

RESOLUTION NO. 7397

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODLAND PROCLAIMING A LOCAL EMERGENCY REGARDING NOVEL CORONAVIRUS (COVID-19) AND SUSPENDING THE DISCONNECTION OF UTILITY SERVICES FOR NON-PAYMENT DURING THE EMERGENCY AND FOR 30 DAYS THEREAFTER

WHEREAS, the federal Centers for Disease Control and Prevention (“CDC”) has confirmed thousands of 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 pandemic, 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 Newsom 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 Yolo to proclaim a local and public health emergency, and the Board of Supervisors on March 10, 2020 adopted a resolution ratifying a proclamation of local emergency by its Emergency Services Director and declaration of local emergency by its Public Health Officer; and

WHEREAS, as of March 13, 2020, Yolo County had two confirmed cases of COVID-19 in Yolo County, but public health experts believe the number of actual cases is likely higher than the number reported and the numbers are anticipated to significantly increase over time and as testing becomes more widely available; and

WHEREAS, on March 13, 2020, the President of the United States declared the COVID-19 outbreak in the United States constitutes a national emergency; and

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

WHEREAS, California Government Code Section 8630 and Woodland Municipal Code Section 13.52.040 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, 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.

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

Section 1. Pursuant to California Government Code section 8630 and Woodland Municipal Code Section 13.52.040, the City Council hereby finds and proclaims and ratifies a local emergency caused by conditions or threatened conditions of COVID-19 in the City of Woodland, 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 Woodland to charge more than 10% higher than the price charged by that person or business 30 days after the proclamation of this local emergency. The statute also authorizes the City Council to extend the price controls for an additional 30-day period as needed to protect the lives, property or welfare of the citizens.

Section 5. The City Council recognizes that this is a time of great economic and financial stress for many residents of the City of Woodland as the normal operation of stores, restaurants, and other businesses is quickly changing. The City Council hereby suspends the operation of Woodland Municipal Code Section 13.04.130 concerning methods of collection for a delinquent utility bill. All applicable penalties and interest on amounts owed to the City for utility service will continue to accrue, but no collection methods for delinquent City utility bills, including the termination of water and sewer service, will occur for the duration of the local emergency and for 30 days following the City Council's termination of the emergency.

Section 6. Pursuant to Section 13.52.040(B(2)) of the Woodland Municipal Code, the City Council approves of the Director of Emergency Services' designation of the order of succession to that office, in particular to have the following persons, in the following order, serve

as the Director of Emergency Services in the event the Director of Emergency Services is unable to attend meetings and otherwise perform his duties during an emergency: (1) The Chief of Police; (2) The Fire Chief; and (3) The Community Services Director.

Section 7. 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 Woodland.

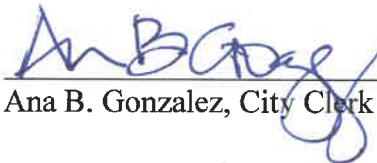
PASSED, APPROVED and ADOPTED by the City Council of the City of Woodland at a special meeting of the City Council held on the 17th day of March, 2020, by the following vote:

AYES: Barajas, Fernandez, Lansburgh, Rodriguez and Stallard
NOES: None
ABSENT: None
ABSTAIN: None




Rich Lansburgh, Mayor

ATTEST:



Ana B. Gonzalez, City Clerk

APPROVED AS TO FORM:



Kara K. Ueda, City Attorney