

RESOLUTION NO. 20-03-17-03

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT,
CALIFORNIA, RATIFYING COVID-19 EMERGENCY PROCLAMATION**

The City Council of the City of Dana Point does hereby resolve as follows:

WHEREAS, Section 2.20.030 of the Dana Point Municipal Code designates the City Manager as the City's Director of Emergency Services; and

WHEREAS, Section 2.20.060 of the Dana Point Municipal Code empowers the Director of Emergency Services, to request the City Council to proclaim the existence of a Local Emergency if the Council is in session, or to issue such proclamation if the Council is not in session; and

WHEREAS, conditions of extreme peril to the safety of persons has arisen both internationally and within the United States as a result of the introduction of the novel coronavirus (COVID-19), a novel communicable disease, which was first detected in Wuhan City, Hubei Province, China in December 2019; and

WHEREAS, COVID-19 has spread globally to over 70 countries, infecting more than 169,000 persons and killing more than 6,500 individuals worldwide; and

WHEREAS, due to the expanding list of countries with widespread transmission of COVID-19, and increasing travel alerts and warning for countries experiencing sustained or uncontrolled community transmission issued by the Centers for Disease Control and Prevention (CDC), COVID-19 has created conditions that are more likely to be beyond the control of local resources and require the combined forces of other political subdivisions to combat; and

WHEREAS, the President of the United States, the Governor of the State of California, and the County of Orange have already declared that National, State, and local health emergencies exist; and

WHEREAS, on March 4, 2020 the Governor of the State of California issued Executive Order N-25-20 in order to address the threats and challenges posed by COVID-19; and

WHEREAS, since issuing Executive Order N-25-20 the Governor of the State of California has taken additional actions to address COVID-19 including by having released statewide guidance, urging the highest risk population (individuals who are 65 years or older, or have a compromised immune system) to self-isolate at home, and further the President of the United States announced revised guidelines for addressing COVID-19 including a recommendation that gatherings be limited to ten or fewer persons; and

WHEREAS, the City's ability to mobilize local resources, coordinate interagency response, accelerate procurement of vital supplies, use mutual aid, and seek future reimbursement by the State and Federal governments will be critical to successfully responding to COVID-19; and

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WHEREAS, the Director of Emergency Services believes and has concluded that the above-described conditions of extreme peril warrant a proclamation of local emergency; and accordingly proclaimed and declared the existence of a local emergency on March 16, 2020; and

WHEREAS, Sections 2.20.060 and 2.20.200 of the Dana Point Municipal Code require the City Council to ratify the decision of the Director of Emergency Services; and

WHEREAS, the City Council of the City of Dana Point agrees with and desires to affirm and ratify the decision of the Director of Emergency Services.

NOW, THEREFORE, the City Council of the City of Dana Point does hereby resolve, order and determine as follows:

Section 1. The Emergency Proclamation made by the Director of Emergency Services on March 16, 2020, attached hereto and incorporated herein, is hereby ratified.

Section 2. The City Clerk shall certify to the adoption of this Resolution.

PASSED, APPROVED, AND ADOPTED this 17th day of March, 2020.

RICHARD A. VICZOREK, MAYOR

ATTEST:

KATHY M. WARD, CITY CLERK

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss.
CITY OF DANA POINT)

I, Kathy M. Ward City Clerk of the City of Dana Point, do hereby certify that the foregoing Resolution No. 20-03-17-03 was at a regular meeting of the City Council on the 17th of March, 2020, by the following roll-call vote, to wit:

AYES: Council Member Debra Lewis, Council Member Joseph L. Muller, Council Member Paul N Wyatt, Mayor Pro Tem Jamey M. Federico, and Mayor Richard A. Viczorek
NOES: None
ABSENT: None

KATHY M. WARD, CITY CLERK

EXHIBIT A

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CITY OF DANA POINT

**PROCLAMATION OF THE EXISTENCE OF A LOCAL
EMERGENCY BY THE DIRECTOR OF EMERGENCY SERVICES**

WHEREAS, Section 2.20.030 of the Dana Point Municipal Code designates the City Manager as the City's Director of Emergency Services;

WHEREAS, Section 2.20.060 of the Dana Point Municipal Code empowers the Director of Emergency Services, to request the City Council to proclaim the existence of a Local Emergency if the Council is in session, or to issue such proclamation if the Council is not in session.

