

Folsom City Council Staff Report

MEETING DATE:	8/23/2022
AGENDA SECTION:	Old Business
SUBJECT:	Review Proclamation of COVID-19 Local Emergency Under City Council Resolution No. 10408 and Direction to Staff
FROM:	City Manager's Office

RECOMMENDATION / CITY COUNCIL ACTION

Provide direction to staff as to the continuance of the Proclamation of COVID-19 Local Emergency declared by City Council Resolution No. 10408.

BACKGROUND / ISSUE

At a City Council Emergency Meeting on March 16, 2020, the City Council adopted Resolution No. 10408 (Attachment 1), A Resolution of the City Council Proclaiming Existence of A Local Emergency. The Council took this action as the rapid spread of COVID-19 in Sacramento County and throughout the State of California presented conditions of extreme peril for the Folsom, warranting and necessitating the proclamation of the existence of a local emergency.

Staff was recently asked by the City Council to agendize a discussion with the City Council to review the proclamation declaring the existence of the COVID-19 local emergency.

POLICY / RULE

The California Emergency Services Act and the Folsom Municipal Code empower the City Council to proclaim the existence or threatened existence of a local emergency when the City is affected or likely to be affected by a public calamity. The City Council shall proclaim termination of the local emergency at the earliest possible date that conditions warrant per Folsom Municipal Code Section 2.28.040(A).

ANALYSIS

The Governor of the State of California proclaimed a State of Emergency in California as a result of the threat from the rapid spread of COVID-19 on March 4, 2020; that State of Emergency remains in effect. The Sacramento County Public Health Officer proclaimed a public health emergency in Sacramento County due to the threat to public health and safety from COVID-19 on March 5, 2020, and the Sacramento County Board of Supervisors ratified the County's Proclamation of Local Public Health Emergency on March 10, 2020. The County's emergency proclamation remains in effect as well. As of this writing, all of the cities within Sacramento County still have States of Emergency related to the COVID-19 pandemic in effect for their cities.

Folsom's State of Emergency also remains in effect. On the basis of the City Council declaration of a local emergency, the City's Director of Emergency Services (the City Manager) is empowered to make and issue rules and regulations on matters reasonably related to the protection of life, environment, and property as affected by such emergency, and that such emergency rules and regulations must be confirmed by the City Council at the earliest practicable opportunity. As such, consistent with Section 2.28.040(E)(1) of the Folsom Municipal Code, the City Manager executed seven Emergency Orders related to the COVID-19 emergency that were later ratified by a vote of the City Council. The staff reports and accompanying City Council resolutions ratifying those Emergency Orders are attached (Attachments 2-8). It should be noted that the Emergency Orders would be terminated simultaneously should the City Council choose to terminate the State of Emergency.

The City Manager and City Attorney will facilitate a discussion with the City Council as to Folsom's current State of Emergency related to the COVID-19 pandemic, the details of the related Emergency Orders, and possible strategies to codify portions of the Emergency Orders outside of a State of Emergency if that is the Council's desire and direction.

FINANCIAL IMPACT

At this time, staff is not aware of any pending City financial reimbursement claims that are directly tied to or contingent on Folsom's current State of Emergency declaration. It remains to be seen if there would be a possible financial impact to terminating the State of Emergency in the future in terms of reimbursement eligibility. Termination or continuation of components of various Emergency Orders could have financial consequences, which staff can research and review in further detail as directed by the City Council.

ENVIRONMENTAL REVIEW

This action is not considered a project under Section 15061(b)(3) of the California Environmental Quality Act Guidelines, and as such is exempt from environmental review.

ATTACHMENTS

1. Resolution No. 10408 – A Resolution of the City Council of the City of Folsom Proclaiming Existence of A Local Emergency
2. Resolution No. 10409 – A Resolution of the City Council Confirming Emergency Order DES-01-20 Issued by the Director of Emergency Services
3. Resolution No. 10411 – A Resolution of the City Council Confirming Emergency Order DES-02-20 Issued by the Director of Emergency Services
4. Resolution No. 10422 – A Resolution of the City Council Confirming Emergency Order DES-03-20 Issued by the Director of Emergency Services
5. Resolution No. 10433 – A Resolution of the City Council Confirming Emergency Order DES-04-20 Issued by the Director of Emergency Services
6. Resolution No. 10485 – A Resolution of the City Council Confirming Emergency Order DES-05-20 (Amended) Issued by the Director of Emergency Services
7. Resolution No. 10600 - A Resolution of the City Council Confirming Emergency Order DES-06-20 Issued by the Director of Emergency Services
8. Resolution No. 10678 - A Resolution of the City Council Confirming Emergency Order DES-07-20 Issued by the Director of Emergency Services

Submitted,

Elaine Andersen, City Manager

ATTACHMENT 1

RESOLUTION NO. 10408

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FOLSOM
PROCLAIMING EXISTENCE OF A LOCAL EMERGENCY**

WHEREAS, the Governor of the State of California proclaimed on March 4, 2020 a State of Emergency to exist in California as a result of the threat from the rapid spread of a respiratory illness caused by novel coronavirus 2019 (COVID-19); and

WHEREAS, Sacramento County has reported community transmission of COVID-19 in the County, with multiple cases of confirmed patients, and there is an ongoing risk and likelihood of additional COVID-19 positive patients being identified in Sacramento County; and

