

RESOLUTION NO. _____

WHEREAS, California Governor Gavin Newsom issued **Executive Order N-25-20 (EO N-25-20)** on March 12, 2020, to further enhance state and local government's ability to respond to the COVID-19 (coronavirus) pandemic; and

WHEREAS, during the period in which state or local public officials impose or recommend measures to promote social distancing, **EO N-25-20** authorizes a local legislative body or state body to hold public meetings via teleconferencing and to make public meetings accessible telephonically or otherwise electronically to all members of the public seeking to attend and to address the local legislative body or state body; and

WHEREAS, pursuant to **EO N-25-20**, requirements in both the Bagley-Keene Act and the Brown Act expressly or impliedly requiring the physical presence of members, the clerk or other personnel of the body, or of the public as a condition of participation in a quorum for a public meeting are waived while **EO N-25-20** is in effect; and

WHEREAS, pursuant to **EO N-25-20**, each state or local body must notice at least one publicly accessible location from which members of the public shall have the right to observe and offer public comment at the public meeting; and

WHEREAS, based on guidance from the California Department of Public Health and the California Governor's Office, in order to minimize the spread of the COVID-19 virus, SMUD strongly encourages members of the public to stay at home and

listen to or watch the live audio stream at

http://smud.granicus.com/ViewPublisher.php?view_id=16;

NOW, THEREFORE,

**BE IT RESOLVED BY THE BOARD OF DIRECTORS
OF THE SACRAMENTO MUNICIPAL UTILITY DISTRICT:**

Section 1. This Board approves the following Emergency Board

Meeting Procedures:

- (a) Based on guidance from the California Department of Public Health and the California Governor's Office, in order to minimize the spread of the COVID-19 virus, SMUD Board and Committee Meetings are closed to the public to follow state guidelines on social distancing until further notice.
- ~~(b)~~ Members of the public ~~who do not wish to attend a Committee or Board meeting due to concerns about the potential for exposure to the coronavirus or other illness but still desire to~~ may make either a general public comment or comment on a specific agenda item ~~may submit~~ submitting comments via email. Please submit your comments to PublicComment@smud.org. Your comments will be provided to the Board and placed into the record of the Board or Committee Meeting if it is received ~~prior within~~ two hours after to the end of the meeting ends.
- ~~(c)~~ Members of the public that are listening or watching the live stream of a Board or Committee meeting and wish to comment on a specific agenda item as it is being heard, may submit their comments, limited to 250 words or less, to PublicComment@smud.org. The Board President or Committee Chair may read the comments into the record, in his or her discretion, based upon such factors as the length of the agenda, the number of email comments received, and whether the Board is in danger of losing a quorum. Comments will be provided to the Board and placed into the record of the Board or Committee Meeting if it is received ~~prior to the~~ within two hours after end of the meeting ends.
- ~~(c)~~ ~~Based on guidance from the California Department of Public Health and the California Governor's Office, in order to minimize the spread of the COVID-19 virus, SMUD strongly~~

~~encourages members of the public to stay at home and listen to or watch the live audio stream at http://smud.granicus.com/ViewPublisher.php?view_id=16. Members of the public who wish to physically attend a Committee or Board meeting may do so subject to a social distancing protocol which will include limited access to the Board Headquarters Auditorium and to a limited amount of available seating, appropriately spaced, outside of the Board Headquarters Auditorium in the anterooms and the lobby. It may be necessary for some attendees to wait outside of the building if there is a large crowd, but we will have security present to help instruct and direct people so the protocol is observed and everyone that wants to speak will be provided that opportunity.~~

- (d) Board members may choose to participate via teleconference.

Section 2. The Emergency Board Meeting Procedures shall supersede any conflicting provisions contained in the Meeting Procedures of the SMUD Board of Directors.

Section 3. The Emergency Board Meeting Procedures shall be effective as of the date of this resolution and shall remain in effect for the duration of California **Executive Order N-25-20**.

Section 4. These Emergency Board Meeting Procedures will be modified without any further Board action to be consistent with any future federal, state or local order and guidance from the California Department of Public Health.