

# Alleghany County Water District

## RESOLUTION NUMBER 115

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE ALLEGHANY COUNTY WATER DISTRICT PROCLAIMING A LOCAL EMERGENCY PERSISTS, RE-RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY BY THE GOVERNOR OF CALIFORNIA AND RE-AUTHORIZING REMOTE TELECONFERENCE MEETINGS PURSUANT TO BROWN ACT PROVISIONS.

WHEREAS,

1. The ALLEGHANY COUNTY WATER DISTRICT “the district” is committed to preserving and nurturing public access and participation in meetings of the Board of Directors;
2. All meetings of District’s legislative bodies are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code 54950 – 54963), so that any member of the public may attend, participate, and watch the District’s legislative bodies conduct their business;
3. The Brown Act, Government Code section 54953(e), makes provisions for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions; and
4. A required condition is that a state of emergency is declared by the Governor pursuant to Government Code section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions as described in Government Code section 8558; and
5. A proclamation is made when there is an actual incident, threat of disaster, or extreme peril to the safety of persons and property within the jurisdictions that are within the District’s boundaries, caused by natural, technological, or human-caused disasters;
6. It is further required that state or local officials have imposed or recommended measures to promote social distancing, or, the legislative body meeting in person would present imminent risks to the health and safety of attendees; and
7. The board of directors previously adopted Resolution # 114 on February 8, 2022, finding that the requisite conditions exist for the legislative bodies of Alleghany County Water District to conduct remote teleconference meetings without compliance with paragraph (3) of subdivision (b) of section 54953; and
8. Emergency conditions as described in Resolution # 114 persist.

THEREFORE, BE IT RESOLVED THAT:

1. The Alleghany County Water District Board of Directors chooses to exercise its option to hold remote meetings without compliance with the requirements of Government Code section 54953(b)(3), whenever a state of emergency has been declared by the Governor of the State of California, until such declaration is repealed.
2. All other sections of the Brown Act shall be complied with including public access to all remote meetings.

**PASSED & ADOPTED** by the Board of Directors of Alleghany County Water District on the 8<sup>th</sup> day of March, 2022 by the following vote:

Ayes: Nays: Abstain: Vacant: 1

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Tobyn Mehrmann, President

ATTEST:

Signature: \_\_\_\_\_ By: Amber Mehrmann Secretary