

**RESOLUTION NO. 2020-015**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHINO, CALIFORNIA CONFIRMING THE PROCLAMATION OF THE EXISTENCE OF A LOCAL EMERGENCY WITHIN THE CITY OF CHINO (COVID-19) BY THE DIRECTOR OF EMERGENCY SERVICES PURSUANT TO CHINO MUNICIPAL CODE CHAPTER 2.48**

WHEREAS, in December, 2019, an outbreak of respiratory illness due to a novel coronavirus (a disease now known as COVID-19) was first identified in Wuhan City, Hubie Province, China; and

WHEREAS, COVID-19 has since spread outside of China, impacting more than 75 countries, including the United States; and

WHEREAS, the California Department of Public Health has activated its Medical and Health Coordination Center, and the Office of Emergency Services recently activated the State Operations Center to provide support and guide actions to preserve public health; and

WHEREAS, on March 4, 2020, Governor Newsom declared the existence of a state of emergency for the State of California; and,

WHEREAS, on March 10, 2020, the San Bernardino County Board of Supervisors declared a state of emergency due to COVID-19; and

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

WHEREAS, on March 15, 2020, the County of San Bernardino confirmed the first case of an individual contracting COVID-19; and

WHEREAS, it is imperative to prepare for and respond to suspected or confirmed COVID-19 cases within the City, and to prepare to respond to an increasing number or individuals who may require medical care; and

WHEREAS, California Government Code Sections 8558 and 8630, et seq., and Chino Municipal Code Section 2.48.060 empower the City's Director of Emergency Services to declare a local emergency if the City Council is not in session; and

WHEREAS, the City Manager of the City of Chino is designated as the Director of Emergency Services pursuant to Municipal Code Section 2.48.050; and

WHEREAS, strict compliance with certain Chino Municipal Code and other City regulations could prevent, hinder, or delay appropriate actions to prevent and mitigate the effects of the COVID-19, which issue cannot be timely addressed absent a declaration of emergency; and

WHEREAS, on March 16, 2020, the City's Director of Emergency Services declared a local emergency thereby activating the Emergency Operations Center due to threats to people within the City from COVID-19, which threats are likely to be beyond the control of the services, personnel, equipment and facilities of the City and will likely require the combined forces of the other political subdivisions of the county, state and federal government; and

WHEREAS, per Government Code Section 8630 a local emergency declared by the Director of Emergency Services shall not remain in effect for a period in excess of seven days unless it has been ratified by the City Council; and

WHEREAS, the Director of Emergency Services requests that the City Council of the City of Chino proclaim the existence of a local emergency; and

WHEREAS, after consideration of all items before it, the City Council of the City of Chino desires to declare a local emergency to make additional resources available to address the effects of COVID-19.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CHINO, CALIFORNIA DOES HEREBY RESOLVE AS FOLLOWS:**

SECTION 1. Conditions of extreme peril to the safety of persons and property have arisen within the City of Chino, caused by the effects of COVID-19.

SECTION 2. The aforementioned conditions of extreme peril warranted and necessitated the proclamation of the existence of a local emergency by the City's Emergency Service Director.

SECTION 3. The City Council does hereby ratify and confirm the declaration of a local emergency by the Emergency Services Director.

SECTION 4. During the existence of said local emergency, the powers, functions and duties of the Emergency Services Director and the City's Disaster Council shall be those prescribed by State Law, City ordinances, resolutions, and approved plans of the City to mitigate the effects of said local emergency. In this regard, the Council desires to make clear the powers, functions, and duties include:

- (a) As necessary for the public health, life, and property, entering into contracts to arrange for the procurement of materials, goods, and services needed to assist in preparing for, containing, responding to, mitigating the effects of, and recovering from the spread of COVID-19. Applicable provisions of the Government Code and the Public Contract Code, including but not limited to travel, advertising, and competitive bidding requirements, as well as any City procurement or related policy, are suspended to the extent reasonably necessary to address the effects of COVID-19.
- (b) The Emergency Services Director is expressly authorized to assist with any lawful order, including the enforcement of an order of quarantine or curfew, as well as ordering potentially ill City employees to leave the workplace, authorizing certain City employees to work remotely, taking steps to limit non-essential contact by City employees, etc., to address the effects of COVID-19.
- (c) The Emergency Services Director is expressly authorized to make appropriate operational adjustments, including but not limited to, placing employees on paid administrative leave for specified periods as he deems necessary.

SECTION 5. The local emergency shall be deemed to continue to exist until its termination is proclaimed by the City Council.

SECTION 6. The Government Code Section 8630 requirement that the Council review of the need for continuing the local emergency at least once every 60 days until the City Council terminates the local emergency has been waived for the duration of the statewide emergency declared by Governor Newsom. If this declaration of local emergency extends for more than the duration of the statewide emergency declared for COVID-19, City Staff are directed to thereafter return this item for Council review of the need for continuing the local emergency at least once every 60 days until the City Council terminates the local emergency.

SECTION 7. This Resolution shall take effect immediately. This Resolution and its contents will be published and promulgated in as widespread a manner as is reasonable feasible under the conditions prevailing during this local emergency.

SECTION 8. That all City departments are directed to take those actions, measures and steps deemed necessary to assure the safety and welfare of the inhabitants of the City of Chino and property, including requesting mutual aid to the extent such aid is necessary.

PASSED, APPROVED AND ADOPTED this 17<sup>th</sup> day of March, 2020.

  
EUNICE ULLOA, MAYOR

ATTEST:

  
ANGELA ROBLES, CITY CLERK

State of California )  
County of San Bernardino )ss.  
City of Chino )

I, ANGELA ROBLES, City Clerk of the City of Chino, do hereby certify that the foregoing Resolution was duly adopted by the City Council at a regular meeting held on the 17th day of March 2020, by the following votes:

AYES: COUNCIL MEMBERS: ULLOA, HAUGHEY, HARGROVE, LUCIO, RODRIGUEZ  
NOES: COUNCIL MEMBERS: NONE  
ABSENT: COUNCIL MEMBERS: NONE

  
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ANGELA ROBLES, CITY CLERK