October 24, 2022
RESOLUTION NO. 2022-10

RESOLUTION OF THE VOTING MEMBERS,
MADERA REGIONAL WATER MANAGEMENT GROUP
PROCLAIMING A LOCAL EMERGENCY, RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY BY THE GOVERNOR'S PROCLAMATION OF A STATE OF EMERGENCY DATED MARCH 4, 2020, AND AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE MADERA REGIONAL WATER MANAGEMENT GROUP FOR THE PERIOD OF 30 DAYS PURSUANT TO BROWN ACT PROVISIONS

RESOLVED by the voting members ("members") of the Madera Regional Water Management Group ("MRWMG"), at a regular meeting duly called and held on October 24, 2022, virtually on Zoom as follows:

WHEREAS, the MRWMG is committed to preserving and nurturing public access and participation in meetings of the members; and

WHEREAS, all meetings of MRWMG's members 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 MRWMG's members 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 safety of persons and property within the jurisdictions that are within the MRWMG's boundaries, caused by natural, technological, or human-caused disasters; and

WHEREAS, such conditions now exist in the MRWMG's boundaries, specifically, the Governor's Proclamation of a State of Emergency dated March 4, 2020; and

WHEREAS, the COVID-19 pandemic remains a significant challenge in California and according to the Department of Public Health; and

WHEREAS, in accordance with current State of California guidelines and MRWMG's duty to provide and maintain a meeting space that is free of known hazards; and

WHEREAS, as a consequence of the local emergency, the members do herby find that the members of the MRWMG 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 the MRWMG's members shall comply with the requirements to provide the public with access to the meetings as described in paragraph (2) of subdivision (e) of section 54953; and

NOW, THEREFORE, BE IT RESOLVED, that the members approve:

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 members hereby proclaim that a local emergency now exists throughout the MRWMG's boundaries, and in accordance with current State of California guidelines and the MRWMG's duty to provide and maintain a safe meeting space that is free of known hazards.

Section 3. Ratification of Governor's Proclamation of a State of Emergency. The members hereby ratify 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 via Zoom. The Chairperson and members of the MWRMG 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 23, 2022, or such time the members adopt a subsequent resolution in accordance with Government code section 54953(e)(3) to extend the time during which the members of the MRWMG may continue to teleconference via Zoom without compliance with paragraph (3) of subdivision (b) of section 54953.

THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED by the members of the MWRMG, at a regular meeting of the members held on the 24th of October, 2022, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

_____

Tom Wheeler, Chairperson

ATTEST: _____

Carl Janzen, Vice-Chair

CERTIFICATE OF SECRETARY

The undersigned Secretary (coordinator) of the MRWMG hereby certifies that the foregoing is a full, true and correct copy of Resolution No. 2022-10 adopted October 24, 2022.

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Jacob Roberson, Coordinator