WHEREAS, conditions of extreme peril to the safety of persons has arisen both internationally and within the United States as a result of the introduction of the novel coronavirus (COVID-19), a novel communicable disease, which was first detected in Wuhan City, Hubei Province, China in December 2019;

WHEREAS, COVID-19 has spread globally to over 70 countries, infecting more than 169,000 persons and killing more than 6,500 individuals worldwide;

WHEREAS, due to the expanding list of countries with widespread transmission of COVID-19, and increasing travel alerts and warning for countries experiencing sustained or uncontrolled community transmission issued by the Centers for Disease Control and Prevention (CDC), COVID-19 has created conditions that are more likely to be beyond the control of local resources and require the combined forces of other political subdivisions to combat;

WHEREAS, the President of the United States, the Governor of the State of California, and the County of Orange have already declared that National, State, and local health emergencies exist;

WHEREAS, on March 4, 2020 the Governor of the State of California issued Executive Order N-25-20 in order to address the threats and challenges posed by COVID-19;

WHEREAS, since issuing Executive Order N-25-20 the Governor of the State of California has taken additional actions to address COVID-19 including by having released statewide guidance, urging the highest risk population (individuals who are 65 years or older, or have a compromised immune system) to self-isolate at home, and further the President of the United States announced revised guidelines for addressing COVID-19 including a recommendation that gatherings be limited to ten or fewer persons;

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WHEREAS, the City's ability to mobilize local resources, coordinate interagency response, accelerate procurement of vital supplies, use mutual aid, and seek future reimbursement by the State and Federal governments will be critical to successfully responding to COVID-19;

WHEREAS, the Director of Emergency Services believes and has concluded that the above-described conditions of extreme peril warrant a proclamation of local emergency;

NOW, THEREFORE, the Director of Emergency Services of the City of Dana Point proclaims, declares and orders as follows:

Section 1: Pursuant to 2.20.060 of the Dana Point Municipal Code and California Government Code Section 8630, it is hereby proclaimed that a local emergency now exists in the City of Dana Point and for this emergency assistance and aid is requested from Federal, State and County governance to the City, individuals and businesses affected thereby.

Section 2: Effective immediately, during the duration of this emergency, City Hall will be closed to the public. The City leadership team and key staff will remain on-site to the degree feasible, but various members of the City staff will be working from home to practice responsible social distancing. Essential City services will continue, but in-person services at City Hall will be suspended through March 31, or until further notice. City Hall will transition to online services; residents and businesses needing to contact the City are encouraged to call the City Hall main line at 949- 248-3500 or send an e-mail to info@danapoint.org, and any inquiries so received will be directed to the appropriate staff person.

Section 3: Effective immediately, pursuant to Dana Point Municipal Code Sections 2.20.060 (c) (6) and (d), and until further notice, meetings of the City Council shall not be open to the public, and all Commission meetings are cancelled until further notice. The Director specifically finds this action is necessary to protect essential City staff, the City Council and members of the public as a result of developments occurring since the issuance of Executive Order N-25-20, including the President of the United States recommendation on March 16, 2020 that gatherings be limited to groups of 10 persons or less. Members of the public are encouraged to participate in Council meetings by alternative means including by submitting any comments to the Council on matters either on, or not part of, the Council's Agenda by email to Kward@danapoint.org, and watching Council meetings which shall be streamed live on YouTube at https://www.youtube.com/channel/UCdNW_5KL2Q71C-DfHUYFr7A, and may be watched live on Cox channel 856. Comments may be submitted by email during Council meetings and the Mayor will pause during the Agenda to determine if comments have been received by the public. All comments provided by the public as comments will be included in the record of the Council meeting.

Section 4: Pursuant to Dana Point Municipal Code Sections 2.20.060 and 2.20.200 the Director of Emergency Services is empowered to adopt rules, policies and regulations to protect the Public, to protect life and property, and to ensure the availability of essential City services. As of this time, pursuant to that authority, the following operational changes are to be implemented immediately:

(1) City Services:

- All services requiring in-person visits or public service counter assistance (including building permits) will be suspended or made available via phone, online or through email.
- Building inspection services will continue.
- All Public Works services will remain in place with the exception of in-person permit submissions, which can be made online at (Public Works Please Provide).
- Refuse collection and street sweeping will continue per the usual schedule.

(2) Dana Point Police Services: While the lobby of Police Services is closed, the blue phone outside of the door is operational and can be used to access Police Services. The public is advised to call 949-770-6011 for non-emergency police assistance and 911 for emergency assistance.

(3) Community Center and Recreation Programs: The Dana Point Community Center and Nature Interpretive Center will be closed until further notice. Recreation classes and City-sponsored events are cancelled through at least March 31. City Parks will remain accessible to the public and their maintenance and upkeep will continue with additional cleaning services.

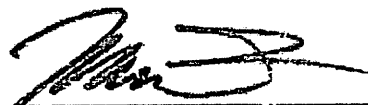
(4) Animal Care Services:

The San Clemente-Dana Point Animal Shelter will be limiting their in-person services, beginning today. The shelter's office will be closed to the public, but sheltering services will be available.

- Adoption services will continue and appointments to schedule interactions with adoptable pets can be arranged by phone at 949-492-1617.
- Animal Control Officers will continue to accommodate the most emergent health and public safety issues in the community.
- Pet licensing will remain available at the shelter by mail by sending payment to: 221 Avenida Fabricante, San Clemente, CA 92672; over the phone by calling 949-492-1617; or submitted into our drop box located next to the front door of the shelter.

Section 5: Additional or different emergency measures may be implemented by the Director of Emergency Services pursuant to Section 2.20 of the Dana Point Municipal Code as deemed reasonable or necessary to address the quickly changing, very fluid emergency situation.

City Manager/Director of Emergency Services: _____



Mark Denny

Date: 3/16/20