

**RESOLUTION NO. 2020-07-CC**

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

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH GATE,  
CALIFORNIA, RATIFYING THE DECLARATION OF THE EXISTENCE  
OF A LOCAL EMERGENCY WITHIN THE CITY AS A RESULT OF THE  
SPREAD OF THE CORONAVIRUS DISEASE 2019 AS DECLARED BY THE  
CITY'S DIRECTOR OF EMERGENCY SERVICES ON MARCH 18, 2020**

**WHEREAS**, since its discovery in December 2019, mainland Chinese authorities have identified thousands of human infections, resulting in thousands of deaths associated with the novel Coronavirus Disease 2019 ("COVID-19"), a respiratory illness which began in Wuhan City, Hubei Province and has spread outside of China, impacting more than 140 countries, including the United States; and

**WHEREAS**, COVID-19 symptoms typically cause mild to moderate illness, such as the common cold/flu, infected people with COVID-19 also have fever, cough and have a difficulty breathing which may result with pneumonia; and

**WHEREAS**, on January 23, 2020, the national Centers for Disease Control and Prevention ("CDC") activated its Emergency Response System to provide ongoing support for the responses to the COVID-19 across the country; and

**WHEREAS**, pursuant to the State Constitution and statutes, including the California Emergency Services Act, and in particular Government Code Section 8625, Governor Gavin Newsom declared a State of Emergency on March 4, 2020, pertaining to the threat posed by the COVID-19; and

**WHEREAS**, on March 11, 2020, Governor Gavin Newsom announced that California public health officials had issued an updated policy on gatherings to protect public health and slow the spread of COVID-19 determining that gatherings should be postponed or canceled across the state until at least the end of March, and non-essential gatherings must be limited to no more than 250 people, while smaller events can proceed only if the organizers can implement social distancing of 6 feet per person; and

**WHEREAS**, Governor Gavin Newsom on March 12, 2020 issued a new executive order further enhancing California's ability to respond to the COVID-19 pandemic by waiving the one-week waiting period for people who are unemployed and/or disabled as a result of COVID-19; delaying the deadline for state tax filing by 60 days for individuals and businesses unable to file on time based on compliance with public health requirements related to COVID-19 filings; directing residents to follow public health directives and guidance, including to cancel large non-essential gatherings that do not meet state criteria; allowing local or state legislative bodies to hold meetings via teleconference and to make meetings accessible electronically; and allowing local and state emergency administrators to act quickly to protect public health; and

**WHEREAS**, the Los Angeles Unified School District (“LAUSD”) had declared a state of emergency over the spread of the COVID-19, on March 13, 2020, LAUSD announced the closure of schools for at least two weeks beginning Monday, March 16, 2020, to prevent the spread of the COVID-19; and

**WHEREAS**, on March 15, 2020, Governor Gavin Newsom issued sweeping new restrictions calling for home isolation of everyone 65 years and older and people with chronic disease, both high-risk populations; requested the closure of bars, wineries, night clubs and brew pubs; no visitations for hospitals and congregate living facilities (assisted living, nursing homes, etc.) except for end of life visitations; and called for restaurants to reduce their occupancy by half, calling this “deep social distancing” and a “pragmatic response to the moment;” and

**WHEREAS**, on March 16, 2020, the Los Angeles County Department of Public Health issued an order to prohibit all indoor and outdoor, public and private events and gatherings within a confined space, where 50 or more members of the public are expected to attend at the same time, to require social distancing measures and temporary closure of certain businesses. The decision for the Order is based on evidence of increasing community transmission requiring the immediate implementation of additional community mitigation efforts for organizations to help reduce the spread of COVID-19 within the county. This Order will remain in effect at least through March 31, 2020; and

**WHEREAS**, President Donald Trump issued Coronavirus Guidelines which include following directions of state and local authorities; contacting your medical provider if you or your children feel sick and stay home; if someone in your household has tested positive, keep the entire household at home; if you are an older person, stay home and away from other people; and if you are a person with a serious underlying health condition that can put you at an increased risk, stay home and away from other people; and

**WHEREAS**, on March 16, 2020, President Trump called for Americans to avoid social gatherings of more than 10 people and to limit discretionary travel; and

**WHEREAS**, on March 17, 2020, Governor Gavin Newsom expanded his call for extraordinary restaurant measures to help prevent the further spread of the COVID-19 by the statewide closures of dine-in restaurants for the foreseeable future; and

**WHEREAS**, the number of COVID-19 cases is expected to continue to rise as testing becomes more widely available; and

**WHEREAS**, although it is difficult to determine as the number of cases keeps increasing, as of March 18, 2020, there are currently 190 cases of the COVID-19 in Los Angeles County with one (1) death, 598 cases in California with 13 deaths, and over 7,038 cases in the United States with over 97 deaths; and

**WHEREAS**, Section 7.14.050 (Office of Director and Office of Deputy Director of Emergency Services, Office of Emergency Services Coordinator), of Chapter 7.14 (Emergency Organizations and Functions), of Title 7 (Public Safety and Morals), of the South Gate Municipal Code, empowers the Director of Emergency Services to proclaim the existence or threatened

existence of a local emergency when the city is affected or likely to be affected by a public calamity and the City Council is not in session; and

**WHEREAS**, Section 7.14.050 (Office of Director and Office of Deputy Director of Emergency Services, Office of Emergency Services Coordinator), of Chapter 7.14 (Emergency Organizations and Functions), of Title 7 (Public Safety and Morals), of the South Gate Municipal Code, designates the City Manager of the City of South Gate as the City's Director of Emergency Services; and

**WHEREAS**, on March 18, 2020, the City's Director of Emergency Services proclaimed the existence of a local emergency ("Local Emergency") within the City as a result of the spread of the COVID-19;

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

**SECTION 1.** The City Council hereby ratifies the declaration of the existence of a Local Emergency within the City as a result of the spread of the COVID-19, as declared by the Director of Emergency Services on March 18, 2020, as indicated in the Proclamation attached hereto as Exhibit "A."

