

Resolution No. 2026-03

**Board of Directors, Peninsula Corridor Joint Powers Board
State of California**

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**Adopt Revised Policy Regarding Brown Act Remote Meetings Exceptions
for Board, Committee, and Advisory Committee Meetings**

Whereas, the Board of Directors (Board) of the Peninsula Corridor Joint Powers Board (JPB) is committed to the principles of government transparency and the promotion of public participation; and

Whereas, the Ralph M. Brown Act (Brown Act) permits members of legislative bodies to participate remotely in public meetings via teleconferencing, so long as: (1) the remote location is connected to the main meeting location by telephone, video, or both; (2) the notice and agenda of the meeting identify the remote location; (3) the remote location is accessible to the public; (4) all votes are conducted by roll call; and (5) the meeting otherwise complies with the Brown Act, including providing an opportunity for the public to address the legislative body and allowing participation by members of the public present in remote locations; and

Whereas, the California Legislature adopted Assembly Bill (AB) 2449 in August 2022, which permitted the remote meetings for members of a local agency legislative body who have just cause or are experiencing an emergency circumstance; and

Whereas, the Board adopted a remote meetings participation policy following the adoption of AB 2449 to (1) provide the Board and staff with clear guidelines to follow when a member notifies the Board or Committee that the member intends to participate in a meeting remotely under AB 2449, and (2) ensure the processes and procedures for meeting remotely

promote transparency, public participation, and efficiency in the administration of public meetings, including by allowing members of the public to participate remotely or in person; and

Whereas, the JPB has followed this policy for the past three years, and the members of the Board and its Committees have properly invoked the exceptions for remote meetings pursuant to the Brown Act; and

Whereas, the California Legislature has adopted revisions to the Brown Act's remote meetings provisions pursuant to Senate Bill (SB) 707, modifying the just cause exception, adding new remote meetings exceptions for subsidiary and multijurisdictional bodies, and clarifying that the Brown Act shall not operate to limit remote participation as a reasonable accommodation for a disability; and

Whereas, in light of these amendments to the Brown Act, the Board has considered the circumstances of its subsidiary bodies, including the Citizens Advisory Committee and the Bicycle and Active Transportation Advisory Committee, and has determined that teleconferencing meetings of these bodies would enhance public access and promote the attraction, retention, and diversity of the membership of these subsidiary bodies; and

Whereas, it is not clear whether the eligible subsidiary body exception applies to the Board's standing Committees. Accordingly, staff recommend that the Board not make the above findings with respect to the JPB's standing Committees until additional guidance is available; and

Whereas, the JPB made the public aware of the potential for fully remote meetings of subsidiary bodies at its February 5, 2026, meeting of the Board, and afforded the public the opportunity for comment; and

Whereas, the Board will reconsider renewing the above findings related to subsidiary bodies no later than six months from the date of adoption of this resolution; and

Whereas, the JPB is a joint powers entity formed pursuant to Article 1 (commencing with Section 6500) of Chapter 5 of Division 7 of Title 1 of the Government Code, and therefore is a multijurisdictional body for the purposes of the new remote meetings exception in SB 707; and

Whereas, staff recommends that the Board adopt the attached revised policy for all Regular and Special Board, Committee, and Advisory Committee meetings, and that the policy become effective on February 5, 2026.

Now, Therefore, Be It Resolved that the Board of Directors adopts the revised Policy Regarding Remote Meeting Participation for Board, Committee, and Advisory.

Be It Further Resolved that the Board of Directors authorizes its eligible subsidiary bodies to meet remotely for the next six months pursuant to the remote meetings exception in Government Code Section 54953.8.6 and in accord with the revised remote meetings policy.

Be It Further Resolved that the Board of Directors authorizes the use of teleconferencing pursuant to the multijurisdictional bodies exception under Government Code Section 54953.8.7 and in accord with the revised remote meetings policy.

Regularly passed and adopted this 5th day of February, 2026, by the following vote:

Ayes: Abe-Koga, Canepa, Cohen, Heminger, Wagner, Walton, Burt, Medina

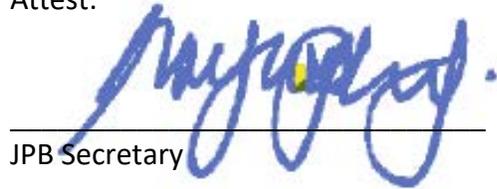
Noes:

Absent: Gee



Chair, Peninsula Corridor Joint Powers Board

Attest:


JPB Secretary