



SPECIAL MEETING
CLAYTON CITY COUNCIL
TUESDAY, MARCH 17, 2020
6:45 p.m.

*Third Floor Conference Room, Clayton City Hall
6000 Heritage Trail, Clayton, CA 94517*

Mayor: Julie Pierce
Vice Mayor: Jeff Wan

Council Members
Tuija Catalano
Jim Diaz
Carl Wolfe

- Agendas are posted at: 1) City Hall, 6000 Heritage Trail; 2) Clayton Library, 6125 Clayton Road; 3) Ohm's Bulletin Board, 1028 Diablo Street; and 4) www.ci.clayton.ca.us
- If one has a physical impairment that requires special accommodations to participate, please call the City Clerk's Office at least 72 hours in advance of the meeting at 925.673-7304.

1. **CALL TO ORDER AND ROLL CALL** – Mayor Julie Pierce.

2. **PUBLIC COMMENT PERIOD**

3. **ACTION ITEM**

(a) Adoption of a City Council Resolution Proclaiming a Local Emergency in the City of Clayton Regarding Novel Corona Virus (COVID-19)

(b) Adoption of a City Council Resolution to Authorize the City Manager to approve the financial demands and obligations of the City during the local emergency

4. **ADJOURNMENT** –

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AGENDA REPORT

TO: HONORABLE MAYOR AND COUNCIL MEMBERS

FROM: DIRECTOR OF EMERGENCY SERVICES

DATE: March 17, 2020

SUBJECT: RESOLUTION NO. 06-2020 RESOLUTION OF THE CITY COUNCIL PROCLAIMING A LOCAL EMERGENCY IN THE CITY OF CLAYTON REGARDING NOVEL CORONA VIRUS (COVID-19)

RECOMMENDATION

Adopt Resolution No. 06-2020, Resolution of the City Council Proclaiming a Local Emergency in the City of Clayton Regarding Novel Corona Virus (COVID-19).

BACKGROUND

The California Emergency Services Act, Government Code sections 8558(c) and 8630 authorize the proclamation of a local emergency when conditions of disaster or extreme peril to the safety of persons and property within the territorial limits of a city exist. Pursuant to Government Code section 8630 such an emergency may be proclaimed by the governing body or by an official designated by ordinance adopted by the governing body.

Clayton Municipal Code section 2.08.060 provides that the Director of Emergency Services, who is the City Manager, may request the City Council to proclaim the existence of a local emergency when the City Council is in session. The Director of Emergency Services has determined that the circumstances of extreme peril to public safety described below are so severe and require immediate remedial action.

The resolution proclaiming a local emergency is warranted by virtue of the extreme peril to the safety of persons and property in the City caused by epidemic in the form of the global spread of a severe acute respiratory illness caused by a novel (new) coronavirus ("COVID-19").

The Governor of the State of California has Proclaimed a State of Emergency for COVID-19. The World Health Organization has described COVID-19 as a pandemic. The President has declared a national emergency for COVID-19. There have been numerous confirmed cases of COVID-19 in California, the San Francisco Bay Area, and numerous confirmed cases originating in Contra Costa County, prompting the County to declare a local health emergency.

The County issued an order dated March 16, 2020 directing all individuals living within the County to shelter at their place, directing all businesses and governmental agencies to cease non-essential operations, and prohibiting all non-essential gatherings of any number of individuals, and ordering cessation of all non-essential travel.

The City Council shall review the need for continuing the local emergency at least once every 60 days until the City Council terminates the local emergency and shall proclaim the termination of the local emergency at the earliest possible date that conditions warrant.

The Resolution provides that all City officers and employees take all steps requested by the City Manager to prevent the spread of COVID-19 and to prevent or alleviate illness or death due to the virus. Furthermore, all City officers and employees take all steps requested by the 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.

FISCAL IMPACT

None.

Attachment:

Resolution No. 06-2020, Resolution of the Clayton City Council Proclaiming a Local Emergency in the City of Clayton Regarding Novel Corona Virus (COVID-19)

RESOLUTION NO. 06-2020
RESOLUTION OF THE CLAYTON CITY COUNCIL
PROCLAIMING A LOCAL EMERGENCY IN THE CITY OF CLAYTON REGARDING NOVEL
CORONA VIRUS (COVID-19)

WHEREAS, the California Emergency Services Act, Government Code sections 8558(c) and 8630 authorize the proclamation of a local emergency when conditions of disaster or extreme peril to the safety of persons and property within the territorial limits of a city exist; and

WHEREAS, pursuant to Government Code section 8630 such an emergency may be proclaimed by the governing body or by an official designated by ordinance adopted by the governing body; and

WHEREAS, Clayton Municipal Code section 2.08.060 provides that the Director of Emergency Services, who is the City Manager, may request the City Council to proclaim the existence of a local emergency when the City Council is in session; and

