

RESOLUTION R20-10

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALOS VERDES ESTATES, CALIFORNIA, PROCLAIMING THE EXISTENCE OF A LOCAL EMERGENCY REGARDING NOVEL CORONAVIRUS (COVID-19), AND RATIFYING THE PROCLAMATION OF LOCAL EMERGENCY BY THE CITY MANAGER

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

WHEREAS, on March 4, 2020, the Los Angeles County Board of Supervisors and Department of Public Health declared a local emergency and local public health emergency to aid the regional healthcare and governmental community in responding to COVID-19.

WHEREAS, on March 4, 2020, the Governor of the State of California 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.

WHEREAS, on March 13, 2020, the President of the United States of America declared a national emergency and announced that the federal government would make emergency funding available to assist state and local governments in preventing the spread of and addressing the effects of COVID-19,

WHEREAS, on March 17, 2020, the City Manager proclaimed the existence of a local emergency to ensure the availability of mutual aid and the effectiveness of the City's response to COVID-19;

WHEREAS, the imminent and proximate threat of introduction of COVID-19 in the City of Palos Verdes Estates threatens the safety and health of City residents;

WHEREAS, Palos Verdes Estates Municipal Code section 2.08.060 empowers the Director of Emergency Services to proclaim the existence or threatened existence of a local emergency due to conditions of disaster or of extreme peril to the safety of life, property or the environment within the City and the City Council is not in session;

WHEREAS, a declaration of a local emergency will assist in a coordinated public health response to reduce transmission and illness severity, provide assistance to health care providers, coordinate and mitigate public services that may be disrupted from this emergency, and mitigate any other effects of this emergency on the citizens of the City;

WHEREAS, under Government Code section 8630(b), a proclamation of local emergency must be ratified by the City Council within seven (7) days to remain in effect;

WHEREAS, Government Code section 8630 generally requires the City Council to review the need for continuing the local emergency at least 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 its emergency in place until terminated by the City Council; and

WHEREAS, the City Council desires to declare a local emergency and ratify the proclamation of local emergency by the City Manager.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PALOS VERDES ESTATES, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. *Proclamation of Emergency.* Pursuant to California Government Code section 8630 and Palos Verdes Estates Municipal Code §2.28.120, the City Council hereby finds and proclaims and ratifies a local emergency caused by conditions or threatened conditions of COVID-19 in Palos Verdes Estates, which constitutes an extreme peril of health and safety of persons within the territorial limits of the City.

SECTION 3: *Duration.* The local emergency shall be deemed to continue to exist until its termination is proclaimed by the City Council.

SECTION 4: *City Manager Authority.* The City Manager, acting as the Director of Emergency Services, is hereby authorized to furnish information, to promulgate orders and regulations necessary to provide for the protection of life and property pursuant to California Government Code section 8634, to enter into agreements, to take all actions necessary to obtain State emergency assistance, and to implement preventive measures to protect and preserve the residents of the City within the scope of the local emergency hereby declared.

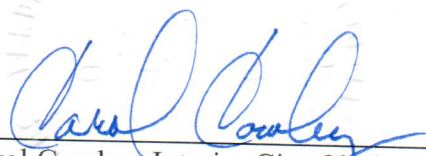
SECTION 5: *Additional Authority.* The City Manager, acting as the Director of Emergency Services, is also granted authority during this local emergency over fiscal and administrative matters, including but not limited to making decisions concerning:

- A. The hours of City Hall and all other City buildings during the local emergency, including but not limited to closing City Hall, closing City Hall to all non-essential employees, and/or authorizing employees to telecommute or work from home.
- B. The use of leave balances outside of current policy or MOU provisions if City employees are experiencing hardships related illness or providing care to family members as a result of the COVID-19 virus.
- C. The coordination with City staff to realign job duties, priorities, and new or revised job obligations.
- D. The issuance of citations or enforcement of parking violations.

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS:
CITY OF PALOS VERDES ESTATES)

I, Carol Cowley, Interim City Clerk for the City of Palos Verdes Estates, California, do hereby certify that the foregoing Resolution **R20-10** was duly and regularly approved and adopted by the City Council of the City of Palos Verdes Estates at its regular meeting of the City Council on the 24th day of March, 2020, by the following vote:

AYES:	COUNCILMEMBERS:	McGowan, Kempes, Lozzi, Davidson, Kao
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None
ABSTAIN:	COUNCILMEMBER:	None



Carol Cowley, Interim City Clerk

CITY OF PALOS VERDES ESTATES

**PROCLAMATION OF THE EXISTENCE OF A LOCAL EMERGENCY REGARDING
THE CORONAVIRUS (COVID-19)**

BE IT PROCLAIMED by the Acting City Manager of the City of Palos Verdes Estates, California, acting as the Director of Emergency Services, as follows:

WHEREAS, the California Emergency Services Act, Government Code sections 8550, *et seq.*, authorizes the proclamation of a local emergency when conditions of disaster or extreme peril to the safety of persons and property within the territorial limits of a city exist;

WHEREAS, Palos Verdes Estates Municipal Code section 2.08.060 empowers the Director of Emergency Services to proclaim the existence or threatened existence of a local emergency due to conditions of disaster or of extreme peril to the safety of life, property or the environment within the City and the City Council is not in session;

WHEREAS, as a result of the global spread of a severe acute respiratory illness caused by a novel (new) coronavirus ("COVID-19"), an infectious virus that has resulted in the illness and death of several California residents, the President of the United States declared a national emergency due to the spread and effects of COVID-19;

WHEREAS, the Governor of the State of California has Proclaimed a State of Emergency for COVID-19 as a public health emergency and the World Health Organization has described COVID-19 as a pandemic;

WHEREAS, the State of California and the County of Los Angeles are reporting exposure of residents to COVID-19 and expect that the number of residents becoming ill from COVID-19 will increase;

WHEREAS, due to the increase of reported cases associated with COVID-19, there is an imminent and proximate threat of introduction of COVID-19 in the City that threatens the safety and health of City residents and warrants declaration of a local emergency;

WHEREAS, a declaration of a local emergency will assist in a coordinated public health response to reduce transmission and illness severity, provide assistance to health care providers, coordinate and mitigate public services that may be disrupted from this emergency, and mitigate any other effects of this emergency on the citizens of the City; and

WHEREAS, the City Council of the City of Palos Verdes Estates is not in session and cannot immediately be called into session.

NOW, THEREFORE, IT IS HEREBY PROCLAIMED by the Director of Emergency Services of the City of Palos Verdes Estates that conditions of extreme peril to the safety of persons and property have arisen within the City caused by a public health emergency related to the COVID-19 virus, which began on March 7, 2020; and

BE IT FURTHER PROCLAIMED that a local emergency now exists throughout the City of Palos Verdes Estates as a result of the COVID-19 virus,

BE IT FURTHER PROCLAIMED that this proclamation shall be in effect for a period of seven days by which time it must be ratified by the City Council pursuant to Government Code section 8630; and

AND ORDERED that 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 law, by ordinances, and resolutions of this City; and

BE IT FURTHER ORDERED that all City officers and employees take all steps requested by the Director of Emergency Services to prevent the spread of COVID-19 and to prevent or alleviate illness or death due to the virus; and,

BE IT FURTHER ORDERED that all City officers and employees take all steps requested by the Director of Emergency Services to qualify the City for reimbursement from the Federal Emergency Management Agency and for other state and federal relief as may be available to reimburse the City for the expenses it incurs in addressing this emergency.

Dated:

March 17, 2020

By:



Ken Rukavina, Acting City Manager
Director of Emergency Services

- E. The preparation for the Council's consideration of an urgency ordinance to provide eviction relief for residential and commercial tenants consistent with the Governor's Executive Order N-28-20.

SECTION 6: *-Price Control.* Pursuant to California Penal Code section 396, for a period of 30 days following the issuance of this emergency proclamation, it is unlawful for any person or business of the City of Palos Verdes Estates to sell or offer to sell any consumer food items or goods, goods or services used for emergency cleanup, emergency supplies, medical supplies, home heating oil, building materials, housing, transportation, freight, and storage services, or gasoline or other motor fuels for a price of more than 10 percent above the price charged by that person for those goods or services immediately prior to the proclamation of local emergency. The statute also authorizes the City Council to extend these price controls for additional 30-day periods as needed to protect the lives, property or welfare of the citizens.

SECTION 7: 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 law, ordinances, and resolutions of this City of Palos Verdes Estates.

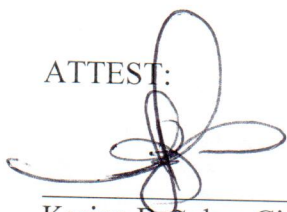
SECTION 8. This Resolution will become effective immediately upon adoption and will remain effective unless repealed or superseded.

PASSED, APPROVED AND ADOPTED on March 24, 2020.



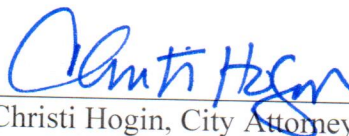
David McGowan, Mayor

ATTEST:



Karina Banales, City Clerk

APPROVED AS TO FORM:



Christi Hogin, City Attorney

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APPROVED AS TO FORM:



Christi Hogin, City Attorney