PROCLAMATION OF THE EXISTENCE OF A LOCAL EMERGENCY BY THE DIRECTOR OF EMERGENCY SERVICES OF THE CITY OF ENCINITAS

WHEREAS, Sections 2.50.050 and 2.50.060 of the Municipal Code empower the City Manager, acting as the Director of Emergency Services to proclaim the existence or threatened existence of a local emergency when the City of Encinitas is affected or likely to be affected by a public disaster and the City Council is not in session;

WHEREAS, there exists the Novel Coronavirus ("COVID-19"), which represents a serious public health threat;

WHEREAS, on January 30, 2020, United States Secretary Alex M. Azar II declared a Public Health Emergency for the United States to aid in the nation's health care community in responding to the COVID-19 virus;

WHEREAS, on February 14, 2020, the San Diego County Health Officer declared a Local Health Emergency as a result of the COVID-19 virus; which was subsequently ratified by the Board of Supervisors on February 19, 2020;

WHEREAS, on March 4, 2020, the Governor proclaimed a statewide emergency regarding COVID-19, which is incorporated herein and since that time conditions have continued to worsen;

WHEREAS, on March 13, 2020, the President of the United States declared a national emergency as a result of the COVID-19 virus;

WHEREAS, Government Code Section 8630 authorizes the City of Encinitas to proclaim a Local Emergency when such events occur as defined by Government Code Section 8558(c), including an epidemic such as COVID-19;

WHEREAS, the City Manager finds that conditions and threatened conditions of extreme peril to the safety of persons or property have arisen within Encinitas, caused by the COVID-19, the potential existence of COVID-19 positive persons and patients in the City, and potential threatened isolation and quarantines of residents, employees, businesses, and public safety workers;

WHEREAS, the conditions arising from COVID-19 are or are likely to be beyond the control of the services, personnel, equipment, and facilities of the City of Encinitas;

WHEREAS, the powers of the City Manager acting as the Director of Emergency Services are delineated in Municipal Code Section 2.50.050 and 2.50.060;

WHEREAS, the City Council of the City of Encinitas is not in session; and

WHEREAS, this Proclamation of Local Emergency will be ratified by the City Council within seven days of being issued.

NOW, THEREFORE, IT IS HEREBY PROCLAIMED by the City Manager acting as the Director of Emergency Services for the City of Encinitas, that a Local Emergency exists throughout said City and that said Local Emergency shall be deemed to continue to exist until its termination is proclaimed by the City Council which shall be done at the earliest possible date that conditions warrant.

IT IS FURTHER PROCLAIMED AND ORDERED that the Director of Emergency Services and Assistant Director of Emergency Services, who shall be appointed by the director, are hereby designated and authorized to address any and all impacts and conditions caused by COVID-19 and to obtain any and all assistance from local, county, state or federal agencies, including but not limited to aid and assistance pursuant to the California Disaster Assistance Act ("CDAA").

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of said Local Emergency, the powers, functions, and duties of the Director of Emergency Services and the emergency organization of this City shall be those prescribed by state law, ordinances, and resolutions of this City.

PASSED AND ADOPTED by the Director of Emergency Services for the City of Encinitas, State of California, this 16th day of March 2020.

Karen P. Brust, Director of Emergency Services / City Manager