



IMPORTANT NOTICE:

In response to the COVID-19 pandemic, the City of Jurupa Valley is urging those wishing to attend the March 19, 2020 Council meeting, to avoid attending the meeting and watch the live webcast, which can be accessed at this link: <https://www.jurupavalley.org/422/Meeting-Videos>

For those wishing to make public comments at Thursday night's Council meeting, you are being asked to submit your comments by email to be read aloud at the meeting by the City Clerk.

Public comments may be submitted to the City Clerk at CityClerk@jurupavalley.org. Email comments on matters that are not on the Agenda and email comments for matters on the Consent Calendar must be submitted prior to the time the Mayor calls the item for Public Comments. Members of the public are encouraged to submit comments prior to 6:00 p.m. Thursday.

Email comments on other agenda items must be submitted prior to the time the Mayor closes public comments on the agenda item or closes the public hearing on the agenda item. All email comments shall be subject to the same rules as would otherwise govern speaker's comments at the Council Meeting.

The City Clerk shall read all email comments, provided that the reading shall not exceed three (3) minutes, or such other time as the Council may provide, because this is the time limit for speakers at a Council Meeting. The email comments submitted shall become part of the record of the Council Meeting.

Comments on Agenda items during the Council Meeting can only be submitted to the City Clerk by email. The City cannot accept comments on Agenda items during the Council Meeting on Facebook, social media or by text.

This is a proactive precaution taken by the City of Jurupa Valley out of an abundance of caution. Any questions should be directed to the City Clerk's Office at (951) 332-6464.

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**REGULAR MEETING AGENDA
OF THE JURUPA VALLEY CITY COUNCIL
Thursday, March 19, 2020
Workshop: 5:30 p.m.
Regular Session: 7:00 p.m.
City Council Chamber
8930 Limonite Avenue, Jurupa Valley, CA 92509**

ADDITIONAL AGENDA ITEM:

16. COUNCIL BUSINESS

E. DECLARATION OF A LOCAL EMERGENCY DUE TO THE COVID-19 VIRUS PANDEMIC AND PROCLAIMING THE EXISTENCE OF A LOCAL EMERGENCY AND DISCUSSION OF POTENTIAL ACTIONS TO RESPOND TO THE EMERGENCY

1. Requested Action: That the City Council adopt Resolution No. 2020-10, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, PROCLAIMING THE EXISTENCE OF A LOCAL EMERGENCY RELATING TO THE COVID-19 VIRUS PANDEMIC

2. Discussion/potential action item regarding the City's response to COVID-19 including a full briefing by City staff.
3. Report on emergency changes to the Brown Act requirements for teleconferencing by Council Members at City Council Meetings and receipt of public comments by email.

City of Jurupa Valley

STAFF REPORT

DATE: MARCH 19, 2020

TO: HONORABLE MAYOR AND CITY COUNCIL

FROM: ROD BUTLER, CITY MANAGER

SUBJECT: AGENDA ITEM NO. 16.E

DECLARATION OF A LOCAL EMERGENCY DUE TO THE COVID-19 VIRUS PANDEMIC AND PROCLAIMING THE EXISTENCE OF A LOCAL EMERGENCY AND DISCUSSION OF POTENTIAL ACTIONS TO RESPOND TO THE EMERGENCY

RECOMMENDATION

1) That the City Council adopt Resolution No. 2020-10, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, PROCLAIMING THE EXISTENCE OF A LOCAL EMERGENCY RELATING TO THE COVID-19 VIRUS PANDEMIC

- 2) Discussion/potential action item regarding the City's response to COVID-19 including a full briefing by City staff.
- 3) Report on emergency changes to the Brown Act requirements for teleconferencing by Council Members at City Council Meetings and receipt of public comments by email.

ANALYSIS

Background

On December 2019, an outbreak of respiratory illness due to a novel coronavirus (a disease now known as COVID-19), was first identified in Wuhan City, Hubei Province, China, and has spread outside of China, impacting more than 75 countries, including the United States. Since the federal Centers for Disease Control and Prevention ("CDC") confirmed the first possible case of community spread of COVID-19 in the United States on February 26, 2020, there has been a significant escalation of United States domestic cases and deaths from COVID-19.

