

RESOLUTION NO. 2020-16

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PATTERSON RATIFYING THE DIRECTOR OF EMERGENCY SERVICES (CITY MANAGER) UNDER THE PATTERSON MUNICIPAL CODE SECTION 2.36 PROCLAMATION OF EXISTENCE OF A LOCAL EMERGENCY

WHEREAS, section 2.36 of the Patterson Municipal Code empowers the City of Patterson (the “City”) City of Emergency Services (City Manager) to proclaim a local emergency if the City Council is not in session, subject to ratification by the City Council within seven (7) days; and

WHEREAS, conditions or threatened conditions caused by the novel coronavirus (“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; and

WHEREAS, on March 16, 2020 the Director of Emergency Services (City Manager) under the Patterson Municipal Code proclaimed the existence of a local emergency in the City based on conditions or threatened conditions caused by COVID-19; and

WHEREAS, Government Code section 8630 generally requires the City Council to review the need for continuing the local emergency at least once every sixty (60) days, but as part of Governor Gavin Newsom’s March 4, 2020 Declaration of a State of Emergency in California due to COVID-19, this provision has been waived for the duration of the statewide emergency, allowing the City to maintain the local health emergency until terminated by the City Council; and

WHEREAS, the City Council does hereby find that conditions or threatened conditions caused by COVID-19 did warrant and necessitate the proclamation of the existence of a local emergency in the City, and that COVID-19 continues to present conditions of extreme peril to the safety of persons and property within the City.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Patterson as follows:

1. Pursuant to Government Code section 8630, the Proclamation of Existence of a Local Emergency issued by the Director of Emergency Services (City Manager) under the Patterson Municipal Code on March 17, 2020 is hereby ratified.

2. The City may request any available funding from the California Disaster Assistance Act, the Small Business Administration, or any other funding available as a result of this proclamation of local emergency.
3. The local emergency shall be deemed to continue to exist until its termination is proclaimed by the City Council.

PASSED AND ADOPTED this 17th day of March 2020 by the following roll call vote:

AYES: Councilmembers McCord, Naranjo, Homen and Mayor Novelli
NOES: None
EXCUSED: None

APPROVED:



Deborah M. Novelli
Mayor of the City of Patterson

ATTEST:



Maricela L. Vela
City Clerk of the City of Patterson

I hereby certify that the foregoing is a full, correct and true copy of a resolution passed by the City Council of the City of Patterson, a Municipal Corporation of the County of Stanislaus, State of California, at a regular meeting held on the 17th day of March 2020, and I further certify that said resolution is in full force and effect and has never been rescinded or modified.

DATED:

City Clerk of the City of Patterson

WHEREAS, existing conditions related to COVID-19 constitute an emergency as defined in the Patterson Municipal Code Section 2.36, and

WHEREAS, The City Manager as the Director of Emergency Services under the Municipal Code of the City of Patterson hereby finds that:

- 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 from day-to-day operations;
- 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;
- These conditions are, or are likely to be, beyond the control of the services, personnel, equipment, and facilities of the City; and
- At the time of this proclamation, the City Council is not in session, and cannot be called into session.

NOW, THEREFORE, IT IS HEREBY PROCLAIMED that a local emergency now exists throughout the City due to COVID-19.

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of the local emergency, the powers functions and duties of the *Director of Emergency Services (City Manager)* under the *Municipal Code* and the emergency organization of the City shall be those prescribed by State law, the ordinances and resolutions of the City, and the City of Patterson Emergency Plan.

IT IS FURTHER PROCLAIMED AND ORDERED that the local emergency shall expire unless ratified by the City Council within 7 days of this proclamation.



Ken Irwin
Director of Emergency Services / City Manager under the Patterson Municipal Code

3/16/2020
Date

Dated: 3/16/20

Approved as to Form:



Douglas L. White

For City Attorney, Tom Hallinan