

**RESOLUTION NO. 2021-137**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA,  
CALIFORNIA, MAKING FINDINGS AND DETERMINATIONS UNDER  
AB 361 FOR THE CONTINUATION OF VIRTUAL MEETINGS**

**WHEREAS**, the Ralph M. Brown Act (Gov. Code § 54950 *et seq.*) generally requires local agencies meeting via teleconference, including through other virtual or electronic means, to, among other things, provide public access at each location in which members of the legislative body are teleconferencing; and

**WHEREAS**, the Legislature recently enacted Assembly Bill 361 (AB 361), which amended Government Code section 54953 to allow local agencies to meet fully virtually, without fully adhering to the rules otherwise applicable to teleconferencing, during a proclaimed state of emergency if state or local officials have imposed or recommended measures to promote social distancing; and

**WHEREAS**, the Governor issued a proclamation declaring a state of emergency on March 4, 2020 due to the COVID-19 pandemic, pursuant to section 8625 of the California Emergency Services Act, and this proclaimed state of emergency currently remains in effect; and

**WHEREAS**, the City Council of the City of Pomona has considered the circumstances of the state of emergency; and

**WHEREAS**, state or local officials continue to recommend measures to promote social distancing to prevent the spread of COVID-19; and

**WHEREAS**, in order to continue to impose social distancing while holding in-person meetings there is a high likelihood that members of the public would not all be able to be present in the meetings spaces; and

**WHEREAS**, as we enter into the fall and there are cooler temperatures and the sun sets earlier possibly making members of the public stand outside in order to attend public meetings; and

**WHEREAS**, the continuation of virtual meetings will allow for full participation by members of the public until social distancing recommendations are lifted; and

**WHEREAS**, the City Council of the City of Pomona desires to continue to hold virtual meetings pursuant to AB 361 and Government Code section 54953(e).

**NOW THEREFORE BE IT RESOLVED**, by the City Council of the City of Pomona as follows:

**SECTION 1.** The above recitals are true and correct and shall be the findings of the City of Pomona's City Council and each and every other legislative body of the City.

**SECTION 2.** The City Council and all other legislative bodies of the City of Pomona created by the City Council or the People of the City of Pomona through its City Charter shall continue to meet virtually in accordance with Government Code section 54953(e) and without compliance with section 54953(b)(3) based upon the findings and determinations hereby made by the City Council.

**SECTION 3.** That City Clerk shall attest to and certify to the passage and adoption of this resolution and it shall be effective immediately upon its approval.

**PASSED, APPROVED AND ADOPTED** this 4<sup>th</sup> day of October, 2021.

**CITY OF POMONA:**

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Tim Sandoval  
Mayor

**APPROVED AS TO FORM:**

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Sonia Carvalho  
City Attorney

**ATTEST:**

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Rosalia A. Butler, MMC  
City Clerk

I, HEREBY CERTIFY that the foregoing resolution was duly adopted by the City Council of the City of Pomona at a regular meeting thereof held on October 4, 2021 by the following vote of the Council:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

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Rosalia A. Butler, MMC  
City Clerk