

RESOLUTION NO. 2020-026

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN RAMON
RATIFICATION AND CONFIRMATION OF A PROCLAMATION BY THE
EMERGENCY SERVICES DIRECTOR OF THE CITY OF SAN RAMON REGARDING
THE EXISTENCE OF A LOCAL EMERGENCY DUE TO THE SPREAD OF A SEVERE
ACUTE RESPIRATORY ILLNESS CAUSED BY A NOVEL CORONAVIRUS
DESIGNATED AS COVID-19**

WHEREAS, Section A8-6.A.1 of the San Ramon Municipal Code empowers the City Manager, acting in his capacity as the Director of Emergency Services (“Director”), to proclaim a local emergency when the City of San Ramon (“City”) is affected or likely to be affected by a public emergency and the City Council is not in session; and

WHEREAS, the City Council must ratify this proclamation within seven calendar days or after such seven-day period, this proclamation shall have no further force and effect; and

WHEREAS, the Director determined that conditions of extreme peril to the safety of persons and property arose within the City of San Ramon, caused by the spread of COVID-19, at which time the City Council of the City of San Ramon was not in session; and

WHEREAS, on March 17, 2020, the Director issued the proclamation, attached here as Exhibit 1 and incorporated into this resolution by reference, finding the existence of a local emergency within the City (“Proclamation”); and

WHEREAS, the public safety crisis related to COVID-19 has created a local emergency within San Ramon; and

WHEREAS, the proclamation of an existing local emergency will assist the City of San Ramon in their procurement of funding, reimbursement of expenses, and obtain necessary equipment in accordance with guidance from Contra Costa County Health Services; and

WHEREAS, the United States of America, the State of California, and Contra Costa County have declared local emergencies related to COVID-19; and

WHEREAS, the City Council finds that the conditions described in the resolution were of extreme peril and did warrant and necessitate the Proclamation.

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

1. The Proclamation is ratified and confirmed.
2. The City Council has reviewed the need for continuing the Proclamation and finds, based on substantial evidence, that the public interest and necessity require the continuance of the Proclamation.

3. Until the Proclamation is terminated by the City Council, every 30 days the Director is directed to report about conditions pertaining to the emergency.
4. All City officers and employees are directed to take all steps requested by the City Manager to qualify the City for reimbursement from the Federal Emergency Management Agency and for other state and federal relief as may be available to reimburse the City for the expenses it incurs in addressing this emergency.
5. The local emergency described in Proclamation shall be deemed to continue to exist until its termination is proclaimed by the City Council of the City of San Ramon.

PASSED, APPROVED AND ADOPTED at the meeting of March 24, 2020, by the following votes:

AYES: *Cm. Hudson, O'Loane, Perkins, Zafar, and Mayor Clarkson*

NOES:

ABSENT:

ABSTAIN:


Bill Clarkson, Mayor

ATTEST:


Christina Franco, City Clerk

Exhibit 1: Proclamation



**A PROCLAMATION BY THE EMERGENCY SERVICES DIRECTOR
OF THE CITY OF SAN RAMON REGARDING THE EXISTENCE OF
A LOCAL EMERGENCY DUE TO THE SPREAD OF A SEVERE
ACUTE RESPIRATORY ILLNESS CAUSED BY A NOVEL
CORONAVIRUS DESIGNATED AS COVID-19.**

WHEREAS, the California Emergency Services Act (Government Code Sections 8550, et seq.) authorizes the proclamation of a local emergency when conditions of disaster or extreme peril to the safety of persons and property within the territorial limits of a city exist; and

WHEREAS, per Government Code Section 8630, such an emergency may be proclaimed by the governing body or by an official designated by ordinance adopted by the governing body; and

WHEREAS, Section A8-5.A of the San Ramon Municipal Code, city manager is the Director of Emergency Services; and

WHEREAS, Section A8-6.A.1 of the San Ramon Municipal Code empowers the City Manager as the Director of Emergency Services to proclaim a local emergency when the City of San Ramon ("City") is affected or likely to be affected by a public emergency and the City Council is not in session; and

WHEREAS, a local emergency proclamation is a prerequisite for requesting state or federal assistance; and

WHEREAS, the City Council must ratify this proclamation within seven calendar days or, after such seven-day period, this proclamation will have no further force and effect; and