WHEREAS, on March 5, 2020, the Sacramento County Public Health Officer proclaimed a public health emergency in Sacramento County due to the threat to public health and safety from COVID-19; and

WHEREAS, the Sacramento County Board of Supervisors ratified the County's Proclamation of Local Public Health Emergency on March 10, 2020; and

WHEREAS, there is currently no vaccine or medical treatment specifically for COVID-19, which constitutes a potential epidemic under Section 8558 of the Government Code that, by reason of its magnitude, is potentially beyond the control of the services, personnel, equipment and facilities of the City of Folsom and requires the combined forces of a mutual aid region or regions to contain, control, combat, treat and mitigate; and

WHEREAS, for the past 10 days, the spread of COVID-19 has been escalating and could significantly, negatively and adversely impact the local Folsom economy due to the illness (or precautions taken to prevent or avoid contracting the illness) of those engaged in activities and businesses critical to the local economy; and

WHEREAS, the California Emergency Services Act empowers the City Council to proclaim the existence or threatened existence of a local emergency when the City is affected or likely to be affected by a public calamity; and

WHEREAS, the City Council has been requested by the City's Director of Emergency Services to proclaim the existence of a local emergency therein; and

WHEREAS, the City Council does hereby find that conditions of extreme peril to the safety of persons and property have arisen within the City of Folsom, caused by the rapid spread of COVID-19 in Sacramento County and throughout the State of California, commencing the 6th day of March, 2020, and that the aforesaid conditions of extreme peril warrant and necessitate the proclamation of the existence of a local emergency.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Folsom proclaiming the existence of a local emergency caused by the rapid spread of a respiratory illness known as novel coronavirus 2019 (COVID-19) since March 6, 2020, and that said local emergency continues to exist throughout the City of Folsom.

BE IT RESOLVED 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, by charter, ordinances and resolutions of the City of Folsom.

BE IT RESOLVED that said local emergency shall be deemed to continue to exist until its termination is proclaimed by the City Council of the City of Folsom.

PASSED AND ADOPTED this 16th day of March, 2020, by the following roll-call vote:

AYES:	Council Member(s):	Gaylord, Howell, Kozlowski, Sheldon, Aquino
NOES:	Council Member(s):	None
ABSENT:	Council Member(s):	None
ABSTAIN:	Council Member(s):	None



Sarah Aquino, MAYOR

ATTEST:


Christa Freemantle, CITY CLERK

ATTACHMENT 2

RESOLUTION NO. 10409

**A RESOLUTION OF THE CITY COUNCIL CONFIRMING
EMERGENCY ORDER DES-01-20 ISSUED BY THE
DIRECTOR OF EMERGENCY SERVICES**

WHEREAS, the Governor of the State of California proclaimed on March 4, 2020 a State of Emergency to exist in California as a result of the threat from the rapid spread of a respiratory illness caused by novel coronavirus 2019 (COVID-19); and

WHEREAS, Sacramento County has confirmed community transmission of COVID-19, with multiple cases of diagnosed patients, and cautioned that the rapid transmission of COVID-19 poses an ongoing risk and likelihood of additional patients in Sacramento County; and

WHEREAS, on March 10, 2020 the Sacramento County Board of Supervisors ratified the County Public Health Officer's Proclamation of Local Public Health Emergency in Sacramento County due to the threat to public health and safety from COVID-19; and

WHEREAS, there is currently no vaccine or medical treatment specifically for COVID-19, which constitutes a potential epidemic under Section 8558 of the Government Code that, by reason of its magnitude, is potentially beyond the control of the services, personnel, equipment and facilities of the City of Folsom and requires the combined forces of a mutual aid region or regions to contain, control, combat, treat and mitigate; and

WHEREAS, on March 16, 2020, the City Council adopted Resolution No. 10408 and proclaimed the existence of a local emergency in the City of Folsom; and

WHEREAS, following the City Council proclamation of a local emergency, and based on the authority in Section 2.28.040 of the Folsom Municipal Code, the City's Director of Emergency Services issued rules and regulations in Emergency Order DES-01-20 in the interest of protecting life and property affected by the COVID-19 emergency; and

WHEREAS, rules and regulations issued by the City's Director of Emergency Services shall be confirmed by the City Council as early as practicable under the circumstances of the emergency.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Folsom that Emergency Order DES-01-20 is hereby confirmed, and all actions taken in furtherance thereto are hereby ratified and approved.

PASSED AND ADOPTED this 27th day of March, 2020, by the following roll-call vote:

AYES:	Council Member(s):	Gaylord, Howell, Kozlowski, Sheldon, Aquino
NOES:	Council Member(s):	None

ABSENT: Council Member(s): None
ABSTAIN: Council Member(s): None


Sarah Aquino, MAYOR

ATTEST:


Christa Freemantle, CITY CLERK



EMERGENCY ORDER DES-01-20

Pursuant to the Proclamation of a State of Emergency by California Governor Gavin Newsom on March 4, 2020 in response to the rapid spread of the novel coronavirus (COVID-19), the Governor's Executive Orders (including but not limited to N-33-20), the Order of the Sacramento County Health Officer dated March 19, 2020, the City's Proclamation of a Local Emergency dated March 16, 2020, and Government Code Section 8634, I hereby issue the following Order:

