



**REGULAR MEETING OF THE BOARD OF DIRECTORS  
PICO WATER DISTRICT**

4843 S. Church Street  
Pico Rivera, California, 90660

**5:30 PM Wednesday, January 4, 2023**

**AGENDA**

Pursuant to the provisions of Government Code Section 54953(e), as amended by AB 361, any Board member and any member of the public who desires to participate in the open session items of this meeting may do so by accessing the Zoom link below to join by webcam or teleconference.

Any member of the public wishing to make any comments to the Board may do so through that Zoom link. The meeting Chair will acknowledge such individual(s) at the appropriate time in the meeting prior to making his or her comment. Members of the public wishing to make a comment are asked to state their name for the record and will be provided three (3) minutes to comment, the Board secretary will alert those commenting when they only have 30 seconds remaining. All members of the public will be disconnected from the Zoom link immediately before the Board of Directors adjourns into Closed Session.

**Join Zoom Meeting**

<https://us06web.zoom.us/j/9521779948?pwd=dGNxcXh3YitEc2NlVVdrUzVvNm4rZz09>

Join by Telephone: +1 669 900 6833

Meeting ID: 952 177 9948 Passcode: 421745

- 1. ROLL CALL.**
- 2. PLEDGE OF ALLEGIENCE.**

**3. INVOCATION.**

**4. TIME RESERVED FOR PUBLIC COMMENTS.**

*Members of the public shall be allowed three minutes to address the Board on any matter on the agenda and/or within the jurisdiction of the District, which is not on the Agenda. All comments should be addressed to the presiding officer of the meeting. Additional public comments shall be allowed when a listed agenda item is being considered, but such comments made at that time must be confined to the subject that is being discussed at the time such comments are made. Members of the public are asked to state their name for the record. Due to all Board Meetings being run as Zoom Meetings all participants will be placed on mute at the start of the meeting and when the meeting is open for public comment the participant will be asked to raise their hand through the button on the video conference screen if participating by video conference or by pressing \*9 on their phone if participating by teleconference.*

**5. ADOPTION OF AGENDA.**

**6. APPROVAL OF CONSENT CALENDAR.**

(All matters on the Consent Calendar are to be approved on one motion, unless a Board Member requests a separate action on a specific item).

- A. Consider approval of December 21, 2022 Regular Board Meeting Minutes.
- B. Consider the accounts now due and payable, and receive and file bills approved by the General Manager.

**7. ACTION/DISCUSSION ITEMS.**

- A. Consider Board Approval of Resolution 239-R proclaiming a state of emergency persists, re-ratifying the proclamation of a state of emergency by Governor Gavin Newsom, and authorizing continued remote teleconference meetings. *Recommended action – that the Board approve Resolution 239-R proclaiming a state of emergency persists and ratifying the proclamation of a state of emergency by Governor Gavin Newsom. Recommended action – that the Board approve.*

**8. REPORTS.**

- A. General Manager.
- B. Legal Counsel.

**9. DIRECTOR'S REQUEST OF FUTURE AGENDA ITEMS.**

**10. BOARD MEMBER COMMENTS.**

A. Report on Meetings Attended/Comments.

**11. CLOSED SESSION.**

A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
[Government Code Section 54956.9(d)(1)]: *Pico Water District v. City of Pico Rivera*, Los Angeles County Superior Court Case No. 22NWCV00967.

B. PUBLIC EMPLOYEE PERFORMANCE EVALUATION Subdivision (b)(1) of Government Code Section 54957).

Title: General Manager

C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
[Government Code Section 54956.9(d)(1)]: *Rita Hernandez v. Pico Water District*, Los Angeles County Superior Court Case No. 22BFSC01410.

