



Pomona Valley
Transportation
Authority

A partnership of the cities of Claremont, La Verne, Pomona and San Dimas

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November 10, 2021

AGENDA
ITEM 2F

MEMORANDUM

To: Pomona Valley Transportation Authority

From: George L. Sparks, PVTA Administrator

Subject: Authorization for Virtual Meetings in Accordance with AB 361

Recommended Action: *Approve Resolution 22-01 authorizing a virtual board meeting on December 8th, if needed.*

The recently passed AB 361 allows agencies to continue holding virtual meetings during the proclaimed state of emergency. PVTA's virtual meeting practices have been in compliance with the requirements set forth in the bill. The law includes an urgency clause, so it goes into effect immediately. This means that we can continue to hold PVTA board meetings in a virtual environment, if necessary, for the foreseeable future.

However, AB 361 requires that in order to continue to be exempt from the teleconferencing rules of the Brown Act, the legislative body, by majority vote, must make findings every 30 days that it has reconsidered the circumstances of the emergency; and either of the following circumstances exist: the state of emergency continues to directly impact the ability of members to meet safely in person, or State or local officials continue to impose or recommend social distancing measures.

In order to preserve the ability to meet virtually if circumstances require it, we need to approve the attached resolution. Our December meeting would fall on December 8th. If a December meeting is not needed, it can be cancelled. This action preserves our ability to meet virtually in case pandemic conditions worsen.

POMONA VALLEY TRANSPORTATION AUTHORITY

RESOLUTION NO. 22-01

A RESOLUTION OF THE BOARD OF DIRECTORS OF POMONA VALLEY TRANSPORTATION AUTHORITY AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE POMONA VALLEY TRANSPORTATION AUTHORITY BOARD OF DIRECTORS PURSUANT TO RALPH M. BROWN ACT

The Board of Directors of Pomona Valley Transportation Authority does resolve as follows:

1. Findings. The Board of Directors hereby finds and declares the following:

A. Government Code Section 54953 of the Ralph M. Brown Act was amended by AB 361 on an urgency basis to permit continued agency public meetings by teleconference on and after October 1, 2021, subject to the following findings:

(1) The Governor issued a Proclamation of State of Emergency on March 4, 2020, pursuant to section 8625 of the California Emergency Services Act, and that Proclamation has not been terminated pursuant to section 8629 of that Act.

(2) The Board of Directors has reconsidered the circumstances of the state of emergency.

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

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

B. There is accordingly a need for the Pomona Valley Transportation Authority Board of Directors to meet by teleconferencing meetings without compliance with paragraph (3) of subdivision (b) of Government Code section 54953, as authorized by subdivision (e) of section 54953.

2. Action.

A. The Board of Directors directs that the Board of Directors meeting of December 8, 2021, shall be held by teleconferencing in compliance with section 54953(e) of the Ralph M. Brown Act.

B. This Resolution shall be effective immediately and remain in effect through January 7, 2022, or until such time the Executive Board adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the legislative bodies of Foothill Transit may continue to teleconference without compliance with paragraph (3) of subdivision (b) of section 54953.

3. Adoption. PASSED AND ADOPTED at a meeting of the Board of Directors meeting held on November 10, 2021, by the following vote:

AYES:

NOES:

ABSTAIN:

By: _____
MUIR DAVIS, CHAIR

ATTEST:
GEORGE L. SPARKS, BOARD SECRETARY,
PVRTA ADMINISTRATOR

By: _____