1. All law enforcement officers under the command of the City of Folsom Chief of Police shall take all steps necessary to cause the dispersal and prevent the continuation of large outdoor gathering of people (over 10 individuals) in the City of Folsom, whether or not practicing social-distancing (maintain at least 6-feet from any other person), whenever the law enforcement officer on the scene has reason to believe the gathering endangers or is likely to endanger the health and safety of persons from the spread of COVID-19. Nothing in this Order prohibits the gathering of members of a household or living unit, or the gathering of people for the limited purposes expressly permitted in Section 10 of the Order of the Sacramento County Health Officer.
2. All non-essential permanent City employees designated by the Human Resources Department shall stay home from the date of this Order until March 31, 2020 and follow the State and Sacramento County's stay home orders. Said employees will be provided paid administrative leave through March 31, 2020 and are subject to work assignments as determined by their Department Director from time to time.
3. All permanent City employees performing essential services as determined by the Human Resources Department shall continue to report to their work locations and perform their duties.
4. Rental payments for rental or lease of City facilities under a formal written lease agreement or concessionaire agreement due and payable to the City shall be waived from the date of this Order to May 31, 2020.
5. The Contract Between the City of Folsom and the Sacramento Society for the Prevention of Cruelty to Animals for Shelter Services dated January 1, 2018 shall be modified per emergency request from the Sacramento SPCA as shown in Exhibit "A" attached to this Order, from the date of this Order to May 1, 2020.

Failure of any person to comply with this Order and any order issued by a law enforcement officer pursuant to this Order constitutes an imminent threat to public health.

This Order is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the City of Folsom, its departments, officers, employees, or any other person.

If any provision of this Order to the application thereof to any person or circumstances is held to be invalid, the remainder of the Order, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of this Order are severable.

This Order shall be filed in the City Clerk's Office and given widespread publicity and notice.

**IT IS SO ORDERED:
DES-01-20**

Date: March 20, 2020

By: / signed /
Elaine Andersen
City Manager
Director of Emergency Services

TIME RECEIVED

March 20, 2020 at 5:19:29 PM PDT

REMOTE CSID

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DURATION

35

PAGES

1

STATUS

Received

03/29/2004 10:54 9836450

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PAGE 01

Failure of any person to comply with this Order and any order issued by a law enforcement officer pursuant to this Order constitutes an imminent threat to public health.

This Order is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the City of Folsom, its departments, officers, employees, or any other person.

If any provision of this Order to the application thereof to any person or circumstances is held to be invalid, the remainder of the Order, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of this Order are severable.

This Order shall be filed in the City Clerk's Office and given widespread publicity and notice.

IT IS SO ORDERED:

DES-01-20

Date: March 20, 2020

By:



**Elaine Andersen
City Manager
Director of Emergency Services**

EXHIBIT A

The Contract Between the City of Folsom and the Sacramento Society for the Prevention of Cruelty to Animals for Shelter Services dated January 1, 2018 shall be amended for the period from March 20, 2020 to May 1, 2020 as follows:

- 1) The SSPCA will only intake stray animals from the Folsom Jurisdiction in need of advanced medical care, and those animals will be treated by the SSPCA medical staff and transferred to foster homes after 72 hours if no owner is found.**
- 2) Healthy cats and kittens over the age of 8 weeks will not be accepted and must be returned to the neighborhood they were found and not brought into the SSPCA shelter unless medically necessary. SSPCA will continue to take unweaned animals.**
- 3) If a cat or dog is deemed aggressive or "unadoptable" after it becomes medically stable, SSPCA may proceed with euthanasia if no owner is found after the five day holding period. Since the SSPCA will be closed to the public, this five-day period begins on the day of intake.**
- 4) The SSPCA is willing to continue housing dogs under Bite Quarantine (BQ), if absolutely necessary. BQ in the home setting is preferred but SSPCA recognizes this is not always an option.**
- 5) The SSPCA will remain available to house Protective Custody cases, should the need arise, with coordination between Folsom and the SSPCA. The SSPCA will require ALL behaviorally sound protective custody animals be eligible for off-site foster care through SSPCA approved foster homes.**
- 6) If an animal owner comes to reclaim their pet in SSPCA's care, and the boarding fees serve as a barrier for the owner to reclaim their pet, SSPCA will waive the boarding fees they charge to Folsom and, in exchange, Folsom will waive collection of said boarding fees from the pet owner.**

/// NOTHING FOLLOWS ///

ATTACHMENT 3

RESOLUTION NO. 10411

**A RESOLUTION OF THE CITY COUNCIL CONFIRMING
EMERGENCY ORDER DES-02-20 ISSUED BY THE
DIRECTOR OF EMERGENCY SERVICES**

WHEREAS, the Governor of the State of California proclaimed on March 4, 2020 a State of Emergency to exist in California as a result of the threat from the rapid spread of a respiratory illness caused by novel coronavirus 2019 (COVID-19); and

WHEREAS, Sacramento County has confirmed community transmission of COVID-19, with multiple cases of diagnosed patients, and cautioned that the rapid transmission of COVID-19 poses an ongoing risk and likelihood of additional patients in Sacramento County; and

WHEREAS, on March 10, 2020 the Sacramento County Board of Supervisors ratified the County Public Health Officer's Proclamation of Local Public Health Emergency in Sacramento County due to the threat to public health and safety from COVID-19; and

