



CITY OF NEWARK CITY COUNCIL

City Administration Building, City Council Chambers

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Minutes Special Meeting Thursday, September 23, 2021 6:45 P.M

A. ROLL CALL

Mayor Nagy called the meeting to order at 6:53 p.m. Present were Council Members Hannon, Freitas, and Bucci. Council Member Collazo was absent.

B. CITY MANAGER REPORTS

1. Adopt a Resolution Finding That There is a Proclaimed State of Emergency; Finding That Meeting in Person Would Present Imminent Risks to the Health or Safety of Attendees as a Result of the State of Emergency; and Authorizing Remote Teleconferenced Meetings of the Legislative Bodies of the City of Newark for the 30 Day Period Beginning September 23 Pursuant to AB 361 Resolution No. 11256

Interim City Attorney Kokotaylo stated that Governor Newsom's executive order that allows the City Council to hold meetings remotely and suspend certain provisions of the Brown Act will expire on September 30.

Governor Newsom signed Assembly Bill 361 (AB 361) into law on September 16, 2021. AB 361 would allow the City to continue conducting virtual meetings where the Governor has proclaimed a State of Emergency and state or local health officials have imposed or recommended social distancing or where the City Council has declared the need to meet remotely due to imminent risks to the health or safety of attendees.

Interim City Attorney Kokotaylo recommended that the City Council adopt a resolution making the necessary findings pursuant to AB 361 to continue conducting virtual meetings. The finding would need to be revisited every 30 days.

No one from the public requested to speak.

In response to Council Member Hannon, Interim City Attorney Kokotaylo stated that the City Council could choose to meet in person and continue to make public access available via electronic means only as long as it was in compliance with AB 361.

Moved by Council Member Bucci, seconded by Council Member Freitas to, by resolution, Find That There is a Proclaimed State of Emergency; Find That Meeting in Person Would Present Imminent Risks to the Health or Safety of Attendees as a Result of the State of Emergency; and Authorizing Remote Teleconferenced Meetings of the Legislative Bodies of the City of Newark for the 30 Day Period Beginning September 23 Pursuant to AB 361. The motion passed 4 AYES, 1 ABSENT.

C. ADJOURNMENT

Mayor Nagy adjourned the meeting at 7:02 p.m.

Sheila Harrington
City Clerk