

**CITY OF CAPITOLA  
CITY COUNCIL**

**RESOLUTION NO. XXXX**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CAPITOLA  
TERMINATING THE PROCLAMATION OF THE EXISTENCE OF A LOCAL  
EMERGENCY DUE TO THE WORLDWIDE SPREAD OF THE CORONAVIRUS  
("COVID-19")**

WHEREAS, on March 4, 2020, the Governor proclaimed a state of Emergency throughout California arising out of the COVID-19 Pandemic and the need for a statewide response; and

WHEREAS, in March 2020, the County of Santa Cruz Health Officer and the County of Santa Cruz Board of Supervisors both declared a local emergency arising from the COVID-19 pandemic; and

WHEREAS, Chapter 8.08 of the City of Capitola Municipal Code designates the City Manager as the Director of Emergency Services for the City and empowers the Director of Emergency Services to request that the City Council proclaim the existence or threatened existence of a local emergency if the City Council is in session; and

WHEREAS, on March 12, 2020, the City Council by Resolution No. 4168 proclaimed a local emergency based on conditions of extreme peril to the safety of persons and property within City resulting from COVID-19; and

WHEREAS, Governor Newsom announced on October 17, 2022 that he would end the state of emergency he declared on March 4, 2020 to respond to the COVID-19 pandemic; and

WHEREAS, President Biden announced that termination of the national emergency arising out of the COVID-19 pandemic will occur on May 13, 2023; and

WHEREAS, on January 31, 2023, the Governor further confirmed that the COVID-19 State of Emergency will end on February 28, 2023 as previously announced; and

WHEREAS, in ending the March 2020 State of Emergency the Governor stated and found that the October 17, 2022 announcement timeline gave the health care system needed flexibility to handle any potential surge that may occur after the holidays in January and February, in addition to providing state and local partners the time needed to prepare for this phase out and set themselves up for success afterwards; and

WHEREAS, the Governor announced that hospitalizations and deaths dramatically reduced due to the state's vaccination and public health efforts such that

“California has the tools needed to continue fighting COVID-19 when the State of Emergency terminates at the end of February, including vaccines and boosters, testing, treatments and other mitigation measures like masking and indoor ventilation.”; and

WHEREAS, the Governor further stated that as a result of the operational preparedness built up and the measures that will continue to be employed moving forward, California is ready to phase out the State of Emergency; and

WHEREAS, the statements by the Governor in ending of the State of Emergency are reflective of local conditions in Capitola related to the COVID-19 pandemic and that the City no longer requires the use emergency powers authorized under the City of Capitola Municipal Code and state law to obtain supplies, equipment, as needed for the protection of life or property and to authorize the City Manager to issue orders or take actions to mitigate effects of the declared local emergency.

NOW, THEREFORE, BE IT RESOLVED that based on the above facts and circumstances, the City Council of the City of Capitola hereby terminates the Proclamation of the Existence of a Local Emergency due to the Worldwide Spread of the Coronavirus (“COVID-19”), issued on March 12, 2020.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF CAPITOLA this XXX day of March 2023, by the following vote:**

AYES:

NOTES:

ABSENT:

ABSTAIN:

APPROVED:

ATTEST:

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Margaux Keiser  
Mayor

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Julia Moss  
City Clerk