WHEREAS, there is currently no vaccine or medical treatment specifically for COVID-19, which constitutes a potential epidemic under Section 8558 of the Government Code that, by reason of its magnitude, is potentially beyond the control of the services, personnel, equipment and facilities of the City of Folsom and requires the combined forces of a mutual aid region or regions to contain, control, combat, treat and mitigate; and

WHEREAS, on March 16, 2020, the City Council adopted Resolution No. 10408 and proclaimed the existence of a local emergency in the City of Folsom; and

WHEREAS, following the City Council proclamation of a local emergency, and based on the authority in Section 2.28.040 of the Folsom Municipal Code, the City's Director of Emergency Services issued Emergency Order DES-01-20 on March 20, 2020, which was confirmed by the City Council on March 27, 2020; and

WHEREAS, in the interest of protecting life and property affected by the COVID-19 emergency, the City's Director of Emergency Services issued further rules and regulations in Emergency Order DES-02-20 on April 1, 2020; and

WHEREAS, rules and regulations issued by the City's Director of Emergency Services shall be confirmed by the City Council as early as practicable under the circumstances of the emergency.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Folsom that Emergency Order DES-02-20 is hereby confirmed, and all actions taken in furtherance thereto are hereby ratified and approved.

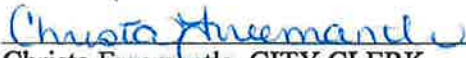
PASSED AND ADOPTED this 14th day of April, 2020, by the following roll-call vote:

AYES: Council Member(s): Kozlowski, Sheldon, Gaylord, Howell, Aquino
NOES: Council Member(s): None
ABSENT: Council Member(s): None
ABSTAIN: Council Member(s): None



Sarah Aquino, MAYOR

ATTEST:



Christa Freemantle, CITY CLERK



EMERGENCY ORDER DES-02-20

Pursuant to the Proclamation of a State of Emergency by California Governor Gavin Newsom on March 4, 2020 in response to the rapid spread of the novel coronavirus (COVID-19), the Governor's Executive Orders (including but not limited to N-33-20), the Order of the Sacramento County Health Officer dated March 19, 2020, the City's Proclamation of a Local Emergency dated March 16, 2020, the Families First Coronavirus Response Act (H.R. 6201) and Government Code Section 8634, I hereby issue the following Order:

1. In the interest of limiting the spread of COVID-19 and protecting the life, health and safety of Folsom residents, City facilities listed on Exhibit "A" attached to this Order are closed and shall remain closed until further notice.
2. As of April 1, 2020 and until notice is given to return to their normal and customary duty location, all non-essential permanent City employees designated by the Human Resources Department shall stay home and be subject to work assignments as determined by their department director from time to time. Decisions to remain at home or return to duty will be made as needed. If not working, non-essential permanent City employees will be able to access the Emergency Leave Benefit ("ELB"- see Section 4 below).
3. All permanent City employees performing essential services as determined by the Human Resources Department shall continue to report to their work locations and perform their duties.
4. Effective April 1, 2020, Emergency Leave Benefit described in Exhibit "B" attached hereto shall be implemented on a temporary basis for permanent full-time and permanent part-time non-public safety City employees, if eligible. Temporary ELB provided herein is not in addition to any emergency leave benefit which the City Council may approve from time to time during the COVID-19 public health emergency, shall terminate without recourse or accrual upon any action by the City Council approving emergency leave benefit for City employees, and any usage of the ELB leave benefit from April 1, 2020 shall be counted toward any emergency leave benefit ultimately approved by the City Council.

Failure of any person to comply with this Order and any order issued by a law enforcement officer pursuant to this Order constitutes an imminent threat to public health.

This Order is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the City of Folsom, its departments, officers, employees, or any other person.

If any provision of this Order to the application thereof to any person or circumstances is held to be invalid, the remainder of the Order, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of this Order are severable.

This Order shall be filed in the City Clerk's Office and given widespread publicity and notice.

**IT IS SO ORDERED:
DES-02-20**

Date: April 1, 2020

By: 
Elaine Andersen
City Manager
Director of Emergency Services

EXHIBIT A

[CLOSURE OF CITY FACILITIES UNTIL FURTHER NOTICE]

- Folsom Public Library
- Steve Miklos Aquatic Center
- Folsom Art Center and the Gallery at 48 Natoma
- Folsom Senior Center
- Andy Morin Sports Complex
- Folsom City Zoo Sanctuary
- Folsom Community Center
- Rotary Clubhouse
- Athletic fields, including but not limited to Lembi, Livermore, Econome, Kemp, Catlin, Davies, Ed Mitchell, Briggs, Rodeo, Handy Family, McFarland, Mann, Nisenan, Cohn, and Sheldon parks
- Basketball courts
- Ball walls
- Bocce ball courts
- FIDO Field Dog Park
- Library book return (no overdue fees will accrue during temporary library closure)
- Pickleball courts
- Playgrounds and play equipment
- Tennis courts
- Volleyball courts
- B.T. Collins Disc Golf Course

EXHIBIT B

[Emergency Leave Benefit]

The Emergency Leave Benefit (ELB) is intended to satisfy the benefit requirements of the federal Public Health Emergency Leave Act (the Act) and the federal Emergency Paid Sick Leave Act (EPSLA).