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

1. A novel (new) coronavirus (named "COVID-19") was first detected in China in December 2019.
2. On January 21, 2020, the Centers for Disease Control and Prevention (CDC) confirmed reports from Washington state of the first U.S. resident with a COVID-19 infection.
3. On January 30, 2020, the World Health Organization declared the COVID-19 outbreak a Public Health Emergency of International Concern.
4. On March 4, 2020, Governor Gavin Newsom declared a state of emergency in California due to the number of confirmed cases of COVID-19 in the State.
5. On March 10, 2020, the Contra Costa County ("County") Board of Supervisors declared the existence of a local emergency in the County caused by the introduction of COVID-19 and, among other things, its contribution to the shortage of essential health care supplies.
6. On March 10, 2020, the World Health Organization characterized COVID-19 as a pandemic.

7. On March 11, 2020, the Governor announced that California public health officials have determined that gatherings of more than 250 people should be postponed or canceled across the state until at least the end of March and, among other things, that certain provisions of the State Government Code pertaining to teleconferenced local government meetings were suspended.
8. On March 13, 2020, the President of the United States declared that the outbreak of COVID-1 constituted a national emergency.
9. On March 14, 2020, the County Health Officer issued an order prohibiting an event or convening that brought together 100 or more individuals at the same time in a single room or single indoor or outdoor confined or enclosed space.
10. On March 16, 2020, the Contra Costa County Department of Health Services issued an order (the "March 16 County Order") directing all individuals living in the county to shelter at their place of residence, except that they may leave to provide or receive certain essential services or engage in certain essential activities and work for essential businesses and governmental services.
11. The March 16 County Order also directs all businesses and governmental agencies to cease non-essential operations at physical locations in the county, prohibits all non-essential gatherings of any number of individuals, and orders cessation of all non-essential travel.
12. Protecting the health, safety, and welfare of San Ramon residents, businesses, visitors, and staff is the highest priority of the City.
13. Additional future measures may be needed to protect the community.
14. The efforts required to prepare for, respond to, mitigate, and recover from the increasing spread of COVID-19 have imposed, and will continue to impose, extraordinary requirements and expenses on the City, requiring diversion of resources from day-to-day operations.
15. In addition to the above facts, conditions, or threatened conditions caused by COVID-19 including, but not limited to, potential isolation and quarantines of residents, employees, businesses, and public safety workers, give rise to conditions of extreme peril to the safety of persons and property within the City.
16. These conditions are, or are likely to be, beyond the control of the services, personnel, equipment, and facilities of the City.
17. The City Council of the City of San Ramon is not in session and cannot immediately be called into session.

WHEREAS, the above findings necessitate the proclamation of the existence of a local emergency.

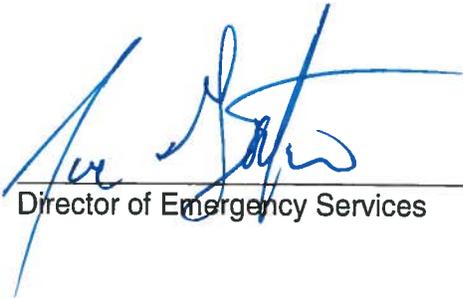
NOW, THEREFORE, IT IS PROCLAIMED THAT:

1. A local emergency now exists throughout the City.
2. During the existence of the local emergency, the powers, functions, and duties of the Director of Emergency Services shall be those prescribed by state law, ordinances, and resolutions of this City and by the City of San Ramon Emergency Operations Plan.
3. Until further notice, all non-essential City facilities are closed to the public, and all non-essential City sponsored meetings and events are cancelled or postponed until after April 30, 2020.

4. The normal City goods and service procurement requests and purchase practices are stayed during this period of emergency, and the City's emergency procurement practices will be put into effect.
5. City employees are hereby designated as Disaster Service Workers under the provisions of San Ramon Municipal Code § A8-6.A.6.c.
6. This proclamation will be ratified and confirmed within the next seven days by the City Council and will be reviewed at least every thirty days until termination is proclaimed by the City Council.
7. This proclamation will become effective immediately.

DATE AND TIME:

3/17/2020 1935 hrs



Director of Emergency Services