

## **TOWN OF ROSS**

### **RESOLUTION NO. 2150**

#### **A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF ROSS RATIFYING THE TOWN COUNCIL'S PROCLAMATION OF THE EXISTENCE OF A LOCAL EMERGENCY DUE TO THE WORLDWIDE SPREAD OF THE CORONAVIRUS ("COVID-19")**

WHEREAS, the California Emergency Services Act (California Government Code sections 8630, 8550, et. seq.) defines a local emergency as the existence of conditions of disaster or of extreme peril to the safety of persons and property within the territorial limits of a Town, caused by conditions such as an epidemic, which are or are likely to be beyond the control of the services, personnel, equipment, and facilities of a Town, and require the combined forces of other political subdivisions to combat; and

WHEREAS, Section 2.28.020 of the Town of Ross ("Town") Municipal Code defines emergency as the actual or threatened existence of conditions of disaster or of extreme peril to the safety of persons and property within this Town, including conditions such as an epidemic, which are or are likely to be beyond the control of the services, personnel, equipment, and facilities of this Town, requiring the combined forces of other political subdivisions to combat; and

WHEREAS, Section 2.28.050 of the Town's Municipal Code designates the Mayor as the Director of Emergency Services for the Town; and

WHEREAS, Section 2.28.060 empowers the Mayor, as the Director of Emergency Services, to proclaim the existence or threatened existence of a local emergency when the Town Council is not in session so long as such proclamation is ratified by the Town Council within seven (7) days; and

WHEREAS, in December 2019 and January 2020, reports began spreading worldwide of a flu-like virus first found in China, that was more deadly than the flu generally, with the virus becoming known as the Coronavirus ("COVID-19"); and

WHEREAS, from January 2020 to March 2020, COVID-19 spread throughout the world; and

WHEREAS, on March 3, 2020, the County of Marin proclaimed a Local Emergency due to the threat of COVID-19 in the County; and

WHEREAS, to date, the Marin County Department of Health & Human Services (HHS) has confirmed nine positive case of COVID-19 in Marin County; and

WHEREAS, as of March 16, 2020, the Centers for Disease Control and Prevention ("CDC") has confirmed 3,487 cases of COVID-19 in the United States, with 369 in California; and

WHEREAS, on or about March 4, 2020, as part of the State of California's response to address the global COVID-19 outbreak, Governor Gavin Newsom declared a State of Emergency to make additional resources available, formalize emergency actions already underway across multiple state agencies and departments, and help the state prepare for broader spread of COVID-19 following one official COVID-19 death; and

WHEREAS, on March 13, 2020, the President of the United States declared a national emergency relating to the COVID-19 pandemic; and

WHEREAS, based on said events, the Mayor of the Town of Ross declared the existence of a local emergency within the Town on March 16, 2020.

NOW, THEREFORE, BE IT RESOLVED, that the Proclamation of the Existence of a Local Emergency issued by the Mayor acting as the Director of Emergency Services is hereby confirmed and ratified by the Town Council of the Town of Ross; and

BE IT FURTHER RESOLVED, that pursuant to Ross Municipal Code sections 2.28.050(b) and 2.28.060(c), the Mayor hereby appoints the Town Manager the Assistant Director of Emergency Services for the Town of Ross and further assigns the Assistant Director all powers and duties vested in the Mayor pursuant to Ross Municipal Code Chapter 2.28 and pursuant to all applicable Federal and State laws; and

BE IT FURTHER RESOLVED, that said local emergency shall be deemed to continue to exist and shall be reviewed at least once every 60 days until its termination is proclaimed by the Town Council of the Town of Ross per California Government Code section 8630; and

BE IT FURTHER RESOLVED, that the Mayor or her designee is authorized to take whatever other action is authorized under the Ross Municipal Code and state and federal law, subject to any required authorization from the Town Council, consistent with this Resolution and its basic purposes.

PASSED, APPROVED, AND ADOPTED this 19<sup>th</sup> day of March 2020, by the following vote:

**AYES:** Council Member Brekhus, Kuhl, McMillan, Robbins, Russell

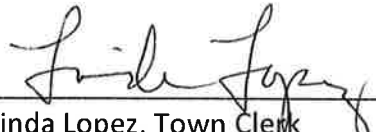
**NOTES:**

**ABSENT:**

**ABSTAINING:**

  
Elizabeth Brekhus, Mayor

**ATTEST:**

  
Linda Lopez, Town Clerk