

REPORT TO CITY COUNCIL

DATE: MARCH 17, 2020

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: GREG RAMIREZ, CITY MANAGER

BY: LOUIS CELAYA, DEPUTY CITY MANAGER

SUBJECT: ADOPT RESOLUTION NO. 20-1926; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AGOURA HILLS, CALIFORNIA, RATIFYING THE DIRECTOR OF EMERGENCY SERVICES' PROCLAMATION OF THE EXISTENCE OF A LOCAL EMERGENCY

On March 4, 2020, conditions of disaster of extreme peril to the safety of persons and property arose as a result of the introduction of the novel coronavirus ("COVID-19"), a novel communicable disease, which was first detected in Wuhan City, Hubei Province, China in December 2019. COVID-19 has since spread globally to over 68 countries, infecting more than 130,000 persons and killing more than 4,000 individuals worldwide. As of March 3, 2020, there were 60 COVID-19 cases identified in the United States, including 43 cases in California. As of March 15, 2020, the Los Angeles County Department of Public Health has reported 69 cases identified in Los Angeles County.

On March 16, 2020, under the authority of Chapter 6 of Article III of the Agoura Hills Municipal Code, which designated the City Manager as the Director of Emergency Services and empowers such official to proclaim the existence of a local emergency if the City Council is not in session, a proclamation of the existence of a local emergency was declared.

A local emergency proclamation is a prerequisite for requesting a Governor's Proclamation of a State of Emergency and/or Presidential Declaration of an Emergency or Major Disaster, as well as, applying for State and Federal financial recovery assistance, where applicable. It also authorizes the undertaking of extraordinary police powers, provides limited immunity for emergency actions of public employees and governing bodies, and authorizes the issuance of orders and regulations to protect life and property.

Pursuant to Government Code Section 8630 (California Emergency Services Act), the City Council is required to review the local emergency at least once every thirty (30) days to determine whether the conditions surrounding the local emergency still exist.

RECOMMENDATION

Staff respectfully recommends the City Council Adopt Resolution No. 20-1926, Ratifying the Director of Emergency Services' Proclamation of the Existence of a Local Emergency.

Attachments: Resolution No. 20-1926
Proclamation of Existence of a Local Emergency by the Director of Emergency Services of the City of Agoura Hills

**PROCLAMATION OF A LOCAL EMERGENCY BY
THE DIRECTOR OF EMERGENCY SERVICES OF
THE CITY OF CITY OF AGOURA HILLS**

WHEREAS, Government Code § 8630 and Section 3605 of the Agoura Hills Municipal Code of the empowers the Director of Emergency Services to proclaim the existence of a local emergency as defined by Government Code § 8558, subdivision (c) when the City Council is not in session; and

WHEREAS, the Director of Emergency Services of the City of Agoura Hills does hereby find that an extreme threat to public health now exists in the City of Agoura Hills due to the Novel Coronavirus (COVID-19); and

WHEREAS, the City Council of the City of Agoura Hills is not in session and cannot immediately be called in session;

NOW THEREFORE, the Director of Emergency Services **DECLARES AND PROCLAIMS THAT** conditions of extreme peril to the safety of persons and property have arisen throughout the City of Agoura Hills and a local emergency now exists in the City of Agoura Hills; and

IT IS FURTHER PROCLAIMED AND ORDERED THAT during the existence of this local emergency the powers, functions, and duties of the emergency organization of the City of Agoura Hills shall be those prescribed by state law, by ordinances, resolutions and approved emergency plans of the City of Agoura Hills. The City Council shall take action to ratify this proclamation within seven days, or the local emergency shall not remain in effect.

IT IS FURTHER PROCLAIMED AND ORDERED THAT a copy of this proclamation shall be forwarded to the Director of California Governor's Office of Emergency Services requesting that the Director find it acceptable in accordance with State law; that the Governor of California, pursuant to the Emergency Services Act; issue a proclamation declaring an emergency in Los Angeles County; that the Governor waive regulations that may hinder response and recovery efforts; that recovery assistance be made available under the California Disaster Assistance Act; and that the State expedite access to State and Federal resources and any other appropriate federal disaster relief programs.

Dated: March 16, 2020

By: 
Greg Ramirez
Director of Emergency Services/City Manager
City of Agoura Hills

RESOLUTION NO. 20-1926

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AGOURA HILLS, CALIFORNIA, RATIFYING THE DIRECTOR OF EMERGENCY SERVICES' PROCLAMATION OF EXISTENCE OF A LOCAL EMERGENCY

WHEREAS, Section 3605 of the Agoura Hills Municipal Code empowers the Director of Emergency Services to proclaim the existence of a local emergency as defined by Government Code § 8558, Subdivision (c), when the City Council of the City of Agoura Hills is not in session, subject to ratification by the City Council within seven days; and

WHEREAS, in December 2019, an outbreak of respiratory illness due to a novel coronavirus (a disease now known as COVID-19), was first identified in December 2019 and has spread globally, impacting more than 75 countries, including the United States; and

WHEREAS, since the federal Centers for Disease Control and Prevention ("CDC") confirmed the first possible case of community spread of COVID-19 in the United States on February 26, 2020, there has been a significant escalation of United States domestic cases and deaths from COVID-19; and

WHEREAS, on March 4, 2020, Gavin Newsom, Governor of the State of California, proclaimed a state of emergency to exist in California due to the spread of COVID-19; and

WHEREAS, as of March 12, 2020, across the globe, there were more than 130,000 confirmed cases of COVID-19, tragically resulting in more than 4,000 deaths worldwide; and

WHEREAS, as of March 12, 2020, there were over 1,200 COVID-19 cases identified in the United States, including over 170 cases in California, and officials expect the number of cases in California, the United States, and worldwide to increase; and

WHEREAS, due to the expanding list of countries with widespread transmission of COVID-19, increasing travel alerts and warnings for countries experiencing sustained or uncontrolled community transmission issued by the CDC, the escalation of United States domestic cases of and deaths from COVID-19, and the identification of COVID-19 cases in California, COVID-19 has created conditions that are or likely to be beyond the control of local resources and require the combined forces of other political subdivisions to combat; and

WHEREAS, the mobilization of local resources, ability to coordinate interagency response, accelerate procurement of vital supplies, use mutual aid, and allow for future reimbursement by the state and federal governments will be critical to successfully responding to COVID-19; and

WHEREAS, the conditions and necessities listed above have arisen within this City due to the spread of COVID-19, which threatens extreme peril to the safety of persons and property, at which time the City Council was not in session; and

WHEREAS, the City Council does hereby find that the above described conditions of extreme peril did warrant and necessitate the proclamation of the existence of a local emergency; and

WHEREAS, the Director of Emergency Services of the City of Agoura Hills did proclaim the existence of a local emergency within this City on the 16TH day of March, 2020;

NOW, THEREFORE BE IT RESOLVED, by the City Council that the Proclamation of Existence of a Local Emergency, as issued by the Director of Emergency Services, is hereby ratified and confirmed.

BE IT FURTHER RESOLVED that the local emergency shall be deemed to continue to exist until its termination is proclaimed by the City Council.

PASSED, APPROVED, AND ADOPTED, this 17TH day of March, 2020, by the following vote to wit:

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| AYES | () |
| NOES | () |
| ABSENT | () |
| ABSTAIN | () |

Illece Buckley Weber, Mayor

ATTEST:

Kimberly M. Rodrigues, City Clerk

APPROVED AS TO FORM:

Candice K. Lee, City Attorney