

RESOLUTION NO. 2022-107**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH, CALIFORNIA, CONTINUING THE PROCLAMATION OF A STATE OF AN ONGOING LOCAL EMERGENCY RELATED TO COVID-19**

WHEREAS, the novel coronavirus (COVID-19) is a respiratory disease that may result in serious illness or death and is easily transmissible from person to person; and

WHEREAS, on January 31, 2020, the United States Department of Public Health and Human Services Secretary Alex Azar declared a public emergency for COVID-19 beginning on January 27, 2020; and

WHEREAS, on February 14, 2020, the San Diego County Public Health Officer determined that there is a potential threat of introduction of COVID-19 in San Diego County and declared a Local Health Emergency; and

WHEREAS, on February 19, 2020, the County Board of Supervisors ratified the Declaration of Local Health Emergency; and

WHEREAS, on March 4, 2020, Governor Gavin Newsom declared a state of emergency in the State of California due to the number of confirmed cases of COVID-19 in the State; and

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

WHEREAS, on March 11, 2020, the California Department of Public Health issued a policy to cancel or postpone large gatherings through the month of March in the State of California; and

WHEREAS, on March 12, 2020, the San Diego County Public Health Officer issued an Order to ban large gatherings in the County of San Diego from March 13, 2020 through March 31, 2020 and announced that there were at least 6 positive cases of COVID-19 in the County along with at least one from community transmission; and

WHEREAS, section 2.52.060 of the Imperial Beach Municipal Code empowers the Director of Emergency Services to proclaim the existence or threatened existence of a local emergency when the City is affected or likely to be affected by a public calamity and the City Council is not in session; and

WHEREAS, on March 12, 2020, the City's Director of Emergency Services proclaimed the existence of a local emergency within the City; and

WHEREAS, on March 16, the City Council approved Resolution No. 2020-13 to ratify the proclamation of the City's Director of Emergency Services and has voted to extend the emergency in April and May of 2020; and

WHEREAS, on March 19, 2020, the Governor of the State of California issued Executive Order N-33-20 ordering all individuals to stay at home with the exception of those providing essential services or for essential needs with no specific end date; and

WHEREAS, the Health Officer of the County of San Diego has issued the current limited Order of the Health Officer and Emergency Regulations which delineates its current regulations; and

WHEREAS, according to the Centers for Disease Control and Prevention (CDC) and public health officials in the County of San Diego there have been numerous deaths attributed to COVID-19 in the United States and throughout San Diego County and the infection cases and death toll are increasing over time; and

WHEREAS, the case numbers and death numbers continue to rise in San Diego County, especially in light of the Omicron variant and other variants; and

WHEREAS, pursuant to Health and Safety Code section 12175.5(b) and the Order of the Health Officer and Emergency Regulations (“County Order”) issued by the Health Officer of the County of San Diego, all government entities in San Diego County are required to take necessary measures within the government entity’s control to ensure compliance with the County Order; and

WHEREAS, COVID-19 therefore has and will continue to cause conditions of peril to the health, safety, and welfare of persons and property in the City; and

WHEREAS, preparing for, responding to, mitigating, and recovering from the spread of COVID-19 requires the City to divert resources from normal day-to-day operations; alter normal day-to-day operations; includes the potential isolation and quarantine of various persons, including but not limited to City employees; and the City will need the ability to take all necessary actions to comply with all County, State and Federal orders as applicable; and

WHEREAS, the response to COVID-19 has and will continue to impose extraordinary requirements on and expenses to the City which will be beyond the control of the services, personnel, equipment, and facilities of the City of Imperial Beach; and

WHEREAS, the City Council hereby finds that the above described conditions related to the COVID-19 outbreak do warrant and do necessitate the continuation of a local emergency in Imperial Beach.

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

1. The above-listed findings are true and correct.
2. The local emergency shall be deemed to continue to exist until its termination is proclaimed by the City Council of the City of Imperial Beach.
3. During the existence of said local emergency the powers, functions, and duties of the emergency organization of this City shall be those prescribed by State laws, and the ordinances, resolutions, policies, MOU’s and orders of this City, and by the City of Imperial Beach Emergency Plan.
4. As required by law, the City Council shall review the need to continue the state of emergency until this resolution is terminated.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Imperial Beach at its meeting held on the 7th day of December 2022, by the following vote:

AYES: COUNCILMEMBERS:
NOES: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:

SERGE DEDINA, MAYOR

ATTEST:

JACQUELINE M. KELLY, MMC
CITY CLERK