

**THE BOARD OF DIRECTORS
OF THE
LIVERMORE AREA RECREATION AND PARK DISTRICT**

RESOLUTION NO. ____

**DECLARATION OF EMERGENCY
AND RESOLUTION OF THE LIVERMORE AREA RECREATION AND PARK DISTRICT
TO TEMPORARILY AUTHORIZE INCREASED AUTHORITY
OF THE GENERAL MANAGER**

WHEREAS, on March 4, 2020, the Governor of the State of California declared a State of Emergency to exist in California as a result of the threat of Novel Coronavirus 2019 (“COVID-19”); and

WHEREAS, on March 12, 2020, the Governor issued Executive Order N-25-20 in further response to the spread of COVID-19, mandating compliance with state and local public health officials as pertains to measures to control the spread of COVID-19; and

WHEREAS, on March 13, 2020, the President of the United States of America declared a National state of emergency in response to the spread of COVID-19 within the United States of America; and

WHEREAS, on March 13, 2020, the Alameda County Health Officer declared a public health emergency and the County Emergency Services Director also proclaimed a local emergency due to the COVID-19 pandemic; and

WHEREAS, the health, safety and welfare of Livermore Area Recreation and Park District ("District") residents, businesses, visitors and staff are of utmost importance to the Board of Directors (“Board”), and additional future measures may be needed to protect the community; and

WHEREAS, preparing for, responding to, mitigating, and recovering from the spread of COVID-19 may require the District to divert resources from normal day-to-day operations and it may impose extraordinary requirements on and expenses to the District; and

WHEREAS, the District General Manager (“General Manager”) currently has specific spending authority, without prior Board approval in addition to limited authority related to personnel matters; and

WHEREAS, in the absence of Board action, strict compliance with certain District rules and ordinances could prevent, hinder, or delay appropriate actions to prevent and mitigate the effects of COVID-19; and

WHEREAS, after consideration of all the facts reasonably available for review at the present time, the Board of Directors finds it in the best interest of the District to authorize the General Manager

spending authority upon authorization from the Chair of the Board, and approves all acts necessary and appropriate to ensure the operation of the District.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Board of Directors of the Livermore Area Recreation and Park District, as follows:

1. The Board of Directors declares a State of Emergency to exist in Livermore as a result of the threat of Novel Coronavirus 2019 (“COVID-19”).
2. The Board of Directors authorizes the General Manager’s spending authority, upon authorization from the Chair of the Board, as necessary.
3. The General Manager may take all actions necessary, proper, and appropriate in his reasonable discretion to ensure the operation of the District, the safety of employees, and the safety of the public, including, but not limited to reasonable deviations from Board adopted Ordinances, Resolutions, Policies, and Procedures. Any exercise of the General Manager’s authority pursuant to this Resolution shall be reported to the Board within a reasonably prudent timeframe.
4. The authority vested in the General Manager by this resolution will terminate by action of the Board and/or a declaration by the Governor that the State of Emergency has ended and the County Health Officer that the Public Health Emergency has ended and the County Emergency Services Director that the Local Emergency has ended.

ON MOTION of Director _____, seconded by Director _____, the foregoing resolution was passed and adopted this 25th day of March, 2020, by the following roll call vote:

AYES:

NOES:

ABSTENTIONS:

ABSENT:

Approved this 25th day of March, 2020,

Jan Palajac
Chair, Board of Directors

ATTEST:

Mathew L. Fuzie
General Manager and ex-officio Clerk
to the Board of Directors