

RESOLUTION NO. 3-14-2022

A RESOLUTION OF THE BOARD OF DIRECTORS OF LEVEE DISTRICT NO .1 OF SUTTER COUNTY AUTHORIZING REMOTE TELECONFERENCE MEETINGS IN ACCORDANCE WITH GOVERNMENT CODE SECTION 54953(e)

WHEREAS, Levee District No.1 of Sutter County (District) recognizes the importance of transparency and clear communication in government, and is committed to full compliance with the letter and spirit of the Ralph M. Brown Act (Gov. Code, §§ 54950 – 54963) (hereinafter “Brown Act”); and

WHEREAS, all meetings of the District’s Board of Directors are open and public, as required by the Brown Act, so that any member of the public may attend and participate; and

WHEREAS, the Brown Act, (Gov. Code, § 54953, subd. (e)), allows members of a legislative body to participate in meetings remotely, without compliance with the requirements of Government Code section 54953, subdivision (b)(3), if a state of emergency is proclaimed pursuant to Government Code section 8625 and state or local officials have imposed or recommended measures to promote social distancing, or meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, on March 4, 2020 Governor Gavin Newsom proclaimed a State of Emergency to exist in the State of California as a result of the threat of COVID-19 and state and local officials have imposed or recommended measures to promote social distancing; and

WHEREAS, COVID-19 cases and hospitalizations continue to increase in Sutter County due primarily to the emergence of the Omicron variant which has caused a spike in COVID-19 cases throughout the state; and

WHEREAS, the District wishes to authorize remote teleconference meetings pursuant to Government Code section 54953(e).

NOW, THEREFORE, BE IT RESOLVED by the Levee District No.1 Board of Directors as follows:

1. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.
2. The Board of Directors does hereby find that a State of Emergency was proclaimed by Governor Gavin Newsom pursuant to Government Code section 8625 on March 4, 2020 and remains active.
3. The Board of Directors does hereby find that state and local officials have imposed or recommended measures to promote social distancing.
4. The Board of Directors does hereby find that given the continued increase of COVID-19 cases and hospitalizations in Sutter County due to the Omicron variant, conditions

exist which pose imminent risks to the health and safety those attending meetings of the District's Board of Directors.

5. The General Manager and staff 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, subdivision (e), and other applicable provisions of the Brown Act.

6. This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of (i) April 13, 2022 or (ii) such time as the Board of Directors adopts a subsequent resolution in accordance with Government Code section 54953, subdivision (e)(3), to extend the time during which the Levee District No.1 of Sutter County Board of Directors may continue to meet remotely without compliance with the requirements of Government Code section 54953, subdivision (b)(3).

PASSED, APPROVED, AND ADOPTED at a meeting of the Board of Directors of Levee District No.1 of Sutter County on March 14, 2022 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Al Montna
Chairman, Board of Directors
Levee District No.1 of Sutter County

ATTEST:

Andrew Stresser
Secretary, Board of Directors
Levee District No.1 of Sutter County