

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA,
CALIFORNIA, MAKING THE LEGALLY REQUIRED FINDINGS TO
CONTINUE TO AUTHORIZE THE CONDUCT OF REMOTE
“TELEPHONIC” MEETINGS DURING THE STATE OF EMERGENCY**

WHEREAS, on March 4, 2020, pursuant to California Gov. Code Section 8625, the Governor declared a state of emergency stemming from the COVID-19 pandemic (“Emergency”); and

WHEREAS, on September 17, 2021, Governor Newsom signed AB 361, which bill went into immediate effect as urgency legislation; and

WHEREAS, AB 361 added subsection (e) to Government Code Section 54953 to authorize legislative bodies to conduct remote meetings provided the legislative body makes specified findings; and

WHEREAS, as of January 10, 2022, the COVID-19 pandemic has killed more than 77,260 Californians; and

WHEREAS, social distancing measures decrease the chance of spread of COVID-19; and

WHEREAS, Government Code 54953(e)(3) authorizes legislative bodies of the City to continue to conduct remote “telephonic” meetings provided that the City has timely made the findings specified therein.

WHEREAS, on January 18, 2022, the City Council adopted Resolution No. 6041 making the legally required findings to authorize the conduct of remote “telephonic” meetings during the state of emergency.

WHEREAS, per Subsection(e)(3) of AB 361 states that after the legislative body makes this initial determination, the legislative body must make certain findings “every 30 days thereafter” to continue to hold “telephonic” meetings.

NOW, THEREFORE, IT IS RESOLVED by the City Council of the City of La Habra as follows:

1. This legislative body declares that it has reconsidered the circumstances of the state of emergency declared by the Governor and at least one of the following is true: (a) the state of emergency, continues to directly impact the ability of the members of this legislative body and all subordinate legislative bodies of the City to meet safely in person; and/or (2) state or local officials continue to impose or recommend measures to promote social distancing.

PASSED, APPROVED AND ADOPTED this 6th day of February, 2023 by the following roll call vote:

James Gomez
Mayor

ATTEST:

Rhonda J. Barone, CMC
Assistant City Clerk

STATE OF CALIFORNIA }
COUNTY OF ORANGE } SS.
CITY OF LA HABRA }

I, Rhonda J. Barone, CMC, Assistant City Clerk for the City of La Habra, do hereby certify that the above and foregoing is a true and correct copy of Resolution No. _____ introduced and adopted at a Regular Meeting of the City Council of the City of La Habra held on the 6th day of February, 2023, by the following roll call vote:

AYES: COUNCILMEMBERS:
NOES: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:
ABSTAIN: COUNCILMEMBERS:

Witness my hand and the official seal of the City of La Habra this 6th day of February, 2023.

Rhonda J. Barone, CMC
Assistant City Clerk