

RESOLUTION NO. 2022-03

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE SOUTH COUNTY REGIONAL WASTEWATER AUTHORITY MAKING CERTAIN FINDINGS RELATING TO THE EXISTING STATE OF EMERGENCY CAUSED BY THE COVID-19 PANDEMIC AND DETERMINING AS A RESULT OF THE STATE OF EMERGENCY THAT BOARD OF DIRECTOR MEETINGS SHALL BE HELD BY TELECONFERENCING PURSUANT TO GOVERNMENT CODE SECTION 54953(E)**

**WHEREAS**, on March 4, 2020, the Governor issued a proclamation of a state of emergency pursuant to Government Code Section 8625, relating to the respiratory illness known as COVID-19, which is caused by the novel coronavirus SARS-CoV-2; and

**WHEREAS**, the Governor's proclamation remains in effect; and

**WHEREAS**, on March 11, 2020, the World Health Organization declared the existence of a pandemic due to the global spread of COVID-19; and

**WHEREAS**, on March 13, 2020, the Director of Emergency Services issued a proclamation declaring the existence of a local emergency within the City relating to COVID-19, and on March 16, 2020, the City Council adopted a resolution ratifying the declaration of local emergency; and

**WHEREAS**, since August 2, 2021, an order of the Santa Clara County Public Health Officer has been in effect requiring the use of face coverings indoors by all persons; and

**WHEREAS**, despite progress in addressing the pandemic, not all eligible individuals are fully vaccinated, and new, more virulent variants of the SARS-CoV-2 virus are spreading in California and throughout the world; and

**WHEREAS**, to date, Santa Clara County has had nearly 326,000 reported cases of COVID-19, and more than 2,200 residents of the County have died of the illness; and

**WHEREAS**, as of January 6, 2022, the Santa Clara County Health Department reported a seven-day rolling average of 1,918 new COVID-19 cases per day; and

**WHEREAS**, the City Council of Morgan Hill plans to continue to meet virtually at least through the month of June, 2022; and

**WHEREAS**, AB 361, which was signed into law on September 16, 2021, amended Government Code Section 54953 to authorize local legislative bodies to determine by resolution to conduct meetings by teleconferencing during proclaimed public health emergencies, and any such resolution must be reaffirmed every thirty (30) days to continue in effect.

**WHEREAS**, the Board of Directors of SCRWA adopted a resolution similar to this one on Feb. 2, 2022, authorizing virtual meetings of the SCRWA Board.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE SOUTH COUNTY REGIONAL WASTEWATER AUTHORITY (the “Board”) THAT**

1. The Board finds that the foregoing recitals are true and correct.
2. Beginning on the date of the adoption of this Resolution, the Board shall meet by teleconferencing. Such meetings shall be conducted according to the requirements set forth in Government Code Section 54953(e)(2).
3. This resolution shall be of no further force and effect on the 31<sup>st</sup> day following the adoption of this resolution, unless prior to that date the Board reconsiders this resolution and finds that either of the following circumstances exists:
  - a. The state of emergency relating to COVID-19 continues to directly impact the ability of the members of the Board and of the public to meet safely in person; or
  - b. State or local officials have imposed or recommended measures to promote social distancing.


PASSED AND ADOPTED this 4<sup>th</sup> day of May, 2022, by the following vote:

AYES: DIRECTORS: SPRING, TOVAR, BLANKLEY, BRACCO, MCKAY

NOES: DIRECTORS:

ABSENT: DIRECTORS:

APPROVED:

DocuSigned by:  
  
 9E52C67DC4BA437  
 Rene Spring, Chairperson

ATTEST:

DocuSigned by:  
  
 B83A1BFBE66447A  
 Gina Bonnell, Deputy Secretary