

RESOLUTION NO. 2022-82

OF THE BOARD OF DIRECTORS OF THE  
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT  
PROCLAIMING A LOCAL EMERGENCY PERSISTS, RE-RATIFYING THE  
PROCLAMATION OF A STATE OF EMERGENCY BY GOVERNOR NEWSOM ON  
MARCH 4, 2020, AND RE-AUTHORIZING REMOTE TELECONFERENCE MEETINGS  
OF THE LEGISLATIVE BODIES OF THE GEORGETOWN DIVIDE SPECIAL UTILITY  
DISTRICT FOR THE PERIOD January 1, 2022, TO January 31, 2023  
PURSUANT TO BROWN ACT PROVISIONS

**WHEREAS**, the Georgetown Divide Special Utility District ("District") is committed to preserving and nurturing public access and participation in meetings of the Board of Directors; and

**WHEREAS**, 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; and

**WHEREAS**, the Brown Act, Government Code section 54953(e), makes provision 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**, it is further required that state or local officials have imposed or recommended measures to promote social distancing, and

**WHEREAS**, the Board of Directors previously adopted a Resolutions finding that the requisite conditions exist for the legislative bodies of the Georgetown Divide Public Utility District to conduct remote teleconference meetings without compliance with Paragraph (3) of Subdivision (b) of Section 54953; and

**WHEREAS**, as a condition of extending the use of the provisions found in Section 54953(e), the Board of Directors must reconsider the circumstances of the state of emergency that exists in the District, and the Board of Directors has done so; and

**WHEREAS** emergency conditions persist in the District, specifically, a State of Emergency has been proclaimed by the Governor due to the COVID-19 Pandemic; and

**WHEREAS**, the District also has a COVID-19 policy recommending social distancing measures; and

**WHEREAS**, as a consequence of the California State of Emergency caused by the COVID-19 Pandemic emergency persisting, the Board of Directors does hereby find that the legislative bodies of the District shall continue to 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 continue to 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**, the Georgetown Divide Public Utility District will hold its meetings via Zoom teleconference and make the access available to the public via video or phone.

**NOW, THEREFORE, THE BOARD OF DIRECTORS OF GEORGETOWN DIVIDE SPECIAL UTILITY 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. Re-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 date of March 4<sup>th</sup>, 2020.

Section 3. Remote Teleconference Meetings. The General Manager and legislative bodies and committees of the 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 4. Effective Date of Resolution. This Resolution shall take effect immediately upon its adoption and shall be effective until January 31, 2023, or until the Board of Directors adopts a subsequent resolution in accordance with Government Code Section 54953(e)(3) to extend the time during which the legislative bodies and committees of District may continue to teleconference without compliance with Paragraph (3) of Subdivision (b) of Section 54953.

**PASSED AND ADOPTED** by the Board of Directors of Georgetown Divide Public Utility District on this 13<sup>th</sup> day of December 2022, by the following vote:

**AYES: Stovall, Saunders, Seaman, Thornbrough, MacDonald**

**NOES:**

**ABSENT/ABSTAIN:**



---

Mitch MacDonald, President, Board of Directors  
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

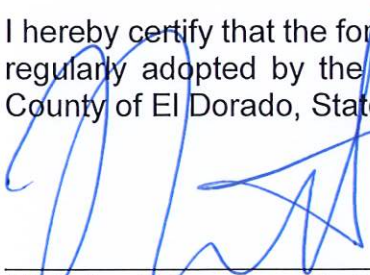
Attest:



\_\_\_\_\_  
Nicholas Schneider, Clerk and Ex officio  
Secretary, Board of Directors  
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

**CERTIFICATION**

I hereby certify that the foregoing is a full, true, and correct copy of Resolution 2022-82 duly and regularly adopted by the Board of Directors of the Georgetown Divide Public Utility District, County of El Dorado, State of California, on this 13<sup>th</sup> day of December 2022.



\_\_\_\_\_  
Nicholas Schneider, Clerk and Ex officio  
Secretary, Board of Directors  
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT