


Agenda Report Reviewed by:
 City Manager: 

**CITY OF SEBASTOPOL
 CITY COUNCIL
 AGENDA ITEM REPORT**

Meeting: February 21, 2023
 To: Honorable City Councilmembers
 From: City Administration/Interim Fire Chief
 Subject: Adoption of resolution terminating the state of local emergency
 Recommendation: That the Council Adopt the Proposed Resolution Terminating the Local State of
 Emergency Related to COVID-19
 Funding: Currently Budgeted: _____ Yes _____ No xxx N/A
 Net General Fund Cost: \$
 Amount: \$

Account Code/Costs authorized in City Approved Budget: AK (verified by Administrative Services
 Department)

INTRODUCTION/PURPOSE:

This item is to request that the City Council approve the resolution to terminate the state of local emergency related to the COVID-19 virus. The city approved by resolution, under government code 8630, declaring the local state of emergency related to COVID-19 and in compliance with the government code extended that resolution to date. The council's action will terminate the declaration of an emergency related to COVID-19 aligning with the state's actions.

BACKGROUND:

City of Sebastopol adopted resolution 6286-2020 proclaiming as permitted under the California Government Code (sections 8630, 8550 et seq.) a local emergency related to Novel Coronavirus (COVID-19). On October 17, 2022, Governor Gavin Newsom announced that the State of California's COVID-19 state of emergency will end on February 28, 2023, citing that California has the tools needed to continue fighting COVID-19 when the State of Emergency terminates, including vaccines and boosters, testing, treatments, and other mitigation measures such as masking and indoor ventilation. The current local emergency regarding COVID-19 expires on March 18, 2023.

DISCUSSION:

Given the Governors actions to terminate the State of Emergency regarding COVID-19, I am recommending the adoption of the proposed resolution to align with the Governor's action.

The Council is asked to consider:

- Adopt the proposed resolution terminating the local state of emergency related to COVID-19

City Council / General Plan Goals:

This item reflects the City Council Goals and Values as listed below:

The City of Sebastopol is committed to maintaining a high quality of life for current and future members of our community, through excellent public service and careful stewardship of its financial, human, and natural resources.

Goal 5 - Provide Open and Responsive Municipal Government Leadership

ENVIRONMENTAL REVIEW

The proposed action is exempt from the requirements of the California Environmental Quality Act (CEQA).

PUBLIC COMMENT:

As of the writing of this staff report, the City has not received any public comment. However, if staff receives public comment from interested parties following the publication and distribution of this staff report such comments will be provided to the City Council as supplemental materials before or at the meeting. In addition, public comments may be offered during the public comment portion of this item.

PUBLIC NOTICE:

This item was noticed in accordance with the Ralph M. Brown Act and was available for public viewing and review at least 72 hours prior to the scheduled meeting date.

FISCAL IMPACT:

There is no cost associated with this item tonight.

RECOMMENDATION:

That the Mayor and City Council Consider Adoption of the proposed resolution terminating the local state of emergency related to COVID-19

Attachment(s):

Proposed resolution

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF SEBASTOPOL
TERMINATING THE EXISTENCE OF A LOCAL EMERGENCY RELATED TO THE NOVEL CORONAVIRUS
("COVID-19")**

WHEREAS, the City of Sebastopol adopted resolution 6286-2020 proclaiming as permitted under the California Government Code (sections 8630, 8550 et seq.) a local emergency related to Novel Coronavirus (COVID-19)

WHEREAS, section 8558 of the Government Code defines a local emergency as including an epidemic; and

WHEREAS, the Director of Emergency Services received notification on or about March 2, 2020, that the Sonoma County Health Officer declared a Local Health Emergency pursuant to Health and Safety Code section 101080 due to the potential introduction of COVID-19 in Sonoma County; and

WHEREAS, the Director of Emergency Services received notification on or about March 2, 2020, that and the County of Sonoma Director of Emergency Services proclaimed a Local Emergency due to the threat of COVID-19 in the County; and

WHEREAS, on March 12, 2020, Governor Gavin Newsom issued a new executive order further enhancing state and local government's ability to respond to COVID-19 Pandemic; and

WHEREAS, on March 13, 2020, the President of the United States, Donald Trump, declared a state of national emergency in response to the COVID-19 outbreak; and

WHEREAS, on March 17, 2020, at 6:00 p.m., the Fire Chief, in his capacity as Director of Emergency Services, proclaimed the existence of local emergency in the City of Sebastopol, after determining that the rapidly widespread of COVID-19 was likely to create conditions of disaster or extreme peril which would be beyond the services, personnel and equipment and facilities of the Town; and

WHEREAS, said City Council did confirm said conditions of peril did warrant and necessitate the proclamation of the existence of a local emergency, by ratification on March 17, 2020; and

WHEREAS, On October 17, 2022, Governor Gavin Newsom announced that the State of California's COVID-19 state of emergency will end on February 28, 2023, citing that California has the tools needed to continue fighting COVID-19 when the State of Emergency terminates, including vaccines and boosters, testing, treatments, and other mitigation measures such as masking and indoor ventilation. The current local emergency regarding COVID-19 expires on February 9, 2023.

WHEREAS, pursuant to Government Code Section 8630(c), the Sebastopol City Council has determined that the situation resulting from said condition of extreme peril is now deemed not to be beyond the control of normal protective services, personnel, equipment, and facilities of and within the City of Sebastopol.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Sebastopol does hereby proclaim the termination of said local emergency.

PASSED, APPROVED AND ADOPTED this 21st day of February 2023, by the following vote:

I, the undersigned, hereby certify that the foregoing Resolution was duly adopted by City of Sebastopol City Council following a roll call vote:

- VOTE:
- Ayes:
- Noes:
- Absent:
- Abstain:

APPROVED:
Mayor Neysa Hinton

ATTEST:
Mary Gourley, Assistant City Manager/City Clerk, MMC

APPROVED AS TO FORM:
Larry McLaughlin, City Attorney