

## **CITY OF UNION CITY**

### **RESOLUTION OF THE CITY COUNCIL OF THE CITY OF UNION CITY CONFIRMING THE CONTINUED EXISTENCE OF A LOCAL EMERGENCY DUE TO COVID-19**

**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 Municipal 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 March 16, 2020, the City Council ratified and confirmed the proclamation of the existence of a local emergency issued by the Director of Emergency Services; and

**WHEREAS**, on May 12, 2020, the City Council adopted Resolution No. 5595-20 confirming the continued existence of the local emergency; and

**WHEREAS**, on June 23, 2020 the City Council adopted Resolution No. 5618-20 confirming the continued existence of the local emergency; and

**WHEREAS**, on August 11, 2020 the City Council adopted Resolution No. 5642-20 confirming the continued existence of the local emergency; and

**WHEREAS**, on September 22, 2020 the City Council adopted Resolution No. 5656-20 confirming the continued existence of the local emergency; and

**WHEREAS**, on November 10, 2020 the City Council adopted Resolution No. 5684-20 confirming the continued existence of the local emergency; and

**WHEREAS**, on December 22, 2020 the City Council adopted Resolution No. 5700-20 confirming the continued existence of the local emergency; and

**WHEREAS**, on February 9, 2021 the City Council adopted Resolution No. 5710-21 confirming the continued existence of the local emergency; and

**WHEREAS**, on March 23, 2021 the City Council adopted Resolution No. 5731-21 confirming the continued existence of the local emergency; and

**WHEREAS**, on May 11, 2021 the City Council adopted Resolution No. 5752-21 confirming the continued existence of the local emergency; and

**WHEREAS**, on June 22, 2021 the City Council adopted Resolution No. 5785-21 confirming the continued existence of the local emergency; and

**WHEREAS**, on August 10, 2021 the City Council adopted Resolution No. 5817-21 confirming the continued existence of the local emergency; and

**WHEREAS**, on September 28, 2021 the City Council adopted Resolution No. 5829-21 confirming the continued existence of the local emergency; and

**WHEREAS**, on November 23, 2021 the City Council adopted Resolution No. 5857-21 confirming the continued existence of the local emergency; and

**WHEREAS**, on January 11, 2022 the City Council adopted Resolution No. 5881-22 confirming the continued existence of the local emergency; and

**WHEREAS**, pursuant to Government Code Section 8630 the City Council must periodically review the need for continuing the local emergency; and

**WHEREAS**, pursuant to Government Code Section 8630, the City Council must review the need for continuing the local emergency at least every sixty (60) days; and

**WHEREAS**, the conditions that prompted the original declaration of a local emergency continue to exist; and

**WHEREAS**, the recitals contained in Resolution No. 5572-20, adopted by the City Council on March 16, 2020, the recitals contained in Resolution No. 5595-20 adopted by the City Council on May 12, 2020, the recitals contained in Resolution No. 5618-20 adopted by the City Council on June 23, 2020, the recitals contained in Resolution No. 5642-20 adopted by the City Council on August 11, 2020, the recitals contained in Resolution No. 5656-20 adopted by the City Council on September 22, 2020, the recitals contained in Resolution No. 5684-20 adopted by the City Council on November 10, 2020, the recitals contained in Resolution No. 5700-20 adopted by the City Council on December 22, 2020, the recitals contained in Resolution No. 5710-21 adopted by the City Council on February 9, 2021, and the recitals contained in Resolution No. 5731-21 adopted by the City Council on March 23, 2021, and the recitals contained in Resolution No. 5752-21 adopted by the City Council on May 11, 2021, and the recitals contained in Resolution No. 5785-21 adopted by the City Council on June 22, 2021, and the recitals contained in Resolution No. 5817-21 adopted by the City Council on August 10, 2021, and the recitals contained in Resolution No. 5829-21 adopted by the City Council on September 28, 2021, and the recitals contained in Resolution No. 5857-21 adopted by the City Council on November 23, 2021, and the recitals contained in Resolution No. 5881-22 adopted by the City Council on January 11, 2022 are

incorporated into this Resolution as if stated herein; and

**WHEREAS**, community transmission of COVID-19 has continued to occur and health officials are still learning more information regarding the nature of COVID-19 and how it is transmitted; and

**WHEREAS**, the number of cases within Alameda County has continued to rise, and as of March 3, 2022 there are now over 254,122 confirmed cases of COVID-19 within the County, and 1,768 deaths; and

**WHEREAS**, since the initial declaration of a local emergency on March 16, 2020 the highly contagious Delta variant has emerged and became the dominant strain of COVID-19; and

**WHEREAS**, since the initial declaration of local emergency on March 16, 2020 the highly contagious Omicron variant has emerged; and

**WHEREAS**, the public health and safety concerns for persons and property within the City as a consequence of the global spread of COVID-19 continue to exist; 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 conditions of extreme peril to the safety of persons and property within the territorial limits of the City related to COVID-19 pandemic continue in existence; 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; and

**WHEREAS**, the City Council desires to confirm the continued existence of a local emergency within Union City due to COVID-19.

**NOW, THEREFORE, BE IT RESOLVED** that the Council of the City of Union City hereby declares as follows:

1. The local emergency declared by Resolution No. 5572-20 due to the COVID-19 pandemic continues to exist within the City of Union City.
2. During the existence of the declared 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.

3. The declaration of local emergency shall remain in effect until such time that the City Council determines that the emergency conditions have been abated.
4. 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.