On March 4, 2020, Gavin Newsom, Governor of the State of California, proclaimed a state of emergency to exist in California due to the spread of COVID-19. On March 11, 2020 the World Health Organization declared the COVID-19 outbreak to be a pandemic. On March 12, 2020, Governor Newsom issue Executive Order No. N-25-20 making certain findings and issuing emergency orders to deal with COVID-19 pandemic. On March 13, 2020, President Trump determined that the ongoing Coronavirus Disease 2019 (COVID-19) pandemic is of sufficient severity and magnitude to warrant an emergency determination under section 501(b) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. 5121-5207.

Declaration of Local Emergency

Government Code § 8630 and Jurupa Valley Municipal Code Chapter 3.08 provide that the City Council of the City of Jurupa Valley may proclaim the existence of a local emergency.

The declaration of a local emergency under these laws enables the City to take whatever actions are necessary to address the emergency. The mobilization of local resources, ability to coordinate interagency response, accelerate procurement of vital supplies, use mutual aid, and allow for future reimbursement by the state and federal governments will be critical to successfully responding to COVID-19.

The recommended Resolution makes all of the findings required to declare the local emergency and establishes the broader authority of the City Manager to address the emergency.

Additionally, the Resolution specifically provides that the City Manager is authorized to enter into agreements on behalf of the City necessary under this declaration of an emergency without the normal limits on the City Manager's contract authority. The Resolution also waives the bidding requirements for the purchase of goods and services for the City. These two adjustments will enable the City to act quickly if any goods or services are required and will reduce the items required for Council approval at a public Council Meeting.

Public-Official Participation by Teleconference.

As a result of the waivers in Governor Newsom's Executive Order N-25-20, the Brown Act now permits full participation by officials in meetings through video or audio teleconference under the following conditions:

- 1) The remote participation location(s) must be connected to the main meeting through telephone, video, or both.
- 2) There must be at least one location in the jurisdiction from which members of the public have the opportunity to observe and participate, including offering public comment. The locations must be fully accessible pursuant to the provisions of the Americans with Disabilities Act ("ADA").

3) The notice of meeting and agenda must be timely provided and must specifically list the location of the publicly accessible location.

4) Every vote during the meeting must be by roll call.

5) The meetings must otherwise comply with the Brown Act, which includes allowing participation by the public regarding items on or off the agenda.

6) The agenda or notice of meeting does **not** need to identify the remote locations from which officials are participating.

7) Remote locations at which officials are participating do **not** have to be accessible to members of the public.

8) Public participation does **not** have to be allowed from every remote location.

9) At least a quorum of the legislative body does **not** have to be physically present within the boundaries of the agency's jurisdiction.

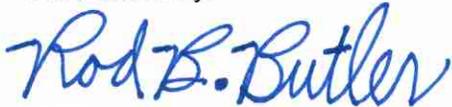
FINANCIAL IMPACT

There is no fiscal impact from this specific action.

ALTERNATIVES

1. Elect not to move forward with Resolution or defer its consideration to a later date.

Submitted by:



Rod B. Butler
City Manager

Reviewed by:



Peter M. Thorson
City Attorney

Attachments:

1. Resolution No. 2020-10

RESOLUTION NO. 2020-10

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, PROCLAIMING THE EXISTENCE OF A LOCAL EMERGENCY RELATING TO THE COVID-19 VIRUS PANDEMIC

THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY DOES RESOLVE AS FOLLOWS:

Section 1. Recitals. The City Council finds, determines and declares that:

(a) Government Code § 8630 and Jurupa Valley Municipal Code Chapter 3.08 provide that the City Council of the City of Jurupa Valley may proclaim the existence of a local emergency as defined by Government Code § 8558, subdivision (c).

(b) In December 2019, an outbreak of respiratory illness due to a novel coronavirus (a disease now known as COVID-19), was first identified in Wuhan City, Hubei Province, China, and has spread outside of China, impacting more than 75 countries, including the United States.

