

RESOLUTION NO. 20-033 C.S.

A RESOLUTION OF THE COUNCIL OF THE CITY OF MONTEREY

RATIFYING THE CITY MANAGER'S PROCLAMATION OF A LOCAL EMERGENCY RELATED TO COVID-19 (CORONAVIRUS)

WHEREAS, on January 30, 2020, the World Health Organization declared the COVID-19 outbreak a public health emergency of international concern;

WHEREAS, on January 31, 2020, the U.S. Department of Health and Human Services declared a Public Health Emergency in the United States;

WHEREAS, on March 3, 2020, the City Council appropriated \$35,000 to prepare and respond to COVID-19;

WHEREAS, the State of California proclaimed a state of emergency on March 4, 2020;

WHEREAS, the County of Monterey declared a local emergency on March 10, 2020;

WHEREAS, the World Health Organization declared COVID-19 a global pandemic on March 11, 2020;

WHEREAS, the Centers for Disease Control and Prevention (CDC) has determined that the virus presents a serious public health threat, requiring coordination among state and local governments;

WHEREAS, there have been confirmed cases of COVID-19 in the counties neighboring Monterey County, including Santa Clara, Santa Cruz, San Benito, and Fresno;

WHEREAS, on March 12, 2020, Governor Newsom enacted Executive Order N-25-20 to mitigate the effects of the COVID-19 pandemic because "despite sustained efforts, the virus remains a threat, and further efforts to control the spread of the virus to reduce and minimize the risk of infection are needed."

WHEREAS, despite having no confirmed cases of coronavirus in Monterey County, scientists and medical experts report that slowing the spread (also known as "flattening the curve") of COVID-19 by reducing opportunities for transmission will save lives by giving police and fire personnel, hospitals, doctors, and vaccine-manufacturers time to respond and prepare for the outbreak;

WHEREAS, the City has developed and enacted a COVID-19 Response Plan that includes the closure and cancellation of city programs and events, and has developed a Continuity of Operations Plan (COOP) to ensure the delivery of critical city services across all departments in an emergency;

WHEREAS, on March 13, 2020, the City Manager, in his capacity as the Director of Emergency Services, proclaimed a local emergency. (Exhibit A.) This Resolution will provide City Council confirmation of, and agreement with, the Proclamation made by the City Manager. Ratification of the City Manager's proclamation will allow the City to adequately plan, prepare,

and deploy resources to effectively respond to the threat posed by COVID-19, and to educate City residents and visitors of the threat posed by the virus.

WHEREAS, Monterey City Code section 11-14(b) requires the City Council to ratify the City Manager's proclamation of a local emergency within seven days;

WHEREAS, the City of Monterey has been working with other local entities to diligent implement CDC guidelines, but now requires additional tools and resources to protect the public health given the current state of the epidemic and the need for a sustained response, including directing personnel and resources from other City departments to assist with the ongoing and developing threat of COVID-19;

WHEREAS, the City of Monterey Planning Office determined the project is exempt from the California Environmental Quality Act Guidelines (Article 18, Section 15269.c) because the City is adopting a Resolution declaring a local emergency related to COVID-19. Specific actions are needed to prevent or mitigate the spread of COVID-19 such as but not limited to closing facilities and modifying business operations. The actions proposed are immediate actions and are necessary to protect the health and safety of the City's citizens.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTEREY, pursuant to City Code section 11-14(b) and Government Code section 8630, hereby ratifies, confirms, and is in agreement with, and incorporates herein, the Proclamation made by the City Manager declaring that a local emergency exists in the City of Monterey.

PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF MONTEREY this 17th day of March, 2020, by the following vote:

AYES:	5	COUNCILMEMBERS:	Albert, Haffa, Smith, Williamson, Roberson
NOES:	0	COUNCILMEMBERS:	None
ABSENT:	0	COUNCILMEMBERS:	None
ABSTAIN:	0	COUNCILMEMBERS:	None

ATTEST:
DocuSigned by:



ED8453A4F62C4AA
City Clerk thereof

APPROVED:
DocuSigned by:

Mayor Clyde Roberson

FA1981217DDE4FB
Mayor of Said City

Office of the City Manager
Monterey, California 93940



**PROCLAMATION OF A LOCAL EMERGENCY BY CITY OF MONTEREY CITY MANAGER
RELATED TO COVID-19 (CORONAVIRUS)**

WHEREAS, Section 11-4(b) of the Monterey City Code empowers the Director of Emergency Services to proclaim the existence or threatened existence of a local emergency when the City is affected or likely to be affected by a public calamity and the City Council is not in session; and

WHEREAS, the City Manager as the Director of Emergency Services of the City of Monterey hereby finds that:

1. Conditions of extreme peril to the safety of persons has arisen within the City caused by the COVID-19 pandemic. There presently exists a public health emergency, as noted in Governor Newsom's Executive Order N-25-20 dated March 12, 2020.
2. That the City Council of the City of Monterey is not in session and cannot immediately be called into session.

NOW, THEREFORE, IT IS HEREBY PROCLAIMED, that a local emergency now exists throughout the City.

BE IT FURTHER PROCLAIMED AND ORDERED that during the existence of said local emergency, the powers, functions, and duties of the emergency organization of this City shall be those prescribed by state law, existing ordinances and resolutions, the City's Emergency Plan, as well as this resolution and any subsequent emergency orders of the City Council in order to mitigate the effects of the local emergency;

BE IT FURTHER PROCLAIMED AND ORDERED, pursuant to Government Code sections 8634 and 8568, during the period of this emergency, the following procedures and formalities otherwise required of the City by ordinance or other local regulation shall be waived, where strict compliance would hinder or delay the mitigation effects of the emergency:

1. Entering into contracts;
2. Incurring obligations;
3. Employment of permanent and temporary workers;
4. Utilization of volunteer workers;
5. Appropriation and expenditure of public funds; and
6. Waiver of public funds when in the public interest.

IT IS FURTHER PROCLAIMED AND ORDERED that said Local Emergency shall be deemed to continue to exist for the next seven (7) days, and hereafter by ratification of the City Council, until its termination is proclaimed by the City Council of the City.

March 13, 2020 10:08 a.m.
Date and Time

Hans Uslar
Hans Uslar, City Manager and
Director of Emergency Services