Effective April 1, 2020, the City shall provide non-public safety permanent full-time and permanent part-time City employees with up to 512 hours of paid time off in the form of ELB for absences due to the inability to work or telework because of COVID-19 related conditions or other reasons as specified in the EPSLA and the Act.

This temporary emergency leave benefit is being provided to (1) help ease the economic stress caused by the COVID-19 pandemic, (2) meet the requirements of EPSLA and (3) meet the requirements of the Act.

The following terms shall apply:

- A. Eligible employees shall mean all non-public safety permanent full-time and permanent part-time City employees as of March 31, 2020, or hired in the period of April 1, 2020 through December 31, 2020.
- B. Five Hundred and Twelve (512) hours of temporary ELB (hours to be prorated for permanent part-time positions) shall be granted to each eligible employee, not 80 as provided by the EPSLA and 400 as provided by the Act.
- C. ELB shall be paid based on 100% of the employee's regular pay (just as compensation is paid to employees when using annual leave), not on the lower amounts and caps as specified by the EPSLA and the Act.
- D. Employees shall be entitled to utilize ELB for absences due to the inability to work or telework because of COVID-19 related conditions or other reasons as specified in the EPSLA and the Act, before they can be required to utilize any other paid leave benefit provided by the City.
- E. Employees shall be available during their normal and customary work schedule to perform work assignments as determined by their department director.
- F. Employees who wish to be on vacation or are sick or injured for non-COVID-19 reasons shall use their annual or sick leave rather than ELB.
- G. ELB shall run concurrently with FMLA Public Health Emergency Leave. An employee may choose to use ELB during the first 10 days of FMLA Public Health Emergency Leave which is, by law, unpaid.
- H. Employees may use ELB from April 1, 2020 through December 31, 2020 for absences due to the inability to work or telework because of COVID-19 related conditions or other reasons specified in the EPSLA and the Act.
- I. Unused ELB shall not carry over beyond December 31, 2020.

- J. There is no cash-out value to any ELB time.
- K. There is no use of any unused ELB at the time of separation of employment or beyond December 31, 2020.
- L. ELB cannot be donated as catastrophic leave or transferred to another employee for any reason.
- M. Use of ELB will count towards use of FMLA leave but any FMLA leave prior to April 1, 2020 will not reduce the amount of ELB.

The City retains the right to determine "essential services and duties", to make work assignments, to determine if an employee can work at home or must come in to the job location, to telework, to schedule working hours, and whether or not employees are working full-time or part-time.

/// NOTHING FOLLOWS ///

ATTACHMENT 4

RESOLUTION NO. 10422

**A RESOLUTION OF THE CITY COUNCIL CONFIRMING
EMERGENCY ORDER DES-03-20 ISSUED BY THE
DIRECTOR OF EMERGENCY SERVICES**

WHEREAS, the Governor of the State of California proclaimed on March 4, 2020 a State of Emergency to exist in California as a result of the threat from the rapid spread of a respiratory illness caused by novel coronavirus 2019 (COVID-19); and

WHEREAS, Sacramento County has confirmed community transmission of COVID-19, with multiple cases of diagnosed patients, and cautioned that the rapid transmission of COVID-19 poses an ongoing risk and likelihood of additional patients in Sacramento County; and

WHEREAS, on March 10, 2020 the Sacramento County Board of Supervisors ratified the County Public Health Officer's Proclamation of Local Public Health Emergency in Sacramento County due to the threat to public health and safety from COVID-19; and

WHEREAS, there is currently no vaccine or medical treatment specifically for COVID-19, which constitutes a potential epidemic under Section 8558 of the Government Code that, by reason of its magnitude, is potentially beyond the control of the services, personnel, equipment and facilities of the City of Folsom and requires the combined forces of a mutual aid region or regions to contain, control, combat, treat and mitigate; and

WHEREAS, on March 16, 2020, the City Council adopted Resolution No. 10408 and proclaimed the existence of a local emergency in the City of Folsom; and

WHEREAS, following the City Council proclamation of a local emergency, and based on the authority in Section 2.28.040 of the Folsom Municipal Code, the City's Director of Emergency Services issued Emergency Order DES-01-20 on March 20, 2020 (confirmed by the City Council on March 27, 2020) and Emergency Order DES-02-20 on April 1, 2020 (confirmed by the City Council on April 14, 2020); and

WHEREAS, in the interest of protecting life and property affected by the COVID-19 emergency, the City's Director of Emergency Services issued further rules and regulations in Emergency Order DES-03-20 on April 10, 2020; and

WHEREAS, rules and regulations issued by the City's Director of Emergency Services shall be confirmed by the City Council as early as practicable under the circumstances of the emergency.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Folsom that Emergency Order DES-03-20 is hereby confirmed, and all actions taken in furtherance thereto are hereby ratified and approved.

