

**RESOLUTION NO. 2020-012**

**ADOPT RESOLUTION OF THE CITY COUNCIL OF THE  
CITY OF CALEXICO DECLARAING A LOCAL  
EMERGENCY REGARDING NOVEL CORONAVIRUS  
(COVID-19)**

**WHEREAS**, the federal Centers for Disease Control and Prevention (“CDC”) has confirmed multiple cases of individuals who have severe respiratory illness caused by a novel coronavirus, called COVID-19, as well as deaths caused by this illness; and

**WHEREAS**, the World Health Organization declared COVID-19 a public health emergency of international concern, and the CDC announced that community spread of COVID-19 is likely to occur in the United States; and

**WHEREAS**, on March 4, 2020 California Governor Newsome declared a State of Emergency to make additional resources available, formalize emergency actions already underway across multiple state agencies and departments, and help the state prepare for broader spread of COVID-19; and

**WHEREAS**, the increase of reported cases and deaths associated with COVID-19 has also prompted the County of Imperial County, Los Angeles, Orange, San Diego, Alameda, Santa Clara and the Department of Public Health to proclaim a local and public health emergency; and

**WHEREAS**, the imminent and proximate threat of introduction of COVID-19 in the City of Calexico threatens the safety and health of City residents; and

**WHEREAS**, California Government Code Section 8630 and Calexico Municipal Code section 2.36.010 empowers the City Council to proclaim the existence of a local emergency to protect and preserve public welfare when the City is affected or likely to be affected by a public calamity; and

**WHEREAS**, a declaration of a local emergency will assist in a coordinated public health response to reduce transmission and illness severity, provide assistance to health care providers, coordinate and mitigate public services that may be disrupted from this emergency, and mitigate any other effects of this emergency on the citizens of the City; and

**WHEREAS**, under Government Code section 8630(b), a proclamation of local emergency must be ratified by the City Council within seven (7) days to remain in effect; and

**WHEREAS**, Government Code section 8630 generally requires the City Council to review the need for continuing the local emergency at least every sixty (60) days, but as part of Governor Gavin Newsom's March 4, 2020 Declaration of a State of Emergency in California due to COVID-19, this provision has been waived for the duration of the statewide emergency, allowing the City to maintain its emergency in place until terminated by the City Council; and

**WHEREAS**, the City Council desires to declare a local emergency and ratify the proclamation of local emergency by the City Manager.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Calexico resolves as follows:

**Section 1.** Pursuant to California Government Code section 8630 and Calexico Municipal Code 2.36.010, the City Council hereby finds and proclaims and ratifies a local emergency caused by conditions or threatened conditions of COVID-19 in Calexico, which constitutes an extreme peril of health and safety of persons within the territorial limits of the City.

**Section 2.** The local emergency shall be deemed to continue to exist until its termination is proclaimed by the City Council.

**Section 3.** The City Manager, acting as the Director of Emergency Services, is hereby authorized to furnish information, to promulgate orders and regulations necessary to provide for the protection of life and property pursuant to California Government Code section 8634, to enter into agreements and to take all actions necessary to obtain State emergency assistance to implement preventive measures to protect and preserve the residents of the City within the scope of the local emergency hereby declared.

**Section 4.** Pursuant to California Penal Code section 396, it is unlawful for any person or business of the City of Calexico to charge more than 10% higher than the price charged by that person or business 30 days after the proclamation this local emergency. The statute also authorizes the City Council to extend the price controls for additional 30-day period as needed to protect the lives, property or welfare of the citizens.

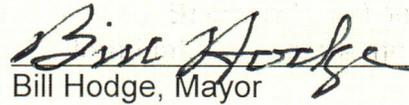
**Section 5.** To provide for the continuance of the legislative department of the City in this state of emergency, pursuant to California Government Code section 8638, the following are hereby appointed standby officers for the City. Each of the designated standby officers for the City Council shall take the oath of office as required for the office of Council Member and shall serve in his/her post as standby officer at the pleasure of the City Council and may be removed and replaced at any time with or without cause. Standby officers shall receive no compensation for the performance of their duties as standby officers. The following standby officers shall serve until the recovery of the regular officer from his or her injuries or illnesses:

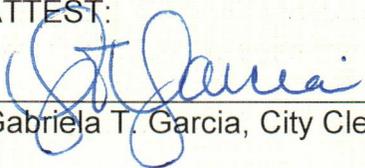
Miguel Figueroa, Karla Lobatos, Diego Favila, Gerardo Gonzalo, and Bill Hodge.

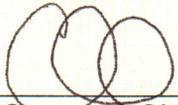
**Section 6.** During the existence of said local emergency, the powers, functions, and duties of the emergency organization of this City shall be those prescribed by state law, ordinances, and resolutions of this City of Calexico.

**PASSED, APPROVED and ADOPTED** by the City Council of the City of Calexico at a regular or emergency meeting of said Council held on the 18<sup>th</sup> day of March, 2020, by the following vote:

AYES:	Hodge, Romero, Arreola-Fernandez, Reisin, Pacheco
NOES:	None
ABSENT:	None
ABSTAIN:	None

  
Bill Hodge, Mayor

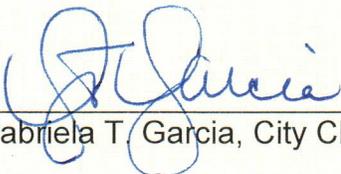
ATTEST:  
  
Gabriela T. Garcia, City Clerk

APPROVED AS TO FORM:  
BEST, BEST & KRIEGER LLP  
  
Carlos Campos, City Attorney

State of California )  
County of Imperial ) ss.  
City of Calexico )

I, Gabriela T. Garcia, City Clerk of the City of Calexico, California do hereby certify the above Resolution No. 2020-12 was approved at a regular City Council meeting held on the 18<sup>th</sup> day of March 2020, by the following vote to wit:

AYES: Hodge, Romero, Arreola-Fernandez, Reisin, Pacheco  
NOES: None  
ABSENT: None  
ABSTAIN: None

  
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Gabriela T. Garcia, City Clerk