

RESOLUTION NO. 2020-41-CC

**CITY OF SOUTH GATE
LOS ANGELES COUNTY, CALIFORNIA**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH GATE,
CALIFORNIA, EXTENDING THE LOCAL EMERGENCY WITHIN THE CITY
AS A RESULT OF THE CORONAVIRUS DISEASE 2019 PANDEMIC SURGE**

WHEREAS, the City continues to find itself in a region that has seen COVID-19 infection rates surge to some of the highest in Los Angeles County and these trends have continued since October 13, 2020, the City's last review for need to continue the Local Emergency;

WHEREAS, considering the upcoming flu season, on September 22, 2020, Governor Gavin Newsom announced the new four-tier color-coded system for tracking COVID-19 trends to determine when Counties can move forward with reopening businesses. The new four-tier color-coded system is as follows:

- Tier 1. Purple: Represents counties with widespread COVID-19 cases having more than seven daily cases per 100,000 residents or positivity rate of more than 8%. Schools and most indoor nonessential businesses will remain closed in this category and only allows outdoor dining.
- Tier 2. Red: Represents counties with substantial COVID-19 cases. Some nonessential businesses will remain closed. This category limits indoor dining at 25% of capacity or 100 dinners, whichever is fewer.
- Tier 3. Orange: Represents counties with moderate COVID-19 cases having 1 - 3.9 daily new cases per 100,000 residents or positivity rate of 2 - 4.9%. This category limits indoor dining at 25% of capacity or 100 dinners, whichever is fewer.
- Tier 4. Yellow: Represents counties with minimal COVID-19 cases having less than 1 daily new case per 100,000 residents or positivity rate of less than 2%. In this category most nonessential businesses may reopen with moderate modifications and indoor dining at 50% of capacity.

In order to move out of the above tiers, there is a 21-day waiting period. Currently there is not a green tier for the reopening of businesses in general.

WHEREAS, on October 13, 2020, the City Council adopted Resolution No. 2020-36-CC extending the Local Emergency within the City as a result of the ongoing COVID-19 pandemic;

WHEREAS, in November 2020, Los Angeles County Health Officials reported that the number of COVID-19 cases in California surged to the highest level since the start of the COVID-19 pandemic, doubling by month's end to nearly 2,900;

WHEREAS, effective November 20, 2020, non-essential retail businesses and personal care establishments were ordered by the County of Los Angeles Public Health Officer (Public Health Officer) to limit indoor capacity to 25% and restaurants to 50% capacity outdoors;

WHEREAS, given there is an increasing dire toll in COVID-19 cases and hospitalizations across the United States, on November 21, 2020, Governor Newsom returned to a "Limited" Stay-at-Home Order for those counties in Tier 1. Purple, imposing a curfew requiring people, non-essential businesses and travel between 10:00 pm to 5:00 am, through and including on December 21, 2020;

WHEREAS, due to the persistent high number of new COVID-19 cases and hospitalizations, the Public Health Officer imposed the closure of outdoor dining and restricted restaurants to takeout and delivery only, effective November 25, 2020 for at least three weeks;

WHEREAS, on November 28, 2020, the Public Health Officer issued a revised Temporary Targeted Safer at Home Order, effective November 30, 2020 for 21 days, to ensure residents remain at home as much as practicable, to limit close contact with others outside their household in both indoor and outdoor spaces, and to further reduce the risk of community transmission of COVID-19 resulting from the unprecedented surge of new daily cases. This Temporary Order was issued to reduce capacity at sites where non-household members interact and limiting interactions among non-household members, especially in places where persons are in close proximity without a face covering or mask, is essential to slowing the spread of COVID-19;

WHEREAS, as of December 2, 2020, there are 6,408 COVID-19 cases in the City with 81 deaths, 388,483 COVID-19 cases in Los Angeles County with 7,293 deaths, and 1,212,968 COVID-19 cases in California with 19,141 deaths; and

WHEREAS, in the interest of public health and safety, the City Council urges residents to remain vigilant as COVID-19 cases continue to increase.