PASSED AND ADOPTED this 28th day of April, 2020, by the following roll-call vote:

AYES: Council Member(s): Sheldon, Gaylord, Howell, Kozlowski, Aquino
NOES: Council Member(s): None
ABSENT: Council Member(s): None
ABSTAIN: Council Member(s): None



Sarah Aquino, MAYOR

ATTEST:



Christa Freemantle, CITY CLERK



EMERGENCY ORDER DES-03-20

Pursuant to the Proclamation of a State of Emergency by California Governor Gavin Newsom on March 4, 2020 in response to the rapid spread of the novel coronavirus (COVID-19), the Governor's Executive Orders (including but not limited to N-33-20), the Order of the Sacramento County Health Officer dated March 19, 2020, the City's Proclamation of a Local Emergency dated March 16, 2020, the Order of the Sacramento County Health Officer dated April 7, 2020, and Government Code Section 8634, I hereby issue the following Order:

1. Section 10.20.280 of the Folsom Municipal Code (pertaining to the 72-hour parking limitation of recreational vehicles (RV) on City streets) is suspended from April 8, 2020 until further notice for First Responders defined in subsection "A" below, subject to full compliance of the rules set forth in subsection "B". Failure to comply with all rules shall cause immediate lifting of the suspension and subject violators to fines and penalties in Chapter 10.20 of the Folsom Municipal Code.

- A. For purpose of this Section, "First Responders" are individuals necessary for the provision of transport, care, and healthcare of medical patients, and individuals whose services are needed to assist with the response to COVID-19 including law enforcement officers, fire fighters, emergency medical services personnel, public health personnel, paramedics, 911 operators, public works personnel, as long as they meet the threshold requirement of providing services necessary to limit the spread of COVID-19. Individuals not listed above shall remain subject to Section 10.20.280 of the Folsom Municipal Code, unless written exemption is issued by the City Manager at her sole and complete discretion.
- B. First Responder shall:
- (i) Notify Code Enforcement of RV parking on City street by calling (916) 461-6227 or emailing ppiccardo@folsom.ca.us;
 - (ii) Provide verification of First Responder status (e.g., hospital-issued identification badge/card for healthcare professionals) to Code Enforcement;
 - (iii) Maintain First Responder status throughout the period of receiving the benefit provided in this Order;

- (iv) Place City-issued exemption permit on the front windshield or entry door of the RV so that the permit is visible from the outside;
- (v) Assure that the RV is only used and occupied by the First Responder and that no other person may stay or remain in the RV other than to provide food, groceries, medicine, medical care and household supplies; and
- (vi) Comply with all laws and regulations, including but not limited to the City's noise ordinance in Chapter 8.42 of the Folsom Municipal Code.

2. Effective from the date of this Order until termination of the local emergency, non-public safety City employees must maintain six-foot social distancing while at work. It is also strongly recommended that when City employees are engaged in Essential Activities or visiting Essential Businesses in the community that they wear face coverings over their nose and mouth. The face coverings do not have to be (and should not be) medical-grade surgical masks or N95 respirators, but rather, fabric coverings such as scarves, bandanas or homemade fabric face coverings. Each permanent City employee may obtain one fabric face covering from their Department Director at no cost.

3. Visitors to City facilities are strongly encouraged to wear face coverings over their nose and mouth. This is a strong recommendation and not a mandatory requirement at this time.

Failure of any person to comply with this Order and any order issued by a law enforcement officer pursuant to this Order constitutes an imminent threat to public health.


This Order is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the City of Folsom, its departments, officers, employees, or any other person.

If any provision of this Order to the application thereof to any person or circumstances is held to be invalid, the remainder of the Order, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of this Order are severable.

This Order shall be filed in the City Clerk's Office and given widespread publicity and notice.

IT IS SO ORDERED:
DES-03-20

Date: April 10, 2020

By: 

Elaine Andersen
City Manager
Director of Emergency Services

ATTACHMENT 5

RESOLUTION NO. 10433

**A RESOLUTION OF THE CITY COUNCIL CONFIRMING
EMERGENCY ORDER DES-04-20 ISSUED BY THE
DIRECTOR OF EMERGENCY SERVICES**

WHEREAS, the Governor of the State of California proclaimed on March 4, 2020 a State of Emergency to exist in California as a result of the threat from the rapid spread of a respiratory illness caused by novel coronavirus 2019 (COVID-19); and

WHEREAS, Sacramento County has confirmed community transmission of COVID-19, with multiple cases of diagnosed patients, and cautioned that the rapid transmission of COVID-19 poses an ongoing risk and likelihood of additional patients in Sacramento County; and

WHEREAS, on March 10, 2020 the Sacramento County Board of Supervisors ratified the County Public Health Officer's Proclamation of Local Public Health Emergency in Sacramento County due to the threat to public health and safety from COVID-19; and

WHEREAS, there is currently no vaccine or medical treatment specifically for COVID-19, which constitutes a potential epidemic under Section 8558 of the Government Code that, by reason of its magnitude, is potentially beyond the control of the services, personnel, equipment and facilities of the City of Folsom and requires the combined forces of a mutual aid region or regions to contain, control, combat, treat and mitigate; and

WHEREAS, on March 16, 2020, the City Council adopted Resolution No. 10408 and proclaimed the existence of a local emergency in the City of Folsom; and

WHEREAS, following the City Council proclamation of a local emergency, and based on the authority in Section 2.28.040 of the Folsom Municipal Code, the City's Director of Emergency Services issued Emergency Order DES-01-20 on March 20, 2020 (confirmed by the City Council on March 27, 2020), Emergency Order DES-02-20 on April 1, 2020 (confirmed by the City Council on April 14, 2020), and Emergency Order DES-03-20 on April 10, 2020 (confirmed by the City Council on April 28, 2020); and

WHEREAS, in the interest of protecting life and property affected by the COVID-19 emergency, the City's Director of Emergency Services issued further rules and regulations in Emergency Order DES-04-20 on May 1, 2020; and

WHEREAS, rules and regulations issued by the City's Director of Emergency Services shall be confirmed by the City Council as early as practicable under the circumstances of the emergency.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Folsom that Emergency Order DES-04-20 is hereby confirmed, and all actions taken in furtherance thereto are hereby ratified and approved.