**SECTION 2.** The City Council hereby declares:

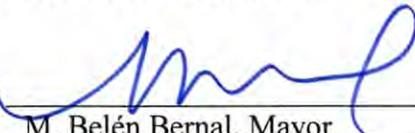
1. A Local Emergency now exists throughout the City;
2. During the existence of said Local Emergency the powers, functions and duties of the emergency organization of the City shall be those prescribed by state law, by ordinances and resolutions of the City, as approved by the City Council;
3. During 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 recommendation;
4. Should he deem it necessary, the Director of Emergency Services/City Manager is authorized to direct the immediate closure of City facilities (including City Hall) during normal business hours;
5. The Director of Emergency Services'/City Manager's 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/City Manager 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/City Manager 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; and
11. As required by law, the City Council shall review the need to continue the state of emergency every thirty (30) days until this Resolution is terminated.

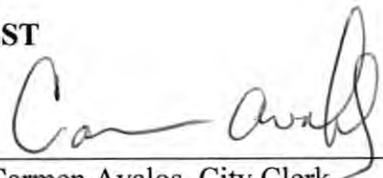
**SECTION 3.** The City Clerk shall certify to the adoption of this Resolution which shall be effective upon its adoption.

**PASSED, APPROVED and ADOPTED** this 24<sup>th</sup> day of **March 2020**.

**CITY OF SOUTH GATE:**

By:   
M. Belén Bernal, Mayor

**ATTEST**

By:   
Carmen Avalos, City Clerk  
(SEAL)

**APPROVED AS TO FORM:**

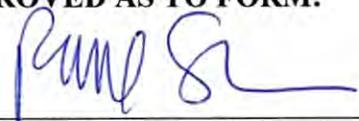
By:   
Raul F. Salinas, City Attorney

Exhibit "A"

**PROCLAMATION DECLARING THE EXISTENCE OF A LOCAL EMERGENCY AS  
A RESULT OF THE SPREAD OF THE CORONAVIRUS DISEASE 2019 AS DECLARED  
BY THE DIRECTOR OF EMERGENCY SERVICES**

**WHEREAS**, Section 7.14.050 (Office of Director and Office of Deputy Director of Emergency Services, Office of Emergency Services Coordinator), of Chapter 7.14 (Emergency Organizations and Functions), of Title 7 (Public Safety and Morals), of the South Gate Municipal Code, empowers the Director of Emergency Services to proclaim the existence or threatened existence of a local emergency when the city is affected or likely to be affected by a public calamity and the City Council is not in session; and

**WHEREAS**, the City Manager, as Director of Emergency Services of the City of South Gate ("City"), does hereby find that:

1. Conditions of extreme peril to the safety of persons have risen within the City, caused by the Coronavirus 2019 (COVID-19) pandemic which commenced in December of 2019, in Wuhan City, Hubei Province and continues to spread outside of China; and
2. The City Council of the City of South Gate is not in session and cannot immediately be called into session.

**NOW, THEREFORE, IT IS HEREBY PROCLAIMED** that 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, and by the City of South Gate Emergency Plan.

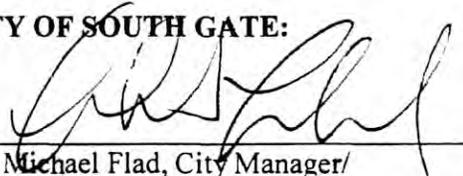
**EXISTENCE OF A LOCAL EMERGENCY IS HEREBY DECLARED** on this 18<sup>th</sup> day of **March 2020**.

Office of the  
South Gate City Clerk

MAR 18 2020

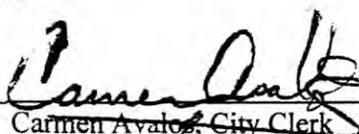
FILED

**CITY OF SOUTH GATE:**

By: 

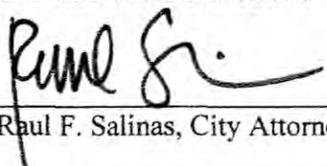
Michael Flad, City Manager/  
Director of Emergency Services

**ATTEST:**

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. 2020-07-CC was adopted by the City Council at their Regular Meeting held on March 24, 2020, by the following vote:

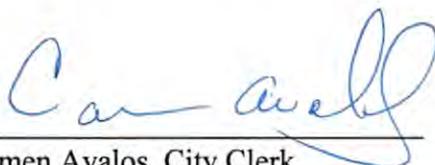
Ayes: Council Members: Bernal, Davila, Diaz and Rios

Noes: Council Members: None

Absent: Council Members: De Witt

Abstain: Council Members: None

Witness my hand and the seal of said City on April 2, 2020.



Carmen Avalos, City Clerk  
City of South Gate, California