**13. CLOSED SESSION REPORT.**

**14. ADJOURNMENT.**

**AGENDA POSTED ON:** December 28, 2022

**Next regularly scheduled meeting:** January 21, 2023

***NOTE: To comply with the Americans with Disabilities Act, if you need special assistance to participate in any Board meeting, please contact the District office at (562) 692-3756 at least 48 hours prior to a Board meeting to inform the District of your needs and to determine if accommodation is feasible.***

***Materials related to an item on this agenda submitted after distribution of the agenda packet are available for public review at the District office, located at 4843 S. Church Street, Pico Rivera, California.***

## **CONSENT ITEMS**

**REGULAR MEETING OF THE BOARD OF DIRECTORS  
PICO WATER DISTRICT  
4843 S. Church Street  
Pico Rivera, California, 90660**

**5:30 PM Wednesday, January 4, 2023**

**AGENDA**

**6. APPROVAL OF CONSENT CALENDAR.**

(All matters on the Consent Calendar are to be approved on one motion, unless a Board Member requests a separate action on a specific item).

- A. Consider approval of December 21, 2022 Regular Board Meeting Minutes.
- B. Consider the accounts now due and payable, and receive and file bills approved by the General Manager.



MINUTES OF A REGULAR MEETING  
OF THE BOARD OF DIRECTORS  
OF THE PICO WATER DISTRICT

A regular meeting of the Board of Directors of the Pico Water District was held in the District's Boardroom located at 4843 South Church Street, Pico Rivera, California, on Wednesday, December 21, 2022, at 5:30 p.m.

The District's General Manager, Mr. Joe Basulto proceeded with the roll call of the attending Board members. Present from the beginning of the meeting was Director David Angelo, Director David Gonzales, Director Victor Caballero, and Vice President Raymond Rodriguez. President Pete Ramirez appeared telephonically and Mr. Jim Ciampa, Legal Counsel for the District appeared via Zoom.

Director Angelo led everyone in the Pledge of Allegiance.

Director Gonzales gave the invocation.

Vice President Rodriguez proceeded to the next item on the Agenda, Public Comments. There were none.

Vice President Rodriguez proceeded to the adoption of the Agenda. Director Gonzales made the motion to adopt the agenda and Director Angelo seconded the motion. The General Manager announced the motion passed by roll-call vote 5 – 0.

Vice President Rodriguez proceeded to the next item on the Agenda, approval of Consent Calendar. Director Caballero made the motion to approve and it was seconded by Vice President Rodriguez. The General Manager announced that the motion passed by roll-call vote, 5 – 0.

Vice President Rodriguez proceeded to the next item on the Agenda, consider approval of General Manager Contract Section 4 – Benefits and Special Compensation (C): The District to provide General Manager with a suitable vehicle for use at all times on District Business. Tabled from the Board Meetings held on November 2, 2022 and November 15, 2022. After a lengthy discussion Director Gonzales made a motion to table the matter and direct Legal Counsel to amend the General Manager contract Section 4 Benefits and Special Compensation (C) with the amount of compensation left open for the Board to review and agree on, and Director Caballero seconded the motion. The General Manager announced the motion passed by roll-call vote, 5 – 0.

Vice President Rodriguez proceeded to the next item on the Agenda, consider approval of Civiltec Engineering change order request of \$20,800 for additional work needed to finalize Pico

Water Master Plan, tabled from the Board Meeting held on December 7, 2022. The General Manager provided the Board, as previously requested, a detailed listing of what the change order would cover in order to complete the Water Master Plan. President Ramirez made the motion to approve and Director Gonzales seconded the motion. The General Manager announced that the motion passed by roll-call vote, 5 – 0.

Vice President Rodriguez proceeded to the next item on the Agenda, consider election of new Board Officers. The General Manager informed the Board that new officers are elected at the second meeting in December for a one-year term. The General Manager informed the Board that the Secretary and Treasurer positions cannot be a Board Member and therefore recommends that the General Manager, Joe Basulto and Office Manager, Lorraine Laible serve as Secretary and Treasurer, respectively. Vice President Rodriguez then opened up the nominations for President. President Ramirez nominated himself for President. Director Caballero made the motion to elect President Ramirez and Director Angelo seconded the motion. The General Manager announced that President Ramirez was elected Board President by roll-call vote, 5 – 0. Vice President Rodriguez then opened up nominations for Vice President. Vice President Ray Rodriguez nominated himself for Vice President. Director Gonzales made the motion to elect Vice President Ray Rodriguez as Vice President and Director Caballero seconded the motion. The General Manager announced that Vice President Rodriguez was elected Board Vice President by roll-call vote, 5 – 0. Vice President Rodriguez nominate the General Manager Joe Basulto to serve as Board Secretary. Director Gonzales made the motion to elect the General Manager and President Ramirez seconded the motion. The General Manager announced that the motion passed by roll-call vote, 5 – 0. Vice President Rodriguez moved that the Office Manager Lorrie Laible serve as Board Treasurer and President Ramirez seconded the motion. The General Manager announced that the motion passed by roll-call vote, 5 – 0.