WHEREAS, the Director of Emergency Services has determined that the circumstances of extreme peril to public safety described below are so severe and require immediate remedial action; and

WHEREAS, the City Council has determined that the proclamation of a local emergency is warranted by virtue of the extreme peril to the safety of persons and property in the City caused by epidemic in the form of the global spread of a severe acute respiratory illness caused by a novel (new) coronavirus ("COVID-19"), and

WHEREAS, the Governor of the State of California has Proclaimed a State of Emergency for COVID-19; and

WHEREAS, the World Health Organization has described COVID-19 as a pandemic, and

WHEREAS, the President has declared a national emergency for COVID-19; and

WHEREAS, there have been numerous confirmed cases of COVID-19 in California, the San Francisco Bay Area, and numerous confirmed cases originating in Contra Costa County, prompting the County to declare a local health emergency; and

WHEREAS, the County issued an order dated March 16, 2020 directing all individuals living within the County to shelter at their place, directing all businesses and governmental agencies to cease non-essential operations, and prohibiting all non-essential gatherings of any number of individuals, and ordering cessation of all non-essential travel; and

BE IT RESOLVED that, effective immediately, a local emergency now exists in the City as a result of the circumstances described above.

BE IT FURTHER RESOLVED that the City Council shall review the need for continuing the local emergency at least once every 60 days until the City Council terminates the local emergency and shall proclaim the termination of the local emergency at the earliest possible date that conditions warrant; and

BE IT FURTHER RESOLVED that all City officers and employees take all steps requested by the City Manager to prevent the spread of COVID-19 and to prevent or alleviate illness or death due to the virus; and

BE IT FURTHER RESOLVED that all City officers and employees take all steps requested by the 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.

PASSED AND ADOPTED by the Clayton City Council, State of California, on this 17th day of March 2020, by the following vote.

AYES:

NOES:

ABSENT:

ABSTAIN:

THE CITY COUNCIL OF CLAYTON, CA

Julie Pierce, Mayor

ATTEST:

Janet Calderon, City Clerk



AGENDA REPORT

TO: HONORABLE MAYOR AND COUNCIL MEMBERS

FROM: IKANI TAUMOEPEAU, CITY MANAGER

DATE: March 17, 2020

SUBJECT: ADOPTION OF A CITY COUNCIL RESOLUTION TO AUTHORIZE THE CITY MANAGER TO APPROVE FINANCIAL DEMANDS AND OBLIGATIONS OF THE CITY DURING THE CITY DECLARED LOCAL EMERGENCY

RECOMMENDATION

Authorize the City Manager to approve financial demands and obligations of the City during the City declared local emergency.

BACKGROUND

During the state of emergency, authorizing the City Manager to administratively approve financial warrants will allow staff to proceed with financial demands, including processing payroll, paying vendors, bills, and other related functions that would otherwise constitute convening a City Council meeting for approval.

FISCAL IMPACT

None.

Attachment:

Resolution No. 07-2020,

RESOLUTION NO. 07-2020
RESOLUTION OF THE CLAYTON CITY COUNCIL
AUTHORIZING THE CITY MANAGER TO APPROVE FINANCIAL DEMANDS AND
OBLIGATIONS OF THE CITY DURING THE CITY DECLARED LOCAL EMERGENCY

WHEREAS, Clayton Municipal Code section 2.08.060 provides that the Director of Emergency Services, who is the City Manager, may request the City Council to proclaim the existence of a local emergency when the City Council is in session; and

WHEREAS, the Director of Emergency Services has determined that the circumstances of extreme peril to public safety described below are so severe and require immediate remedial action; and

WHEREAS, the City Council adopted Resolution 06-2020 declaring a local emergency due to the extreme peril to the safety of persons and property in the City caused by epidemic in the form of the global spread of a severe acute respiratory illness caused by a novel (new) coronavirus ("COVID-19"), and

WHEREAS, the County issued an order dated March 16, 2020 directing all individuals living within the County to shelter at their place, directing all businesses and governmental agencies to cease non-essential operations, and prohibiting all non-essential gatherings of any number of individuals, and ordering cessation of all non-essential travel; and

WHEREAS, to reduce meetings that would otherwise be necessarily only to pay financial demands and obligations, the City Manager requests the authority to approve such demands and obligations consistent with Clayton Municipal Code section 3.08.010.

BE IT RESOLVED that, effective immediately, the City Manager has the authority to approve financial demands and obligations of the City during the City declared local emergency consistent with Clayton Municipal Code section 3.08.010.

PASSED AND ADOPTED by the Clayton City Council, State of California, on this 17th day of March 2020, by the following vote.

AYES:

NOES:

ABSENT:

ABSTAIN:

THE CITY COUNCIL OF CLAYTON, CA

Julie Pierce, Mayor

ATTEST:

Janet Calderon, City Clerk