducted via teleconference.

MOTION: (M) McManus (S) Rogers All in favor Motion carried unanimously

G. Probation Racial Equity Initiative

Chief Giraldo provided an update on the progress of the Probation Department’s Racial Equity Initiative. The three-phase plan includes foundational trainings, values exploration, and departmental action plan. Phase one was completed winter 2020 and spring 2021. The department just completed phase two: Values Exploration. The third phase will be supported by the Arnold Ventures Foundation with a grant to research partner Research Development Associates (RDA). With the information gathered in phase one and two, the department will explore how to adapt and modify current practices to have less similar responses in probationer violations; to help support public safety; and assist clients in meeting conditions of probation and improve their lives.

VI. ADJOURNMENT

The meeting was adjourned at 10:51 a.m.

Next CCP Meeting: TBD, location TBD

County of Santa Cruz
Santa Cruz County Community Corrections Partnership

**SANTA CRUZ COUNTY COMMUNITY CORRECTIONS PARTERNSHIP
FINDINGS PURSUANT TO ASSEMBLY BILL 361 AUTHORIZING TELECONFERENCE
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EMERGENCY AND HEALTH OFFICER RECOMMENDATION FOR SOCIAL DISTANCING**

WHEREAS, SANTA CRUZ COUNTY COMMUNITY CORRECTIONS PARTNERSHIP is a legislative body under the Brown Act as defined under Cal. Gov. Code section 54952(b) and Santa Cruz County Code Section 2.38.110; and

WHEREAS, on September 16, 2021, Governor Newsom signed Assembly Bill 361 (“AB 361”), urgency legislation effective immediately, that amended Government Code section 54953 to permit legislative bodies subject to the Brown Act to continue to meet under modified teleconferencing rules provided that they comply with specific requirements set forth in the statute; and,

WHEREAS, pursuant to AB 361 and Cal. Gov. Code section 54953(e)(1)(A), a legislative body may meet under the modified teleconferencing rules during a proclaimed state of emergency, and where local officials have imposed or recommended measures to promote social distancing; and

WHEREAS, on March 4, 2020, Governor Newsom issued a Proclamation of State of Emergency in response to the COVID-19 pandemic, and which remains in effect; and

WHEREAS, on September 30, 2021, Santa Cruz County Public Health Officer Dr. Gail Newel strongly recommended that legislative bodies in Santa Cruz County continue to engage in physical/social distancing by meeting via teleconference as allowed by AB 361 and confirmed that she will regularly review and reconsider this recommendation and notify the public when it is no longer recommended; and

WHEREAS, pursuant to AB 361 and Cal. Gov. Code section 54953(e)(3), within 30 days of the date the legislative body first holding a teleconferenced meeting under the modified rules, and every 30 days thereafter, a legislative body can continue to hold such teleconference meetings provided it has reconsidered the circumstances of the state of emergency and determined either that the state of emergency continues to directly impact the ability of the members to meet safely in person or that local officials continue to recommend measures to promote social distancing; and

WHEREAS, on TUESDAY, OCTOBER 26, 2021, SANTA CRUZ COUNTY COMMUNITY CORRECTIONS PARTNERSHIP intends to hold its initial teleconference meeting under AB 361; and

WHEREAS, SANTA CRUZ COUNTY COMMUNITY CORRECTIONS PARTNERSHIP has reconsidered the circumstances of the current state of emergency and finds that the COVID-19 pandemic continues to directly impact the ability of members of the public to participate safely in person and further finds that the Santa Cruz County Public Health Officer continues to recommend measures to promote social distancing; and

WHEREAS, in the interest of public health and safety, and due to the emergency caused by the spread of COVID-19, the SANTA CRUZ COUNTY COMMUNITY CORRECTIONS PARTNERSHIP deems it necessary to utilize the modified teleconferencing rules set forth in AB 361;

NOW, THEREFORE, the SANTA CRUZ COUNTY COMMUNITY CORRECTIONS PARTNERSHIP makes the following findings by a majority vote:

Section 1. The foregoing recitals are true and correct, and adopted as findings of the SANTA CRUZ COUNTY COMMUNITY CORRECTIONS PARTNERSHIP.