Vice President Rodriguez proceeded to the next item on the Agenda, General Manager Report. The General Manager informed the Board that the District experienced a mainline leak on Tuesday, December 13, 2022 in the 9400-9500 block of Beverly Blvd caused by root intrusion; RC Foster is continuing work for PFAS Treatment site at Well 11 and are awaiting electrical work to be completed. They will be shutting down for the holiday and return to work on January 2, 2023; he thanked the Board for attending the Employee Appreciation dinner on December 15, 2022; he wished everyone a good holiday, continue moving forward and have a good year. Director Caballero brought up concerns regarding the capacity fee charge and would like to look at it again. The General Manager explained that this is the District's way of recouping costs incurred when new development connects to our system, impacting system performance. Vice President Rodriguez suggested that the General Manager provide the Board with the information that was presented approximately a year ago when considering capacity fees for the District.

Vice President Rodriguez proceeded to the next item on the Agenda, Legal Counsel Report. Legal Counsel stated that he will be discussing the current statues with regard to ADU's and capacity/impact fees that can be charged; there will not be a closed session tonight and legal staff is in the process of preparing discovery requests to the City of Pico Rivera; an outline has been prepared as to the District's defenses in the Hernandez small claims matter; he concluded by wishing every one a Merry Christmas and Happy New Year.

Vice President Rodriguez proceeded to the next item on the Agenda, Future Agenda Items. Director Gonzales requested that there be a discussion item to see about having various District properties appraised for their current value.

Vice President Rodriguez proceeded to the next item on the Agenda, Board Member Comments. Vice President Rodriguez stated that the Employee Appreciation Dinner was a great success and it was a pleasure to see everyone away from the Board setting and interacting with staff and their families and wished everyone a Merry Christmas and Happy New Year and is looking forward to another year of helping to improve the District with the fine Board members seated. Director Gonzales thanked the General Manager and stated that he had a wonderful time and wished everyone a Merry Christmas and Happy New Year. Director Angelo stated he attended the City of Pico Rivera Council Meeting and Eric Lutz is the new Mayor and former Pico Water District Board member, Andrew Lara is Mayor Pro Tem. He also stated that there is a new project being considered by the council and we should see if it will impact the District in anyway. Director Caballero also wished everyone a Merry Christmas and Happy New Year. President Ramirez also added his holiday wishes and was sorry he was unable to attend the Employee Appreciation Dinner.

There being no further business to come before the Board, the Board meeting adjourned at 6:57 p.m.

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Elpidio Ramirez, President

Attest:

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Joe D. Basulto, Secretary  
(Seal)