NOW, THEREFORE, THE CITY COUNCIL FOR THE CITY OF SOUTH GATE DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. The City Council does hereby declare that the above recitals are true and correct and incorporated herein by reference.

SECTION 2. After duly considering all the information presented by the Director of Emergency Services/Interim City Manager, the City Council does hereby continues to find and resolve that there is still a need to extend the Local Emergency within the City as a result of the COVID-19 pandemic surge.

SECTION 3. The City Council does hereby declares and reaffirms:

1. A Local Emergency continues to exist throughout the City;
2. During the existence of said Local Emergency, the powers, functions and duties of the emergency organization of the City shall be those prescribed by state law, by ordinances and resolutions of the City, as approved by the City Council;
3. During the existence of said Local Emergency, the City shall follow and impose all directives, mandates, Executive Orders and any other emergency related restrictions issued by the State of California and/or the County of Los Angeles, including any and all social distancing recommendations;
4. Should he deem it necessary, the Director of Emergency Services is authorized to direct the immediate closure of City facilities (including City Hall) during normal business hours;
5. The Director of Emergency Services' purchasing authority is hereby increased to meet the needs of addressing this emergency;
6. The normal City goods and service procurement requests and purchase practices, including bidding requirements, are stayed during this period of emergency;
7. Purchases of items that are not budgeted are authorized to be purchased in order to respond during this period of emergency;
8. Authorizes all City officers and employees to take steps requested by the Director of Emergency Services to qualify the City for reimbursement from the Federal Emergency Management Agency and for other state and federal relief as may be available to reimburse the City for the expenses it incurs in addressing this emergency;
9. Other actions deemed necessary by the Director of Emergency Services to reasonably respond to the emergency and to effectively serve the community within the City;
10. The local emergency shall be deemed to continue to exist until its termination is proclaimed by the City Council of the City of South Gate;


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11. City staff will continue to monitor Governor Gavin Newsom's Executive Orders, and any related orders issued by the County of Los Angeles Department of Public Health, and will modify the City's policies and procedures accordingly; and
12. As required by law, the City Council shall review the need to continue the state of emergency every sixty (60) days until this Resolution is terminated.

SECTION 4. The City Clerk shall certify to the adoption of this Resolution which shall be effective upon its adoption.

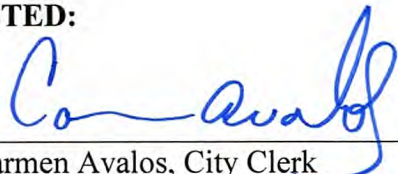
PASSED, APPROVED and ADOPTED this **8th** day of **December 2020**.

CITY OF SOUTH GATE:

By: 


Maria Davila, Mayor

ATTESTED:

By: 

Carmen Avalos, City Clerk
(SEAL)

APPROVED AS TO FORM:

By: 

Raul F. Salinas, City Attorney

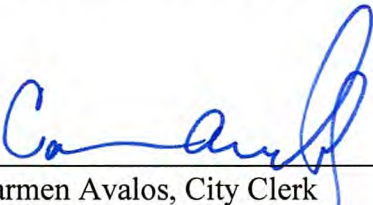
RESOLUTION CERTIFICATION PAGE

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS
CITY OF SOUTH GATE)

I, Carmen Avalos, City Clerk of the City of South Gate, California, hereby certify that the whole number of Members of the City Council of said City is five; that Resolution No. 2020-41-CC was adopted by the City Council at their Regular Meeting held on December 8, 2020, by the following vote:

Ayes: Council Members: Davila, Rios, Avalos, Diaz and Hurtado
Noes: Council Members: None
Absent: Council Members: None
Abstain: Council Members: None

Witness my hand and the seal of said City on December 17, 2020.



Carmen Avalos, City Clerk
City of South Gate, California