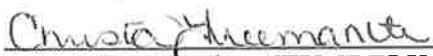
PASSED AND ADOPTED this 12th day of May, 2020, by the following roll-call vote:

AYES:	Council Member(s):	Gaylord, Howell, Kozlowski, Sheldon, Aquino
NOES:	Council Member(s):	None
ABSENT:	Council Member(s):	None
ABSTAIN:	Council Member(s):	None



Sarah Aquino, MAYOR

ATTEST:



Christa Freeman, CITY CLERK



EMERGENCY ORDER DES-04-20

Pursuant to the Proclamation of a State of Emergency by California Governor Gavin Newsom on March 4, 2020 in response to the rapid spread of the novel coronavirus (COVID-19), the Governor's Executive Orders (including but not limited to N-33-20), the City's Proclamation of a Local Emergency dated March 16, 2020, and the Orders of the Sacramento County Health Officer dated March 19, 2020, April 7, 2020 and May 1, 2020, and Government Code Section 8634, I hereby issue the following Order:

1. In the interest of balancing the public's needs for greater recreational opportunities and the City's efforts to contain and limit the spread of COVID-19 for the protection of life, health and safety of Folsom residents, City facilities listed on Exhibit "A" attached to this Order are re-opened from 11:59 pm on the date of this Order subject to the following requirements:

- A. Six-foot social distancing must be maintained at all times (except for people in the same household). Failure to practice social distancing may result in the suspension or loss of privilege to use the facilities, as well as closure of the facilities.
- B. It is strongly encouraged that privately-owned sports equipment (e.g., balls, rackets, etc.) brought to City facilities be disinfected by the owner before visiting City facility and after each use.
- C. Cloth face coverings or masks are required to enter the Andy Morin Sports Complex. Users must bring their own sports equipment (sanitized before and after use) as none will be provided by the City at this time.
- D. Masks or cloth face coverings are strongly advised if you feel the six-foot distancing between you and others might accidentally be encroached while recreating.
- E. Those recreating at City parks and using park amenities are strongly encouraged to take personal responsibility for sanitizing equipment and structures before and after use.
- F. Users of City facilities and those accessing essential services are strongly encouraged to wear face coverings over their nose and mouth (except for people with medical conditions that preclude wearing facial coverings), and wash hands with soap and water for at least 20 seconds after each visit. This is a strong recommendation and not a mandatory requirement at this time. The face coverings do not have to be (and should not be)

medical-grade surgical masks or N95 respirators, but rather, fabric coverings such as scarves, bandanas or homemade fabric face coverings.

2. Section 5.09.020 of the Folsom Municipal Code limiting the numbers and frequency of garage sales is suspended until termination of the local emergency. Six-foot social distancing must be maintained at all times, except for people in the same household.

3. Provided that the home occupation complies with all operational criteria in Section 17.61.070 of the Folsom Municipal Code, Sections 17.61.030, 17.61.050, and 17.61.060 of the Folsom Municipal Code pertaining to the permitting, business license requirement, and fees for home occupations are suspended until termination of the local emergency.

4. Until termination of the local emergency, City-owned non-ADA public parking spaces may be used temporarily for curbside pick-up of food from restaurants, as well as curbside pick-up of retail goods and merchandise from Essential Businesses (as defined in the latest Sacramento County Health Order), subject to the following requirements:

- A. Businesses desiring to use public parking spaces for curbside pick-up and delivery shall submit a request, with photographs, drawing or depiction of the proposed location and layout, and obtain a temporary permit from the Community Development Department.
- B. Temporary signage may be placed at the curb to designate the use of public parking spaces for pick-up and delivery purposes.
- C. The City reserves the right to determine on a case-by-case basis the suitability and appropriateness of the public parking spaces requested by the businesses.
- D. The use of City-owned public parking spaces shall not interfere with vehicular and pedestrian traffic, or access under the Americans with Disabilities Act.
- E. No permanent item or structure may be installed on City-owned public parking spaces.
- F. No real property right is provided, given, or otherwise conveyed to any person or entity using City-owned public parking spaces as provided herein. Any such use shall cease upon termination of the local emergency, and the permittee shall return City-owned public parking spaces to the condition existing at the time of permit issuance.

5. Once retailers and businesses other than Essential Businesses are permitted by the Sacramento County Health Officer to resume operation (not just to maintain "Minimum Basic Operations" as defined in the latest Sacramento County Health Order), City-owned non-ADA public parking spaces may be used temporarily for curbside pick-up of retail goods and merchandise until termination of the local emergency, subject to the requirements in Section 4 above.

