

RESOLUTION NO. 2020-3895

A RESOLUTION OF THE DIRECTOR OF EMERGENCY SERVICES OF THE CITY OF MOORPARK, CALIFORNIA, PROCLAIMING THE EXISTENCE OF A LOCAL EMERGENCY DUE TO THE NOVEL CORONAVIRUS (COVID-19) UNDER GOVERNMENT CODE SECTION 8630 AND CHAPTER 2.48 OF THE MOORPARK MUNICIPAL CODE (“EMERGENCY PREPAREDNESS”)

WHEREAS, Government Code Section 8630 authorizes the City Council, or an official designated by ordinance of the City Council, to proclaim the existence of a local emergency; and

WHEREAS, Moorpark Municipal Code Section 2.48.060, adopted as Ordinance No. 89-106, designates the City Manager as the Director of Disaster Services for the City of Moorpark; and

WHEREAS, pursuant to Moorpark Municipal Code Section 2.48.060.B.1., the Director of Disaster Services is specifically empowered to proclaim the existence or threatened existence of a local emergency, as defined in Government Code Section 8558(c), if the City Council is not in session, subject to ratification by the City Council within seven days thereafter; and

WHEREAS, the City Council is not in session and cannot immediately be called into session;

WHEREAS, Government Code Section 8558(c) defines a local emergency, in relevant part, as “the duly proclaimed existence of conditions of disaster or of extreme peril to the safety of persons and property within the territorial limits of a county, city and county, or city, caused by conditions such as...epidemic...or disease, or other conditions, other than conditions resulting from a labor controversy, which are or are likely to be beyond the control of the services, personnel, equipment, and facilities of that political subdivision and require the combined forces of other political subdivisions to combat...”; 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 Wuhan City, Hubei Province, China, and has spread outside of China, 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, the Governor proclaimed a State of Emergency to exist in California as a result of the threat of COVID-19; and

WHEREAS, on March 12, 2020, the Governor issued Executive Order N-25-20, further proclaiming that “despite sustained efforts, the virus remains a threat, and further efforts to control the spread of the virus to reduce and minimize the risk of infection are needed”; and

WHEREAS, on March 12, 2020, Robert Levin, M.D., the Ventura County Health Officer, declared a local health emergency within the County of Ventura due to 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

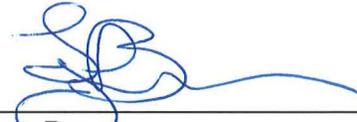
WHEREAS, the Director of Disaster Services finds that these conditions warrant and necessitate that the City proclaim the existence of a local emergency; and

WHEREAS, the Director of Disaster Services does hereby find that an extreme threat to public health now exists in Moorpark due to COVID-19.

NOW, THEREFORE, THE DIRECTOR OF DISASTER SERVICES OF THE CITY OF MOORPARK DECLARES AND PROCLAIMS THAT CONDITIONS OF EXTREME PERIL TO THE SAFETY OF PERSONS AND PROPERTY HAVE ARISEN THROUGHOUT THE CITY OF MOORPARK AND A LOCAL EMERGENCY NOW EXISTS IN THE CITY OF MOORPARK ON ACCOUNT OF THE COVID-19 PANDEMIC.

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of this local emergency the powers, functions, and duties of the emergency organization of Moorpark, as defined in Moorpark Municipal Code Section 2.48.080, shall be those prescribed by state law, the Moorpark Municipal Code, including Chapter 2.48, and by other applicable ordinances, resolutions and approved emergency plans of Moorpark. The City Council shall take action to ratify this proclamation within seven days, or the local emergency shall not remain in effect.

PASSED AND ADOPTED this 13th day of March, 2020.



Troy Brown
Director of Disaster Services/City Manager

ATTEST:



Ky Spangler
City Clerk



STATE OF CALIFORNIA)
COUNTY OF VENTURA) ss.
CITY OF MOORPARK)

I, Ky Spangler, City Clerk of the City of Moorpark, California, do hereby certify under penalty of perjury that the foregoing Resolution No. 2020-3895 was adopted by the Director of Emergency Services of the City of Moorpark during a local emergency in the absence of time to convene a City Council meeting, on the 13th day of March, 2020.

WITNESS my hand and the official seal of said City this 13th day of March, 2020.



Ky Spangler, City Clerk
(seal)