Pico Water District, CA

# Open Payable Report

As Of 01/03/2023

Summarized by Payable Account

Payable Number	Description	Post Date	Payable Amount	Discount Amount	Shipping Amount	Tax Amount	Net Amount
<b>Payable Account:</b> <a href="#">10-000-2000 - Accounts Payable</a>							
<b>Vendor:</b> <a href="#">1375</a> <a href="#">1208</a>	<b>AUTOMATED WATER TREATMENT</b> Chemicals - Tablets for Well #11	12/19/2022	4,630.50	0.00	0.00	0.00	4,630.50
					<b>Payable Count: (1)</b>		<b>4,630.50</b>
<b>Vendor:</b> <a href="#">1019</a> <a href="#">5219208823</a>	<b>AUTOZONE, INC.</b> Dump Truck - Battery Replacement	11/30/2022	219.50	0.00	0.00	0.00	219.50
					<b>Payable Count: (1)</b>		<b>219.50</b>
<b>Vendor:</b> <a href="#">1026</a> <a href="#">526660234.002</a>	<b>BELL PIPE &amp; SUPPLY CO</b> JAN 2020 - RETURN OF PRODUCT	01/31/2020	-74.10	0.00	0.00	0.00	-74.10
					<b>Payable Count: (1)</b>		<b>-74.10</b>
<b>Vendor:</b> <a href="#">1077</a> <a href="#">28530</a> <a href="#">28537</a> <a href="#">28544</a>	<b>DIEGO'S AUTO REPAIR</b> Unit #74 - Maint. Oil Change UNIT # 74 - MAINT. BRAKE REPAIR Unit #59 - Vehicle Maint.	12/03/2022 12/06/2022 12/09/2022	143.24 525.25 770.23	0.00 0.00 0.00	0.00 0.00 0.00	0.00 0.00 0.00	143.24 525.25 770.23
					<b>Payable Count: (3)</b>		<b>1,438.72</b>
<b>Vendor:</b> <a href="#">1092</a> <a href="#">150260</a>	<b>GARVEY EQUIPMENT COMPANY</b> Repair Service - Trash Pump Repair/ Maint.	12/20/2022	172.57	0.00	0.00	0.00	172.57
					<b>Payable Count: (1)</b>		<b>172.57</b>
<b>Vendor:</b> <a href="#">1111</a> <a href="#">7103802</a> <a href="#">6104895</a> <a href="#">11237224</a> <a href="#">WE11237224</a> <a href="#">9510884</a>	<b>HOME DEPOT CREDIT SERVICE</b> Misc. Well Maint. - Cleaning Materials Field Supplies - Folding Chairs Tools & Equip. - Small Mobile Generator for Field Tools & Equipment - Mobile Generator Small Tool Exp. - Misc. Tools for Field	11/16/2022 11/17/2022 12/06/2022 12/06/2022 12/14/2022	143.30 343.72 693.47 793.47 668.93	0.00 0.00 0.00 0.00 0.00	0.00 0.00 0.00 0.00 0.00	0.00 0.00 0.00 0.00 0.00	143.30 343.72 693.47 793.47 668.93
					<b>Payable Count: (5)</b>		<b>2,642.89</b>
<b>Vendor:</b> <a href="#">1112</a> <a href="#">4215579-0001-04</a>	<b>HOSE-MAN, INC.</b> Tools & Equip. - Adapter & Hose for pumps	12/20/2022	310.50	0.00	0.00	0.00	310.50
					<b>Payable Count: (1)</b>		<b>310.50</b>
<b>Vendor:</b> <a href="#">1372</a> <a href="#">2022-0126</a>	<b>HUNTER ELECTRIC SERVICE, INC.</b> Well #11 - VFD Maint.	12/02/2022	1,176.53	0.00	0.00	0.00	1,176.53
					<b>Payable Count: (1)</b>		<b>1,176.53</b>
<b>Vendor:</b> <a href="#">1419</a> <a href="#">10-14-795006</a>	<b>R &amp; S OVERHEAD DOORS OF COMMERCE</b> Well #11 - Front Sliding Gate Repair	10/14/2022	405.00	0.00	0.00	0.00	405.00
					<b>Payable Count: (1)</b>		<b>405.00</b>
<b>Vendor:</b> <a href="#">1194</a> <a href="#">5100203676.001</a>	<b>S &amp; J SUPPLY CO., INC.</b> Saddles - 4"	12/02/2022	609.85	0.00	0.00	0.00	609.85
					<b>Payable Count: (1)</b>		<b>609.85</b>
<b>Vendor:</b> <a href="#">1202</a> <a href="#">INV0001443</a>	<b>SHELL</b> Fuel Expense - Field Vehicle Unit #74	10/28/2022	50.00	0.00	0.00	0.00	50.00
					<b>Payable Count: (1)</b>		<b>50.00</b>
<b>Vendor:</b> <a href="#">1237</a> <a href="#">1120220527</a> <a href="#">22-2301913</a>	<b>UNDERGROUND SERVICE ALERT</b> Field Supplies - Dig Alert Month of 11/2022 Field Supplies - Dig Alert CA State Regulatory Fee	12/01/2022 12/01/2022	186.75 47.22	0.00 0.00	0.00 0.00	0.00 0.00	186.75 47.22
					<b>Payable Count: (2)</b>		<b>233.97</b>
<b>Vendor:</b> <a href="#">1251</a> <a href="#">5614358</a>	<b>WATERLINE TECHNOLOGIES, INC</b> Chemicals - NaOCl for wells	12/15/2022	1,050.00	0.00	0.00	0.00	1,050.00
					<b>Payable Count: (1)</b>		<b>1,050.00</b>
<b>Vendor:</b> <a href="#">1254</a> <a href="#">00056740</a>	<b>WEST WHITTIER PAINT CO.</b> Field Supplies - Marking Paint	12/21/2022	145.06	0.00	0.00	0.00	145.06
					<b>Payable Count: (1)</b>		<b>145.06</b>
					<b>Payable Account 10-000-2000 Payable Count: (21) Total:</b>		<b>13,010.99</b>

