

RESOLUTION 2020-034

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO, CALIFORNIA, PROCLAIMING THE EXISTENCE OF A LOCAL EMERGENCY DUE TO NOVEL CORONAVIRUS (COVID-19)

WHEREAS, Government Code Section 8558 provides for a "State of Emergency" or a "Local Emergency" when conditions as "air pollution, fire, flood, storm, epidemic, riot, drought, sudden and severe energy shortage, plant or animal infestation or disease, the Governor's warning of an earthquake, or volcanic prediction, or an earthquake or other conditions, other than the conditions resulting from a labor controversy" which conditions are likely to be beyond the control of the services, personnel, equipment and facilities" of any single entity or of a particular political subdivision and require the combined forces of other political subdivisions to combat; and

WHEREAS, Government Code Section 8630 authorizes the City Council to proclaim the existence of a "Local Emergency;" and

WHEREAS, Section 2.36 of the San Pablo Municipal Code empowers the City Council to proclaim a local emergency when the City of San Pablo is affected or likely to be affected by a public calamity; and

WHEREAS, the Emergency Operations Center (EOC) for the City of San Pablo was activated at 7:00 a.m. on Monday, March 16, 2020 due to the Novel Coronavirus ("COVID-19") and the Director of Emergency Services of the City of San Pablo has asked the City Council to proclaim the existence of a local emergency; and

WHEREAS, public health officials have detected COVID-19, an infectious disease causing severe acute respiratory illness to which there is no known natural immunity and for which there is currently no vaccine, with 153,517 cases confirmed throughout the world, resulting in more than 5,735 deaths so far with the number of cases continuing to increase;

WHEREAS, on January 23, 2020, the Centers for Disease Control (CDC) activated its Emergency Response System and determined that COVID-19 presents a serious and imminent threat in part because the exact modes of transmission, the factors facilitating human-to-human transmission, the extent of asymptomatic viral shedding, the groups most at risk of serious illness, the attack rate, and the case fatality rate all remain active areas of investigation; and

WHEREAS, the CDC has confirmed community transmission in the San Francisco Bay Area; and

WHEREAS, on January 24, 2020, the California Department of Public Health activated its Medical and Health Coordination Center and on March 2, 2020, the Office of

Emergency Services activated the State Operations Center to support and guide state and local actions to preserve public health; and

WHEREAS, on March 4, 2020, the Governor of California proclaimed a state of emergency to exist in California as a result of the threat of COVID-19; on March 10, 2020, Contra Costa County proclaimed the existence of a local emergency caused by the introduction of COVID-19 and its contribution to the shortage of essential health care supplies; and

WHEREAS, on March 11, 2020, the World Health Organization (WHO) declared COVID-19 to be a pandemic; and

WHEREAS, on March 13, 2020, the President of the United States declared a national emergency; and

WHEREAS, as of March 16, 2020, the CDC reported 3,487 cases in the United States and 68 deaths;

WHEREAS, on March 16, 2020, the Contra Costa Health Services issued an order to residents to shelter in place of residence until April 7, 2020 as there are 29 confirmed COVID cases in Contra Costa County and 258 confirmed COVID cases in the Bay Area;

WHEREAS, the City Council already had a regularly scheduled meeting for 6 p.m. on Monday, March 16, 2020 and by at least majority vote added the resolution proclaiming the existence of a local emergency to the agenda pursuant to California Gov't Code section 54954.2(b)(1) that an emergency exists given COVID-19 severely impairs public health and safety;

WHEREAS, the City Council of the City of San Pablo hereby finds conditions of extreme peril to the health and safety of persons and property have arisen within the City of San Pablo caused by COVID-19 commencing on or about 7:00 a.m. on Monday, March 16, 2020; these conditions are or are likely to be beyond the control of the services, personnel, equipment, and facilities of the City of San Pablo and require the combined forces of other political subdivisions to combat; and these conditions are of such extreme peril to warrant and necessitate the proclamation of the existence of a local emergency.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of San Pablo that:

1. A local emergency now exists throughout the City of San Pablo commencing on or about 7:00 a.m. on Monday, March 16, 2020 and shall be deemed to continue to exist until its termination is proclaimed by the City Council of the City of San Pablo;
2. All actions taken by the Director of Emergency Operations and City Manager in response to this local emergency are ratified;

3. During the existence of said local emergency, the powers, functions, and duties of the Director of Emergency Services and the Emergency Organization of the City shall be those prescribed by state law, ordinances, and resolutions of this City, as well as the City of San Pablo's Emergency Plan, Modified Operations Plan, and related administrative policies, plans, procedures and orders adopted to mitigate the effects of this emergency;
4. All City employees are deemed disaster workers;
5. All City officials and employees are ordered to cooperate and coordinate efforts with officials and employees of other political subdivisions and officials and employees of the state and federal government in bringing the present condition of Local Emergency and disaster under control;
6. Within the next thirty (30) days, a report on the most recent conditions of emergency and disaster be presented to this City Council so that this City Council may determine whether conditions of emergency and disaster still exist; and
7. A copy of this resolution be forwarded to Contra Costa County EOC and the State Director of Emergency Services with a request for Mutual Aid.

ADOPTED this 16th day of March 2020, by the following votes:

AYES:	COUNCILMEMBERS:	Kinney, Pineda, Xavier and Cruz
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	Pabon-Alvarado
ABSTAIN:	COUNCILMEMBERS:	None

ATTEST:

APPROVED:


Lehy M. Corbin, Deputy City Clerk


Arturo M. Cruz, Mayor