

RESOLUTION 13-2020

**DECLARATION OF THE BOARD PRESIDENT
ALTERING THE REGULAR MEETING LOCATION
DUE TO A LOCAL EMERGENCY CAUSED BY THE CORONAVIRUS PANDEMIC**

WHEREAS, the Groveland Community Services District ("District") is an independent special district and the meetings of its legislative body are open and public in compliance with the legal requirements of the Ralph M. Brown Act (Government Code § 54950 *et seq.*); and

WHEREAS, due to the coronavirus pandemic, we are in a state of emergency, as established by the Governor on March 4, 2020 via Proclamation, and by the Tuolumne County Interim Health Officer and Board of Supervisors on March 17, 2020, via Resolution; and

WHEREAS, on March 19, 2020, the Governor issued Executive Order N-33-20 directing all individuals living in the State of California to stay home or at their place of residence, except as to maintain continuity of operations of specified critical infrastructure; and

WHEREAS, the Governor identified a list of Essential Critical Infrastructure Workers to help state, local, tribal and industry partners as they work to protect communities. This list includes critical government workers and identifies emergency services and utilities as necessary to maintain safety and sanitation; and

WHEREAS, on March 18, 2020, the District Manager promulgated certain rules and orders establishing alternative staffing schedules and work locations, temporarily closing District facilities to the public, and altering the public services provided in order to ensure social distancing and protect the life and property of the District, its employees, and the residents of Groveland and Tuolumne County; and

WHEREAS, it is necessary to continue to have meetings of the Board of Directors of the District in order to maintain the critical public health and safety services and operations provided; and

WHEREAS, Section 54954(a) of the Brown Act requires that the District specify its regular meeting time and place by ordinance, resolution or bylaws; and

WHEREAS, the District's regular meeting place has been established as the District's office located at 18966 Ferretti Rd in Groveland, and

WHEREAS, Government Code section 54954(e) and District Policy allow the Board President to designate an alternate location for the meetings to take place if, due to an emergency, it is unsafe to meet in the designated location; and

WHEREAS, on March 17, 2020, the Governor issued Executive Order N-29-20 which authorized meetings of local legislative bodies to be held by teleconference or other electronic means as long as notice is provided to the public and the meeting is made accessible in specified ways to allow the public to observe and participate; and

WHEREAS, it is my intent to allow the Board to continue to hold meetings in order to receive information, provide direction, and make decisions on behalf of the District while still complying with social distancing requirements during the pendency of this pandemic;

NOW, THEREFORE, on behalf of the District, I, Janice Kwiatkowski, President of the Board of Directors, hereby find and declare all of the following:

1. The above referenced recitals are true and correct and material to the adoption of this Declaration.
2. The District offices at 18966 Ferretti Rd, Groveland shall be temporarily closed to the public.
3. The regular meetings of the Board, and any and all other meetings of the District's legislative bodies that are subject to the Brown Act, may be held via teleconference or other electronic means, in the manner set forth in the sample agenda notice attached to this Declaration, which may be updated, from time to time, in the actual agenda notice for the meeting of the legislative body.
4. All members of the public seeking to observe and/or to address the local legislative body may participate in the meeting telephonically or otherwise electronically in the manner set forth in the sample agenda notice attached to this Declaration, which may be updated, from time to time, in the actual agenda notice for the meeting of the legislative body.
5. This Declaration shall take effect immediately and shall remain in effect only during the period in which state or local public health officials have imposed or recommended social distancing measures.

This Declaration is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the Groveland Community Services District, its departments, officers, employees, contractors, or any other person.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Directors of the Groveland Community Services District does hereby approve the modified meeting location.

PASSED AND ADOPTED by the Board of Directors of the Groveland Community Services District on March 31, 2020 by the following vote:

AYES: Directors Kwiatkowski, Mora, Swan, and Edwards

NOES:

ABSENT: Director Armstrong

ABSTAINED:

ATTEST:



Jennifer L. Flores, Board Secretary



Janice Kwiatkowski, Board President