**Payable Account Summary**

<b>Account</b>	<b>Count</b>	<b>Amount</b>
10-000-2000 - Accounts Payable	21	13,010.99
<b>Report Total:</b>	<b>21</b>	<b>13,010.99</b>

**Payable Fund Summary**

<b>Fund</b>	<b>Count</b>	<b>Amount</b>
10 - General Operating	21	13,010.99
<b>Report Total:</b>	<b>21</b>	<b>13,010.99</b>





Pico Water District, CA

# Check Report

By Check Number

Date Range: 12/01/2022 - 12/31/2022

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
<b>Bank Code: AP-ACCOUNTS PAYABLE</b>						
1008	ACWA/JPIA	12/07/2022	Regular	0.00	20,385.68	62563
1415	APPLIED TECHNOLOGY GROUP, INC.	12/07/2022	Regular	0.00	30.00	62564
1391	AQUEOUS VETS	12/07/2022	Regular	0.00	648,011.03	62565
1017	AT & T	12/07/2022	Regular	0.00	106.32	62566
1053	CINTAS #053	12/07/2022	Regular	0.00	324.82	62567
1064	COUNTY SANITATION DISTRICT NO. 2	12/07/2022	Regular	0.00	2,451.14	62568
1080	EDISON COMPANY	12/07/2022	Regular	0.00	13,579.09	62569
1369	EIDE BAILLY LLP	12/07/2022	Regular	0.00	9,803.15	62570
1090	FRONTIER COMMUNICATIONS	12/07/2022	Regular	0.00	400.63	62571
1103	GRM INFO MGMNT SVCS OF CA, LLC	12/07/2022	Regular	0.00	75.00	62572
1109	HENRY BARRIENTOS	12/07/2022	Regular	0.00	50.00	62573
1117	INFOSEND	12/07/2022	Regular	0.00	1,847.30	62574
1422	MATTHEW TRYON	12/07/2022	Regular	0.00	48.14	62575
1368	PUBLIC WATER AGENCIES GROUP	12/07/2022	Regular	0.00	963.75	62576
1370	QUADIENT FINANCE USA, INC.	12/07/2022	Regular	0.00	300.00	62577
1351	RC FOSTER CORPORATION	12/07/2022	Regular	0.00	80,845.00	62578
1209	SOUTHERN CALIFORNIA GAS COMPANY	12/07/2022	Regular	0.00	28.51	62579
1249	VOTACALL, INC.	12/07/2022	Regular	0.00	144.43	62580
1252	WECK LABORATORIES, INC.	12/07/2022	Regular	0.00	1,160.00	62581
1043	CARDMEMBER SERVICE	12/07/2022	Regular	0.00	1,531.00	62582
1051	CHEVROLET OF MONTEBELLO	12/07/2022	Regular	0.00	83.72	62583
1054	CINTAS 0168 - ORANGE CA FAS	12/07/2022	Regular	0.00	366.29	62584
1055	CIVILTEC ENGINEERING, INC.	12/07/2022	Regular	0.00	32,545.00	62585
1069	CV STRATEGIES	12/07/2022	Regular	0.00	11,571.20	62586
1071	DE LAGE LANDEN FINANCIAL	12/07/2022	Regular	0.00	333.55	62587
1080	EDISON COMPANY	12/07/2022	Regular	0.00	8,996.67	62588
1194	S & J SUPPLY CO., INC.	12/07/2022	Regular	0.00	841.54	62589
1186	SOUTHERN TIRE MART, INC.	12/07/2022	Regular	0.00	720.88	62590
1403	SULZER EMS - COLTON	12/07/2022	Regular	0.00	22,006.39	62591
1421	T-MOBILE	12/07/2022	Regular	0.00	421.50	62592
1245	VERIZON WIRELESS	12/07/2022	Regular	0.00	253.10	62593
1256	WESTERN WATER WORKS	12/07/2022	Regular	0.00	4,143.27	62594
1423	MARIA VILLANUEVA	12/15/2022	Regular	0.00	12,179.88	62595
1415	APPLIED TECHNOLOGY GROUP, INC.	12/15/2022	Regular	0.00	30.00	62596
1035	CALIFORNIA COMPUTER SCHOOLS, INC.	12/15/2022	Regular	0.00	68.00	62597
1365	CRAIG D. CHENG, DDS INC.	12/15/2022	Regular	0.00	68.00	62598
1077	DIEGO'S AUTO REPAIR	12/15/2022	Regular	0.00	100.00	62599
1105	HARRINGTON INDUSTRIAL PLASTICS LLC	12/15/2022	Regular	0.00	313.76	62600
1424	JOSEPH PASSAMANO, D.D.S	12/15/2022	Regular	0.00	1,500.00	62601
1135	LAGERLOF, LLP	12/15/2022	Regular	0.00	2,471.69	62602
1176	PRINTWEAR SALES COMPANY	12/15/2022	Regular	0.00	8.82	62603
1209	SOUTHERN CALIFORNIA GAS COMPANY	12/15/2022	Regular	0.00	41.85	62604
1214	STATE WATER RESOURCES CONTROL BOARD	12/15/2022	Regular	0.00	7,290.73	62605
1227	THE FLAG SHOP	12/15/2022	Regular	0.00	363.75	62606
1250	WATER REPLENISHMENT DISTRICT OF	12/15/2022	Regular	0.00	96,954.90	62607

