

PROCLAMATION OF LOCAL EMERGENCY

WHEREAS, Government Code section 8630 and City of Calistoga Municipal Code section 2.18.060(A) authorize and empower the City Manager of the City of Calistoga, as Director of Emergency Services, to proclaim the existence or threatened existence of a local emergency when the City of Calistoga is affected or likely to be affected by a public calamity and the City Council of the City of Calistoga is not then in session, subject to confirmation by the City Council within seven days thereafter; and

WHEREAS, international, national, state, and local health and governmental authorities have been and are responding to an outbreak of respiratory disease caused by a novel coronavirus named "SARSCoV-2," and the disease it causes has been named "coronavirus disease 2019," abbreviated COVID-19, ("COVID-19"); and

WHEREAS, COVID-19 spreads easily from person to person and may result in serious illness or death, and it is essential that the spread of the virus be slowed to safeguard the public; and

WHEREAS, the World Health Organization ("WHO") has reported that sustained human-to-human transmission of COVID-19 is occurring; and transmission from asymptomatic individuals has been documented and suspected community transmission of the virus is occurring in the United States. Although the majority of individuals infected with COVID-19 recover from the disease without special treatment, there is significant potential for serious infection and death; and

WHEREAS, WHO declared the COVID-19 outbreak a public health emergency of international concern on January 30, 2020, and made an assessment on March 11, 2020 that COVID-19 can be characterized as a pandemic; and

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 health departments to ensure readiness for potential health threats associated with the virus; and

WHEREAS, the CDC has issued guidelines to local and state health departments, including the Napa County Health & Human Services Agency ("HHSA"), concerning risk assessment and public health management of persons with potential exposure to COVID-19. These guidelines require HHSA to make extraordinary efforts to monitor ongoing communicable disease threats and prepare for management of individuals who may have been exposed to COVID-19; and

WHEREAS, HHSA, the Office of Emergency Services, and other County partners (including the City of Napa) have been working diligently to implement the CDC guidelines, but now require additional tools and resources to protect the public health given the current state of the epidemic and the need for a sustained

response; and

WHEREAS, in response to COVID-19, the Governor of the State of California issued a Proclamation of a State of Emergency on in response to COVID-19 on March 4, 2020, and issued Executive Order N-25-20 on March 12, 2020; and

WHEREAS, the Napa County Health Officer declared a local health emergency on March 12, 2020 as a result of the imminent and proximate threat to public health from the potential introduction of COVID-19 in Napa County; and

WHEREAS, the President of the United States issued the Proclamation on Declaring a National Emergency Concerning the Novel Coronavirus Disease (COVID-19 Outbreak, on March 13, 2020; and

WHEREAS, as of March 14, 2020, there are 2,726 cases of COVID-19 in the United States, including an estimated 340 reported cases of COVID-19 in California; and

WHEREAS, the City Council of the City of Calistoga is not presently in session (and cannot immediately be called into session).

NOW, THEREFORE, the City of Calistoga Director of Emergency Services finds that:

- A. The United States of America has confirmed cases of individuals who have a severe acute respiratory illness caused by COVID-19, first detected in Wuhan, Hubei Province, People's Republic of China ("China"). The virus was first reported in China on December 31, 2019; and
- B. WHO officials now report that sustained human-to-human transmission of COVID-19 is occurring. Transmission from asymptomatic individuals has been documented. Suspected community transmission of COVID-19 is occurring in the United States; and
- C. Although the majority of individuals infected with COVID-19 recover from the disease without special treatment, there is significant potential for serious infection and death; and
- D. On January 30, 2020, WHO declared the COVID-19 outbreak a public health emergency of international concern, and on January 31, 2020, the U.S. Department of Health and Human Services declared a Public Health Emergency for the United States of America; and
- E. The United States Centers for Disease Control and Prevention ("CDC") has determined that the virus presents a serious public health threat, requiring coordination among state and local health departments to ensure readiness for potential health threats associated with the virus; and
- F. Due to the significant transmission of the virus and the increased numbers of confirmed cases worldwide, the WHO declared a global pandemic on March 11, 2020 due to COVID-19; and
- G. COVID-19 spreads easily from person to person and may result in serious illness or death, and it is essential that the spread of the virus be slowed to

safeguard the public and protect healthcare resources considering the influx of new patients and has determined that these conditions constitute a threat to community health warrant a proclamation of a Local Health Emergency; and

