RESOLUTION NO. 2020-51

RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN BERNARDINO, CALIFORNIA, RATIFYING PROCLAMATION NO. 2020-01 AND PROCLAIMING THE EXISTENCE OF A LOCAL EMERGENCY

WHEREAS, Chapter 2.46 of the San Bernardino Municipal Code empowers the City Council to proclaim a local emergency when the City of San Bernardino is affected or likely to be affected by a public calamity; and

WHEREAS, on March 13, 2020, the City Manager, in accordance with Section 2.46.090.A.1 of the San Bernardino Municipal Code, issued Proclamation No. 2020-01 proclaiming the existence of a local emergency relating to the worldwide spread of respiratory illness due to the novel coronavirus known as COVID-19; and

WHEREAS, the City Council must ratify the proclamation of the existence of a local emergency within seven (7) days following the proclamation; and

WHEREAS, conditions of extreme peril to the safety of persons and property have arisen within the City of San Bernardino caused by the worldwide spread of respiratory illness due to the novel coronavirus known as COVID-19; and

WHEREAS, both the State of California and the County of San Bernardino have declared emergencies as a result of the spread of COVID-19; and

WHEREAS, while, at the time of agenda publication for this resolution, the City is not aware of a single case of COVID-19 infection within the City or County limits, several cases have been confirmed in neighboring counties and the disease is having a global impact; and

WHEREAS, COVID-19 has spread globally to over 70 countries, infecting more than 118,000 persons and killing more than 4,200 individuals worldwide; and

WHEREAS, COVID-19 has created conditions that are likely to be beyond the control of local resources and require the combined forces of other political subdivisions to combat; and

WHEREAS, the City’s ability to mobilize local resources, coordinate interagency response, accelerate procurement of vital supplies, use mutual aid, and seek future reimbursement by the State and Federal governments will be critical to successfully responding to COVID-19; and

WHEREAS, the conditions of extreme peril warrant and necessitate the proclamation of the existence of a local emergency.

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN BERNARDINO AS FOLLOWS:

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SECTION 1. The above recitals are true and correct and are incorporated herein by this reference.

SECTION 2. The City Council of the City of San Bernardino hereby ratifies Proclamation No. 2020-01 issued by the City Manager on March 13, 2020.

SECTION 3. The City Council of the City of San Bernardino hereby proclaims that a local emergency now exists throughout the City.

SECTION 4. During the existence of said local emergency, the powers, functions, and duties of the Director of Emergency Services and the Emergency Organization of this City shall be those prescribed by state law, ordinances, and resolutions of this City and by the City of San Bernardino Emergency Plan. Without limiting the following, the City Manager is expressly authorized to establish a temporary moratorium on evictions and enact other protections in accordance with Executive Order N-28-20 issued by the Governor on March 16.

SECTION 5. The City Manager is hereby directed to ensure City staff track costs associated with staffing, supplies, and equipment related to this emergency.

SECTION 6. The local emergency shall be deemed to continue to exist until its termination is proclaimed by the City Council of the City of San Bernardino.

SECTION 7. Severability. If any provision of this Resolution or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications, and to this end the provisions of this Resolution are declared to be severable.

SECTION 8. Effective Date. This Resolution shall become effective immediately.

APPROVED and ADOPTED by the City Council and signed by the Mayor and attested by the City Clerk this 18th day of March, 2020.

John Valdivia, Mayor
City of San Bernardino

Attest:

Genoveva Rocha, CMC, Acting City Clerk

Approved as to form:

Sonia Carvalho, City Attorney

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CERTIFICATION

STATE OF CALIFORNIA )
COUNTY OF SAN BERNARDINO) ss
CITY OF SAN BERNARDINO )

I, Genoveva Rocha, CMC, Acting City Clerk, hereby certify that the attached is a true copy of Resolution No. 2020-51, adopted at a regular meeting held on the 18th day of March, 2020 by the following vote:

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WITNESS my hand and official seal of the City of San Bernardino this 19th day of March 2020.

Genoveva Rocha, CMC, Acting City Clerk

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