

RESOLUTION NO. 2023-_____

**A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF MERCED, CALIFORNIA,
CONFIRMING THE EXISTENCE OF A LOCAL
EMERGENCY**

WHEREAS, Chapter 8.20.070, subdivision A. of the Merced Municipal Code (“Code”) empowers the Director of Emergency Services to proclaim the existence or threatened existence of a local emergency when the City of Merced (“City”) is affected or likely to be affected by an “emergency” as defined in Chapter 8.20.010 of the Code and the City Council is not in session, subject to ratification by the City Council; and,

WHEREAS, Conditions of extreme peril to the safety of persons and property have arisen within the City, caused by extended heavy rain coupled with flooding, commencing on the 7th day of January, 2023, at which time the City Council of the City of Merced was not in session; and,

WHEREAS, The City Council hereby finds that the above conditions of extreme peril to the safety of persons and property warranted and necessitated the proclamation of the existence of a local emergency; and,

WHEREAS, The Director of Emergency Services proclaimed the existence of a local emergency within the City on the 7th day of January, 2023 at 1:00 p.m., a true and correct copy of which is attached as Exhibit A; and

WHEREAS, The Director of Emergency Services proclaimed the existence of a local emergency within the City for a second time on the 14th day of January, 2023 at 1:01 p.m., a true and correct copy of which is attached as Exhibit B.

NOW, THEREFORE, IT IS HEREBY RESOLVED AND ORDERED that the local emergency referenced above is hereby confirmed and shall be deemed to continue to exist until its termination is proclaimed by the City Council of the City of Merced, State of California.

PASSED AND ADOPTED by the City Council of the City of Merced at a regular meeting held on the ____ day of _____ 2023, by the following vote:

AYES: Council Members:

NOES: Council Members:

ABSENT: Council Members:

ABSTAIN: Council Members:

APPROVED:

Mayor

ATTEST:
STEPHANIE R. DIETZ, CITY CLERK

BY: _____
Assistant/Deputy City Clerk

(SEAL)

APPROVED AS TO FORM:



City Attorney Date

EXHIBIT A

[https://cityofmerced-my.sharepoint.com/personal/levesquej_cityofmerced_org/Documents/Desktop/Resolution 2023-08.docx](https://cityofmerced-my.sharepoint.com/personal/levesquej_cityofmerced_org/Documents/Desktop/Resolution%2023-08.docx)

EXHIBIT B

[https://cityofmerced-my.sharepoint.com/personal/levesquej_cityofmerced_org/Documents/Desktop/Resolution 2023-08.docx](https://cityofmerced-my.sharepoint.com/personal/levesquej_cityofmerced_org/Documents/Desktop/Resolution%2023-08.docx)