- H. Conditions of extreme peril to the safety of persons and property have arisen within the City caused by the threat of COVID-19 that will impact significant City and community operations, including critical public infrastructure and services, and which will require the provision of additional public safety and emergency services; and
- I. As contemplated in the Emergency Service Act contained in Government Code Section 8550 et seq., including Section 8558(c) and as defined in Calistoga Municipal Code 2.18.020 a local emergency exists because of the existence of conditions of disaster or of extreme peril to the safety of persons and property within the City of Calistoga caused by the aforesaid conditions and warrant and necessitate the proclamation of a Local Emergency to enable the City of Calistoga and other local government entities to adequately plan, prepare and secure resources to be able to effectively respond to the threat posed by COVID-19, and to warn City of Calistoga residents and visitors of the threat posed by COVID-19 and to enable them sufficient time to plan and prepare; and
- J. At the time of this proclamation, the City Council is not in session (and cannot immediately be called into session).

NOW, THEREFORE, IT IS HEREBY PROCLAIMED by the City Manager of the City of Calistoga, in his capacity of the Director of Emergency Services of the City of Calistoga as follows:

1. A local emergency exists in accordance with the findings set forth above, commencing on or about the time and date of the signature of the Director of Emergency Services, due to the conditions of extreme peril to the safety of persons and property within the City caused by COVID-19.

2. The conditions described herein are likely to be beyond the control of the services, personnel, equipment, and facilities of the City, requiring the combined forces of other political subdivisions to combat.

IT IS FURTHER PROCLAIMED AND ORDERED that during this local emergency, the City Manager shall exercise the, the powers, functions and duties of the emergency organization of this City shall be those prescribed by state law, by ordinances, including "Emergency and Disaster Preparedness," Calistoga Municipal Code chapter 2.18, City resolutions, the City's emergency plans, and the City Municipal Code.

IT IS FURTHER PROCLAIMED AND ORDERED, the City Manager shall work with appropriate local, state, and federal representatives in order to seek disaster relief assistance. The City Manager shall work with the Mayor in order to determine the appropriate method of requesting assistance from County, state and federal officials.

IT IS FURTHER PROCLAIMED AND ORDERED, the City Manager hereby orders, pursuant to powers conferred upon him pursuant to Calistoga Municipal Code section 2.18.060, for the protection of persons and property, the cancellation of all non-essential public meetings for all City legislative bodies (i.e., the City Council, and all City boards and commissions) through March 31, 2020, including all of the following previously scheduled and unscheduled meetings:

1. City Council, including the meeting previously scheduled for March 17, 2020
2. Mayor's Forum previously scheduled for March 18, 2020
3. City Council, Goal Setting Workshop which was tentatively scheduled for March 19, 2020
4. Planning Commission, including the meeting previously scheduled for March 25, 2020

IT IS FURTHER PROCLAIMED AND ORDERED, the City Manager hereby orders, pursuant to powers conferred upon him pursuant to Calistoga Municipal Code section 2.18.060, for the protection of persons and property the following:

1. The suspension of all Park and Recreation programs until March 31, 2020, including senior, youth and aquatics programs;
2. The suspension of utility bill late fees for non-payment, and suspension of payment by cash in person, through March 31, 2020;
3. The temporary closure to the public of all City Buildings until March 31, 2020, with the exception of the Police Department Lobby;
4. This proclamation shall be published and promulgated in as widespread a manner as reasonably feasible in-light of the conditions prevailing during the local emergency.
5. This proclamation of local emergency shall be reviewed by the City Council of the City of Calistoga within seven days and if not confirmed and ratified by the City Council shall expire after the seventh day or such earlier date as specified by the City Council.

IT IS HEREBY REQUESTED that the Governor of the State of California include the City of Calistoga in any emergency declaration by the State; ensure the City of Calistoga is included in any emergency declaration that may be issued by the President of the United States of America; waive regulations that may hinder response and recovery efforts; and make available California Disaster Act and State Private Nonprofit Organizations Assistance Program funding and any other applicable funding.

This proclamation is hereby issued by the City Manager, in his capacity as Director of Emergency Services and shall take effect immediately upon its execution.

By: Michael Kirn

Name: Michael Kirn

Title: City Manager/Director of Emergency Services

Date: March 16, 2020 at 6:00 PST