

RESOLUTION NO. 2031

A RESOLUTION OF THE BOARD OF DIRECTORS OF CALLEGUAS MUNICIPAL WATER DISTRICT PROCLAIMING A LOCAL EMERGENCY, RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY BY EXECUTIVE ORDER , AND AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE LEGISLATIVE BODIES OF CALLEGUAS MUNICIPAL WATER DISTRICT PURSUANT TO BROWN ACT PROVISIONS.

WHEREAS, Calleguas Municipal Water District is committed to preserving and nurturing public access and participation in meetings of the Board of Directors; and

WHEREAS, all meetings of Calleguas Municipal Water 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; and

WHEREAS, 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

WHEREAS, 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

WHEREAS, a proclamation is made when there is an actual incident, threat of disaster, or extreme peril to the safety of persons and property caused by natural, technological, or human-caused disasters; and

WHEREAS, such conditions now exist in the State of California, generally and in the District, specifically, as established by a State of Emergency declaration issued by Governor Gavin Newsom on March 4, 2020 which is still in force and effect; and

WHEREAS, based on the existing State of Emergency declaration issued by Governor Gavin Newsom, and Ventura County Health Officer Orders issued on August 20, 2021 and September 17, 2021 meeting in person would present imminent risk to health and safety of attendees by creating conditions that could cause and/or contribute to the spread of COVID 19; and

WHEREAS, based on the foregoing declarations and orders of State and local entities, the Board of Directors does hereby proclaim a local emergency and ratify the proclamation of a state of emergency by the Governor of the State of California and the orders of the Ventura County Health Officer; and

WHEREAS, as a consequence of the local emergency, the Board of Directors does hereby find that the legislative bodies of Calleguas Municipal Water District shall conduct their meetings without compliance with paragraph (3) of subdivision (b) of Government Code section 54953, as authorized by subdivision (e) of section 54953, and that such legislative bodies shall comply with the requirements to provide the public with access to the meetings as prescribed in paragraph (2) of subdivision (e) of section 54953; and

WHEREAS, Calleguas Municipal Water District has taken measures to ensure meeting access for the public via the Zoom platform, including electronic and telephonic access.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF CALLEGUAS MUNICIPAL WATER DISTRICT DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. Proclamation of Local Emergency. The Board hereby proclaims that a local emergency now exists throughout the District, based on the existing State of Emergency declaration issued by Governor Gavin Newsom, and Ventura County Health Officer Orders issued on August 20, 2021 and September 17, 2021, and meeting in person would present imminent risk to health and safety of attendees by creating conditions that could cause and/or contribute to the spread of the COVID 19;

Section 3. Ratification of Governor's Proclamation of a State of Emergency. The Board hereby ratifies the Governor of the State of California's Proclamation of State of Emergency, effective as of its issuance date of March 4, 2020.

Section 4. Remote Teleconference Meetings. The General Manager and legislative bodies of Calleguas Municipal Water District are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution including, conducting open and public meetings in accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act.

Section 5. Effective Date of Resolution. This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of (i) November 5, or such time the Board of Directors takes subsequent action by resolution or motion in accordance with Water Code section 71276 and Government Code section 54953(e)(3) to extend the time during which the legislative bodies of Calleguas Municipal Water District may continue to teleconference without compliance with paragraph (3) of subdivision (b) of section 54953.

ADOPTED, SIGNED AND APPROVED this sixth day of October, 2021.

DocuSigned by:  
*Steve Blois*  
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Steve Blois, President  
Board of Directors

I HEREBY CERTIFY that the foregoing Resolution was adopted at the regularly scheduled meeting of the Board of Directors of Calleguas Municipal Water District held on October 06, 2021.

ATTEST:

DocuSigned by:  
*Raul Avila*  
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Raul Avila, Secretary  
Board of Directors

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