

CITY OF UNION CITY

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF UNION CITY RATIFYING THE PROCLAMATION OF EXISTENCE OF A LOCAL EMERGENCY BY DIRECTOR OF EMERGENCY SERVICES

WHEREAS, Government Code Section 8630 and Union City Municipal Code Section 2.28.060 authorize the Director of Emergency Services to proclaim 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 if the City Council is not in session and provides that the City Council shall ratify the proclamation within seven days thereafter; and

WHEREAS, in accordance with Government Code Section 8630 and Union City Code Section 2.28.060, the Director of Emergency Services proclaimed the existence of a local emergency caused by the Novel Coronavirus (COVID-19), a respiratory disease first identified in China that may result in serious illness or death that is easily transmissible from person to person, on March 16, 2020; and

WHEREAS, on January 30, 2020, the World Health Organization declared the COVID-19 outbreak a “public health emergency of international concern”; and

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

WHEREAS, on March 4, 2020, the Governor of the State of California 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 February 25, 2020, the Centers for Disease Control and Prevention announced that community spread of COVID-19 is likely to occur in the United States; and

WHEREAS, on March 1, 2020, the Alameda County Health Officer declared a local health emergency; and

WHEREAS, on March 10, 2020, the Alameda County Board of Supervisors ratified the declaration of a local health emergency; and

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

WHEREAS, on March 12, 2020, Governor Gavin Newsom issued a new executive order further enhancing State and local government’s ability to respond to the COVID-19 pandemic; and

WHEREAS, on March 12, 2020, the Alameda County Department of Public Health

confirmed evidence of a community-acquired transmission of COVID-19; and

WHEREAS, on March 13, 2020, the President of the United States declared a state of national emergency in response to the COVID-19 pandemic; and

WHEREAS, World Health Organization officials report that sustained human-to-human transmission of the virus is occurring; and

WHEREAS, the health, safety, and welfare of Union City residents, businesses, visitors, and staff is of utmost importance to the City and additional future measures may be needed to protect the community; and

WHEREAS, the City may require additional assistance in the future, and a formal declaration of emergency allows the City to access resources in a timely manner in a timely fashion; and

WHEREAS, the City Council finds that the aforesaid conditions are of extreme peril to the safety of persons and property within the territorial limits of the City and existing conditions related to the COVID-19 pandemic did warrant the proclamation of emergency, as defined by Union City Municipal Code Chapter 2.28 and as defined by State law; and

WHEREAS, the City Council finds that extraordinary measures are required to protect the public health, safety, and of persons and property within the City that are or are likely to be beyond the control or capability of the services, personnel, equipment, and facilities of the City.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Union City hereby ratifies and confirms the Proclamation of the Existence of a Local Emergency issued by the Director of Emergency Services, dated March 16, 2020, attached to this Resolution as Exhibit A.

BE IT FURTHER RESOLVED that during the existence of said local emergency the powers, functions, and duties of the City Manager, acting as Director of Emergency Services, and the emergency organization of this City shall be those prescribed by State law and by ordinances and resolutions of the City of Union City.

BE IT FURTHER RESOLVED by the Council that the local emergency shall remain in effect until such time that the Council determines that the emergency conditions have been abated.

BE IT FURTHER RESOLVED that City staff is directed to place an item on the agenda for review at least every sixty (60) days from the effective date of this Resolution to determine the need for continuing the local emergency pursuant to Government Code Section 8630.

BE IT FURTHER RESOLVED that this Resolution shall become effective immediately upon its passage and adoption.