Section 2. Effective immediately, and for the next 30 days, the SANTA CRUZ COUNTY COMMUNITY CORRECTIONS PARTNERSHIP will meet via teleconference as authorized under AB 361 and Government Code section 54953(e)(3).

Section 3. No later than thirty (30) days from making today's findings, or at the next scheduled meeting, the Commission will reconsider the circumstances of the COVID-19 state of emergency and, if necessary, adopt subsequent findings to continue holding teleconference meetings in accordance with Government Code section 54953(e)(3).

PASSED AND ADOPTED by the SANTA CRUZ COUNTY COMMUNITY CORRECTIONS PARTNERSHIP in Santa Cruz, State of California, this 23 day of MAY 2022, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Chair, SANTA CRUZ COUNTY
COMMUNITY CORRECTIONS PARTNERSHIP

ATTEST: _____
Department Staff

Approved as to Form:

Office of the County Counsel



State of California

GOVERNMENT CODE

Section 54953

54953. (a) All meetings of the legislative body of a local agency shall be open and public, and all persons shall be permitted to attend any meeting of the legislative body of a local agency, except as otherwise provided in this chapter.

(b) (1) Notwithstanding any other provision of law, the legislative body of a local agency may use teleconferencing for the benefit of the public and the legislative body of a local agency in connection with any meeting or proceeding authorized by law. The teleconferenced meeting or proceeding shall comply with all otherwise applicable requirements of this chapter and all otherwise applicable provisions of law relating to a specific type of meeting or proceeding.

(2) Teleconferencing, as authorized by this section, may be used for all purposes in connection with any meeting within the subject matter jurisdiction of the legislative body. All votes taken during a teleconferenced meeting shall be by rollcall.

(3) If the legislative body of a local agency elects to use teleconferencing, it shall post agendas at all teleconference locations and conduct teleconference meetings in a manner that protects the statutory and constitutional rights of the parties or the public appearing before the legislative body of a local agency. Each teleconference location shall be identified in the notice and agenda of the meeting or proceeding, and each teleconference location shall be accessible to the public. During the teleconference, at least a quorum of the members of the legislative body shall participate from locations within the boundaries of the territory over which the local agency exercises jurisdiction, except as provided in subdivisions (d) and (e). The agenda shall provide an opportunity for members of the public to address the legislative body directly pursuant to Section 54954.3 at each teleconference location.

(4) For the purposes of this section, "teleconference" means a meeting of a legislative body, the members of which are in different locations, connected by electronic means, through either audio or video, or both. Nothing in this section shall prohibit a local agency from providing the public with additional teleconference locations.

(c) (1) No legislative body shall take action by secret ballot, whether preliminary or final.

(2) The legislative body of a local agency shall publicly report any action taken and the vote or abstention on that action of each member present for the action.

(3) Prior to taking final action, the legislative body shall orally report a summary of a recommendation for a final action on the salaries, salary schedules, or compensation paid in the form of fringe benefits of a local agency executive, as defined in subdivision (d) of Section 3511.1, during the open meeting in which the final action

is to be taken. This paragraph shall not affect the public's right under the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1) to inspect or copy records created or received in the process of developing the recommendation.

(d) (1) Notwithstanding the provisions relating to a quorum in paragraph (3) of subdivision (b), if a health authority conducts a teleconference meeting, members who are outside the jurisdiction of the authority may be counted toward the establishment of a quorum when participating in the teleconference if at least 50 percent of the number of members that would establish a quorum are present within the boundaries of the territory over which the authority exercises jurisdiction, and the health authority provides a teleconference number, and associated access codes, if any, that allows any person to call in to participate in the meeting and the number and access codes are identified in the notice and agenda of the meeting.

(2) Nothing in this subdivision shall be construed as discouraging health authority members from regularly meeting at a common physical site within the jurisdiction of the authority or from using teleconference locations within or near the jurisdiction of the authority. A teleconference meeting for which a quorum is established pursuant to this subdivision shall be subject to all other requirements of this section.

(3) For purposes of this subdivision, a health authority means any entity created pursuant to Sections 14018.7, 14087.31, 14087.35, 14087.36, 14087.38, and 14087.9605 of the Welfare and Institutions Code, any joint powers authority created pursuant to Article 1 (commencing with Section 6500) of Chapter 5 of Division 7 for the purpose of contracting pursuant to Section 14087.3 of the Welfare and Institutions Code, and any advisory committee to a county-sponsored health plan licensed pursuant to Chapter 2.2 (commencing with Section 1340) of Division 2 of the Health and Safety Code if the advisory committee has 12 or more members.