(c) Since the federal Centers for Disease Control and Prevention (“CDC”) confirmed the first possible case of community spread of COVID-19 in the United States on February 26, 2020, there has been a significant escalation of United States domestic cases and deaths from COVID-19.

(d) On March 4, 2020, Gavin Newsom, Governor of the State of California, proclaimed a state of emergency to exist in California due to the spread of COVID-19.

(e) On March 11, 2020, the World Health Organization declared the COVID-19 outbreak to be a pandemic.

(f) As of March 12, 2020, across the globe, there were more than 130,000 confirmed cases of COVID-19, tragically resulting in more than 4,000 deaths worldwide.

(g) As of March 12, 2020, there were over 1,200 COVID-19 cases identified in the United States, including over 170 cases in California, and officials expect the number of cases in California, the United States, and worldwide to increase.

(h) Due to the expanding list of countries with widespread transmission of COVID-19, increasing travel alerts and warnings for countries experiencing sustained or uncontrolled community transmission issued by the CDC, the escalation of United States domestic cases of and deaths from COVID-19, and the identification of COVID-19 cases in California, COVID-19 has created conditions that are or likely to be beyond the control of local resources and require the combined forces of other political subdivisions to combat.

(i) On March 12, 2020, Governor Newsom issue Executive Order No. N-25-20 making certain findings and issuing emergency orders to deal with COVID-19 pandemic.

(j) On March 13, 2020, President Trump determined that the ongoing Coronavirus Disease 2019 (COVID-19) pandemic is of sufficient severity and magnitude to warrant an emergency determination under section 501(b) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. 5121-5207.

(k) The mobilization of local resources, ability to coordinate interagency response, accelerate procurement of vital supplies, use mutual aid, and allow for future reimbursement by the state and federal governments will be critical to successfully responding to COVID-19.

(l) The City Council finds that these conditions warrant and necessitate that the City proclaim the existence of a local emergency.

Section 2. Proclamation of Local Emergency. Based on the findings set forth above, the City Council of the City of Jurupa Valley hereby proclaims that a local emergency now exists throughout the City of Jurupa Valley.

(a) During the existence of said local emergency the powers, functions, and duties of the City Manager and the emergency organization of this City shall be those prescribed by state law, by ordinances, and resolutions of this City, and by the approved emergency plans of the City of Jurupa Valley.

(b) The local emergency shall be deemed to continue to exist until its termination is proclaimed by the City Council of the City of Jurupa Valley, State of California.

(c) The City Council shall review this local emergency proclamation at least every sixty (60) days, or such other period as required by law, and shall terminate the emergency proclamation at the earliest possible date the conditions warrant.

(d) Pursuant to the provisions of Jurupa Valley Municipal Code Section 2.10.060(12) the City Manager is authorized to enter into agreements on behalf of the City necessary under this declaration of an emergency.

(e) Pursuant to the provisions of Jurupa Valley Municipal Code Section 3.15.070(b) the City Council determines that for the reasons described in this Resolution, compliance with the bidding requirements of Chapter 3.15 of Jurupa Valley Municipal Code is not in the best interest of the City and such bidding requirements are waived.

Section 3. Further Actions. The City Manager shall: Forward a copy of this Resolution to the Director of California Governor's Office of Emergency Services; request the the Governor of California, pursuant to the Emergency Services Act issue a proclamation declaring an emergency in Riverside County and waive regulations that may hinder response and recovery efforts; request that recovery assistance be made available under the California Disaster Assistance Act; and that the State expedite access to State and Federal resources and any other appropriate federal disaster relief programs.

Revised 3-16-20

Section 4. Certification. The City Clerk shall certify to the adoption of this Resolution.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Jurupa Valley on this 19th day of March 2020.

Anthony Kelly, Jr.
Mayor

ATTEST:

Victoria Wasko, CMC
City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF JURUPA VALLEY)

I, Victoria Wasko, City Clerk of the City of Jurupa Valley, do hereby certify that the foregoing Resolution No. 2020-10 was duly passed and adopted at a meeting of the City Council of the City of Jurupa Valley on the 19th day of March 2020 by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Jurupa Valley, California, this 19th day of March 2020.

Victoria Wasko, City Clerk
City of Jurupa Valley