

RESOLUTION NO. 2020-XX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, REAFFIRMING RESOLUTION NO. 2020-33 WHICH RATIFIED THE CITY MANAGER'S DECLARATION OF THE EXISTENCE OF A LOCAL EMERGENCY

THE CITY COUNCIL OF THE CITY OF FULLERTON DOES HEREBY RESOLVE AS FOLLOWS:

WHEREAS, on March 16, 2020, the City Manager, as the City's Director of Disaster Services, due to the COVID-19 pandemic declared a local emergency as authorized by Government Code Section 8630 and Fullerton Municipal Code Chapter 2.08. A true and correct copy of Proclamation No. 2020-01 (Exhibit "A") is attached hereto and incorporated herein by this reference; and

WHEREAS, on March 17, 2020, the City Council adopted Resolution 2020-33 to thereby ratify the City Manager's declaration of the local emergency due to the COVID-19 pandemic. A true and correct copy of Resolution 2020-33 is attached (Exhibit "B") hereto and incorporated herein by this reference; and

WHEREAS, Government Code Section 8630(c) states that a City Council "shall review the need for continuing the local emergency at least once every 60 days until the governing body terminates the local emergency; and

WHEREAS, Governor Newsom issued a State of Emergency on March 4, 2020 in which he waived the 60 day time period in Government Code Section 8630, allowing any local emergency proclaimed to remain in effect until the local governing authority terminates its respective local emergency, however, under an abundance of caution the City Council seeks to reaffirm the local emergency regardless; and

WHEREAS, as of April 28, 2020, there have been 2,151 confirmed cases of COVID-19 in Orange County, 69 of which are confirmed cumulative cases in Fullerton, and which have resulted in 42 deaths County-wide; and

WHEREAS, conditions of extreme peril to the safety of persons and property continue due to COVID-19 to Fullerton and Orange County; and

WHEREAS, it is imperative to prepare for and respond to suspected or confirmed COVID-19 cases, to take measures to mitigate the spread of COVID-19, and to prepare to respond to an increasing number of individuals requiring medical care and hospitalization; and

WHEREAS, if COVID-19 spreads at a rate comparable to the rate of spread in other locations, the number of persons requiring medical care may exceed locally available resources, and controlling outbreaks minimizes the risk to the public, maintains

the health and safety of the community, and limits the spread of infection in the community and within the healthcare delivery system; and

WHEREAS, the reasons for declaring the local emergency still exist;

NOW, THEREFORE, IT IS ORDERED by the City Council of the City of Fullerton as follows:

- A. The City Council reaffirms all portions of Resolution 2020-33, including all findings stated therein.
- B. The City Council reaffirms the ongoing need for the local emergency initially declared on by the City Manager's Proclamation of Local Emergency No. 2020-01 dated March 16, 2020, and orders contained therein, and subsequently ratified by the City Council via Resolution 2020-33 on March 17, 2020.
- C. This local emergency shall continue to exist until the City Council proclaims the termination of this local emergency.

ADOPTED BY THE FULLERTON CITY COUNCIL ON MAY 5, 2020.

Jennifer Fitzgerald
Mayor

ATTEST:

APPROVED AS TO FORM:

Lucinda Williams, MMC
City Clerk

Richard D. Jones
City Attorney

Date