Check Report

Date Range: 12/01/2022 - 12/31/2022

<b>Vendor Number</b>	<b>Vendor Name</b>	<b>Payment Date</b>	<b>Payment Type</b>	<b>Discount Amount</b>	<b>Payment Amount</b>	<b>Number</b>
1256	WESTERN WATER WORKS	12/15/2022	Regular	0.00	9,886.35	62608

Bank Code AP Summary

<b>Payment Type</b>	<b>Payable Count</b>	<b>Payment Count</b>	<b>Discount</b>	<b>Payment</b>
Regular Checks	82	46	0.00	995,645.83
Manual Checks	0	0	0.00	0.00
Voided Checks	0	0	0.00	0.00
Bank Drafts	0	0	0.00	0.00
EFT's	0	0	0.00	0.00
	<b>82</b>	<b>46</b>	<b>0.00</b>	<b>995,645.83</b>

### All Bank Codes Check Summary

Payment Type	Payable Count	Payment Count	Discount	Payment
Regular Checks	82	46	0.00	995,645.83
Manual Checks	0	0	0.00	0.00
Voided Checks	0	0	0.00	0.00
Bank Drafts	0	0	0.00	0.00
EFT's	0	0	0.00	0.00
	<b>82</b>	<b>46</b>	<b>0.00</b>	<b>995,645.83</b>

### Fund Summary

Fund	Name	Period	Amount
10	General Operating	12/2022	995,645.83
			<b>995,645.83</b>

**ACTION/DISCUSSION  
ITEMS**



**REGULAR MEETING OF THE BOARD OF DIRECTORS  
PICO WATER DISTRICT  
4843 S. Church Street  
Pico Rivera, California, 90660**