(e) (1) A local agency may use teleconferencing without complying with the requirements of paragraph (3) of subdivision (b) if the legislative body complies with the requirements of paragraph (2) of this subdivision 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.

(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.

(2) A legislative body that holds a meeting pursuant to this subdivision shall do all of the following:

(A) The legislative body shall give notice of the meeting and post agendas as otherwise required by this chapter.

(B) The legislative body shall allow members of the public to access the meeting and the agenda shall provide an opportunity for members of the public to address the legislative body directly pursuant to Section 54954.3. In each instance in which notice of the time of the teleconferenced meeting is otherwise given or the agenda for the meeting is otherwise posted, the legislative body shall also give notice of the means by which members of the public may access the meeting and offer public comment. The agenda shall identify and include an opportunity for all persons to attend via a call-in option or an internet-based service option. This subparagraph shall not be construed to require the legislative body to provide a physical location from which the public may attend or comment.

(C) The legislative body shall conduct teleconference meetings in a manner that protects the statutory and constitutional rights of the parties and the public appearing before the legislative body of a local agency.

(D) In the event of a disruption which prevents the public agency from broadcasting the meeting to members of the public using the call-in option or internet-based service option, or in the event of a disruption within the local agency's control which prevents members of the public from offering public comments using the call-in option or internet-based service option, the body shall take no further action on items appearing on the meeting agenda until public access to the meeting via the call-in option or internet-based service option is restored. Actions taken on agenda items during a disruption which prevents the public agency from broadcasting the meeting may be challenged pursuant to Section 54960.1.

(E) The legislative body shall not require public comments to be submitted in advance of the meeting and must provide an opportunity for the public to address the legislative body and offer comment in real time. This subparagraph shall not be construed to require the legislative body to provide a physical location from which the public may attend or comment.

(F) Notwithstanding Section 54953.3, an individual desiring to provide public comment through the use of an internet website, or other online platform, not under the control of the local legislative body, that requires registration to log in to a teleconference may be required to register as required by the third-party internet website or online platform to participate.

(G) (i) A legislative body that provides a timed public comment period for each agenda item shall not close the public comment period for the agenda item, or the opportunity to register, pursuant to subparagraph (F), to provide public comment until that timed public comment period has elapsed.

(ii) A legislative body that does not provide a timed public comment period, but takes public comment separately on each agenda item, shall allow a reasonable amount of time per agenda item to allow public members the opportunity to provide public comment, including time for members of the public to register pursuant to subparagraph (F), or otherwise be recognized for the purpose of providing public comment.

(iii) A legislative body that provides a timed general public comment period that does not correspond to a specific agenda item shall not close the public comment

period or the opportunity to register, pursuant to subparagraph (F), until the timed general public comment period has elapsed.

(3) If a state of emergency remains active, or state or local officials have imposed or recommended measures to promote social distancing, in order to continue to teleconference without compliance with paragraph (3) of subdivision (b), the legislative body shall, not later than 30 days after teleconferencing for the first time pursuant to subparagraph (A), (B), or (C) of paragraph (1), and every 30 days thereafter, make the following findings by majority vote:

(A) The legislative body has reconsidered the circumstances of the state of emergency.

(B) Any of the following circumstances exist:

(i) The state of emergency continues to directly impact the ability of the members to meet safely in person.

(ii) State or local officials continue to impose or recommend measures to promote social distancing.

(4) For the purposes of this subdivision, "state of emergency" means a state of emergency proclaimed pursuant to Section 8625 of the California Emergency Services Act (Article 1 (commencing with Section 8550) of Chapter 7 of Division 1 of Title 2).

(f) This section shall remain in effect only until January 1, 2024, and as of that date is repealed.

(Amended by Stats. 2021, Ch. 165, Sec. 3. (AB 361) Effective September 16, 2021. Repealed as of January 1, 2024, by its own provisions. See later operative version added by Sec. 4 of Stats. 2021, Ch. 165.)