

RESOLUTION NO. 20-03-06

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, California Governor Gavin Newsom issued **Executive Order N-29-20 (EO N-29-20)** which further provides that any local legislative body that holds a meeting via teleconferencing and allows members of the public to observe and address the meeting telephonically or otherwise electronically, have satisfied any requirement that the body allow members of the public to attend the meeting and offer public comment; and

WHEREAS, Members of the public may listen to or watch the live audio stream of SMUD Committee or Board meetings 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 may make either a general public comment or comment on a specific agenda item by submitting comments via email. Comments may be submitted to PublicComment@smud.org. Comments will be provided to the Board and placed into the record of the Board or Committee Meeting if it is received within two hours after 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 within two hours after the meeting ends.
- (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 Orders N-25-20 and N-29-20.**

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.

Approved: March 17, 2020

INTRODUCED: DIRECTOR TAMAYO				
SECONDED: DIRECTOR SANBORN				
DIRECTOR	AYE	NO	ABSTAIN	ABSENT
KERTH				X
ROSE	X			
BUI-THOMPSON	X			
FISHMAN	X			
HERBER	X			
TAMAYO	X			
SANBORN	X			