**5:30 PM Wednesday, January 4, 2023**

**AGENDA**

**7. ACTION/DISCUSSION ITEMS.**

- A. Consider Board Approval of Resolution 239-R proclaiming a state of emergency persists, re-ratifying the proclamation of a state of emergency by Governor Gavin Newsom, and authorizing continued remote teleconference meetings. *Recommended action – that the Board approve Resolution 239-R proclaiming a state of emergency persists and ratifying the proclamation of a state of emergency by Governor Gavin Newsom. Recommended action – that the Board approve.*



## **RESOLUTION NO. 239-R**

### **A RESOLUTION OF THE BOARD OF DIRECTORS OF THE PICO WATER DISTRICT PROCLAIMING A STATE OF EMERGENCY PERSISTS, RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY BY GOVERNOR GAVIN NEWSOM, AND AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE BOARD OF DIRECTORS OF PICO WATER DISTRICT FOR THE PERIOD JANUARY 04, 2023 TO FEBRUARY 01, 2023 PURSUANT TO BROWN ACT PROVISIONS**

**WHEREAS**, the Pico Water District (the “District”) is committed to preserving and nurturing public access and participation in meetings of its Board of Directors; and

**WHEREAS**, all meetings of the District’s Board of Directors and its standing committees are open and public, as required by the Ralph M. Brown Act (California Government Code Sections 54950 – 54963), so that any member of the public may attend, participate, and watch those bodies conduct their business; and

**WHEREAS**, the Brown Act, in 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 for application of Section 54953(e) 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 the safety of persons and property within the jurisdictions that are within the District’s boundaries, caused by natural, technological or human-caused disasters; and

**WHEREAS**, it is further required that state or local officials have imposed or recommended measures to promote social distancing, or the legislative body meeting in person would present imminent risks to the health and safety of attendees; and

**WHEREAS**, such conditions now exist in the District, specifically, COVID-19, and its Delta, Omicron, BA.2, BA.5 and other variants, which remain highly contagious and, therefore,

a threat to the health, safety and well-being of the District's employees, directors, vendors, contractors, customers and residents; and

**WHEREAS**, orders from the Los Angeles County Department of Public Health and regulations from the State of California impose limitations on gatherings and provide guidance on best practices with respect to actions to reduce the spread of COVID-19; and

**WHEREAS**, the District's Board of Directors does hereby find that a state of emergency exists within the District's service area as a result of the continuing presence of COVID-19 and resulting local, state and federal orders and guidance, which has caused, and will continue to cause, conditions of peril to the safety of persons within the District that are likely to be beyond the control of services, personnel, equipment, and facilities of the District, and the Board of Directors desires to affirm a local emergency exists and ratify the proclamation of state of emergency by the Governor of the State of California; and

**WHEREAS**, as a consequence of the local emergency, the Board of Directors does hereby find that the District's Board of Directors and all standing committees 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 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 District will continue to provide proper notice to the public regarding all District Board of Directors' and standing committee meetings, in accordance with Government Code Section 54953(e)(2)(A) and shall provide notice to the public of how they may access any such meeting via call-in number and/or internet link.

**NOW, THEREFORE, THE BOARD OF DIRECTORS OF PICO WATER 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. Proclamation Regarding Local Emergency. The Board of Directors hereby considers the conditions of the state of emergency in the District and proclaims that a local emergency now exists throughout the District, and that conducting District Board of Directors and standing committee meetings virtually will minimize the possible spread COVID-19 and any variant thereof.

Section 3. 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 regarding COVID-19, dated March 4, 2020.

Section 4. Remote Teleconference Meetings. The District's General Manager, or his delegee, and the Board of Directors and standing 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, continuing to conduct 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) the expiration of thirty (30) days from the date this Resolution is adopted, or (ii) such time as the Board of Directors adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the Board of Directors and standing committees of the 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 Pico Water District this 4<sup>h</sup> day of January, 2023, by the following vote:

Ayes:

Nays:

Abstains:

Absent:

By: \_\_\_\_\_  
Elpidio Ramirez, President

Attest:

\_\_\_\_\_  
Joe D. Basulto, Secretary

(Seal)