

RESOLUTION NO. 2020-_____

**A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF MERCED, CALIFORNIA,
CONTINUING THE DECLARATION OF A LOCAL
EMERGENCY RELATED TO COVID-19**

WHEREAS, the California Emergency Services Act, Chapter 7, of the California Government Code, commencing with § 8550 confers upon the governing bodies of the political subdivisions of this state emergency powers necessary to protect health and safety and preserve lives and property; and

WHEREAS, § 8630 of the California Government Code, and Chapter 8.20 of the Merced Municipal Code authorize the City Council or the City's Director of Emergency Services to proclaim a local emergency as defined by California Government Code Section 8558 which the City is affected or likely to be affected by a public calamity; and

WHEREAS, the City Manager, acting as the Director of Emergency Services, did proclaim a local emergency on March 13, 2020; and

WHEREAS, on March 16, 2020 in accordance with Merced Municipal Code § 8.20.070 the City Council adopted Resolution No. 2020-10 and ratified the proclamation of local emergency; and

WHEREAS, California Government Code § 8630 requires that the Council review the need for continuing the local emergency at least once every 60 days; and

WHEREAS, the novel coronavirus (referred to as COVID-19) and associated emergency conditions are of an ongoing nature and the emergency should not be terminated at this time; and

WHEREAS, the conditions of extreme peril to the safety of persons have arisen and continue to exist in the City due to COVID-19; and a local emergency is deemed to exist in the City of Merced in accordance with the proclamation by the Director of Emergency Services on March 13, 2020 and City Council Resolution No. 2020-10; and

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

WHEREAS, these conditions continue to be beyond the control of the services, personnel, equipment, and facilities of the City and that the aforesaid conditions of extreme peril warrant and necessitate the proclamation of the existence of a local emergency.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MERCED DOES HEREBY RESOLVE, DETERMINE, FIND, AND ORDER AS FOLLOWS:

SECTION 1. The City Council has reviewed the need for continuing the declaration of local emergency and finds based on substantial evidence that the public interest and necessity require the continuance of the declaration of local emergency.

SECTION 2. The City Council continues to request financial and other assistance through all available federal and state sources including, but not limited to, the California Disaster Assistance Act (CDAA), Federal Individual Assistance Act, and U.S. Small Business Administration Disaster Declaration. The City of Merced further requests that the President of the United States and Governor of California be requested to make available all relevant and available funds to the City and all eligible community members and businesses including, but not limited to, CARES Act, CDAA funds and State Private Nonprofit Organizations Assistance Program funds.

PASSED AND ADOPTED by the City Council of the City of Merced at a regular meeting held on the ____ day of _____ 2020, by the following vote:

AYES: Council Members:

NOES: Council Members:

ABSENT: Council Members:

ABSTAIN: Council Members:

APPROVED:

Mayor

ATTEST:
STEVE CARRIGAN, CITY CLERK

BY: _____
Assistant/Deputy City Clerk

(SEAL)

APPROVED AS TO FORM:

Phredia A. Mtn 4-22-2020
City Attorney Date