6. Once sit-down dining is permitted by the Sacramento County Health Officer, certain City-owned public properties may be used temporarily for outdoor dining until termination of the local emergency, subject to the following requirements:

- A. Restaurants desiring to use public property for outdoor dining shall submit a request, with photographs, drawing or depiction of the proposed location and layout, and obtain a temporary permit from the Community Development Department.
- B. Temporary signage may be placed at the curb to designate the use of public property for outdoor dining.
- C. The City reserves the right to determine on a case-by-case basis the suitability and appropriateness of the public property requested by the restaurant for outdoor dining.
- D. The use of City property shall not interfere with vehicular and pedestrian traffic, or access under the Americans with Disabilities Act.
- E. No permanent item or structure may be installed on City property.
- F. Temporary fencing not exceeding 3 feet tall shall be placed in a safe manner around the outdoor dining area.
- G. Dining tables shall be placed in a manner that observe six-foot social distance between groups of customers. Customers in the same household dining together are counted as one group and are exempt from this requirement while sitting at the same table(s).
- H. Restaurants shall comply with all applicable State and County laws and regulations pertaining to outdoor dining (including but not limited to sale and consumption of alcoholic beverages) under this provision.
- I. No real property right is provided, given, or otherwise conveyed to any person or entity using public property for outdoor dining purpose. Any such use permitted hereunder shall cease upon termination of the local emergency, and the permittee shall return public property to the condition existing at the time of permit issuance.

7. The amount of the differential for local contract preferences provided for in Section 2.36.100(l) of the Folsom Municipal Code is hereby increased to 25% until termination of the local emergency.

8. To the extent feasible and appropriate based on project type and location, public works activities (including construction and maintenance) occurring in the public rights-of-way shall be

performed outside of normal business hours in order to minimize disruption to commercial and business operations.

9. The provisions in the Folsom Municipal Code limiting temporary signage such as, for example, A-frame, window signs or banner signs, for business advertisement and promotion are suspended until termination of the local emergency, provided that such signs do not block, impede or otherwise interfere with the public rights-of-way and the safe travel of vehicles and pedestrians.

10. The provisions in the Folsom Municipal Code and any Conditional Use Permit limiting or restricting the hours of delivery of goods and supplies to businesses are hereby suspended until termination of the local emergency.

11. Temporary waiver of rental payments for rental or lease of City facilities under a formal written lease agreement or concessionaire agreement due and payable to the City, as described in Emergency Order DES-01-20, shall be extended until termination of the local emergency.

12. Temporary modification to the Contract between the City of Folsom and the Sacramento Society for the Prevention of Cruelty to Animals for Shelter Services dated January 1, 2018, as described in Emergency Order DES-01-20, shall be extended until termination of the local emergency.

Failure of any person to comply with this Order and any order issued by a law enforcement officer pursuant to this Order constitutes an imminent threat to public health.

This Order is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the City of Folsom, its departments, officers, employees, or any other person.

If any provision of this Order to the application thereof to any person or circumstances is held to be invalid, the remainder of the Order, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of this Order are severable.

This Order shall be filed in the City Clerk's Office and given widespread publicity and notice.

**IT IS SO ORDERED:
DES-04-20**

Date: May 1, 2020

By: 
Elaine Andersen
City Manager
Director of Emergency Services

EXHIBIT A

[RE-OPENING OF CITY FACILITIES]

- **Andy Morin Sports Complex. Masks or cloth face coverings required to enter facility. Only non-contact sports or recreational activities are authorized.**

- **Athletic fields, including but not limited to Lembi, Livermore, Econome, Kemp, Catlin, Davies, Ed Mitchell, Briggs, Rodeo, Handy Family, McFarland, Mann, Nisenan, Cohn, and Sheldon parks. Only non-contact sports or recreational activities are authorized. Drop-in play only, no organized league practices or games authorized.**

- Ball walls
- Bocce ball courts
- FIDO Field Dog Park
- Pickleball courts
- Playgrounds and play equipment
- Tennis courts
- Volleyball courts
- B.T. Collins Disc Golf Course
- Skate park
- Bike park

ATTACHMENT 6

RESOLUTION NO. 10485

**A RESOLUTION OF THE CITY COUNCIL CONFIRMING
EMERGENCY ORDER DES-05-20 (AMENDED) ISSUED BY THE
DIRECTOR OF EMERGENCY SERVICES**

WHEREAS, the Governor of the State of California proclaimed on March 4, 2020 a State of Emergency to exist in California as a result of the threat from the rapid spread of a respiratory illness caused by novel coronavirus 2019 (COVID-19); and

WHEREAS, Sacramento County has confirmed community transmission of COVID-19, with multiple cases of diagnosed patients, and cautioned that the rapid transmission of COVID-19 poses an ongoing risk and likelihood of additional patients in Sacramento County; and

WHEREAS, on March 10, 2020 the Sacramento County Board of Supervisors ratified the County Public Health Officer's Proclamation of Local Public Health Emergency in Sacramento County due to the threat to public health and safety from COVID-19; and

WHEREAS, there is currently no vaccine or medical treatment specifically for COVID-19, which constitutes a potential epidemic under Section 8558 of the Government Code that, by reason of its magnitude, is potentially beyond the control of the services, personnel, equipment and facilities of the City of Folsom and requires the combined forces of a mutual aid region or regions to contain, control, combat, treat and mitigate; and

WHEREAS, on March 16, 2020, the City Council adopted Resolution No. 10408 and proclaimed the existence of a local emergency in the City of Folsom; and

WHEREAS, following the City Council proclamation of a local emergency, and based on the authority in Section 2.28.040 of the Folsom Municipal Code, the City's Director of Emergency Services issued Emergency Order DES-01-20 on March 20, 2020 (confirmed by the City Council on March 27, 2020), Emergency Order DES-02-20 on April 1, 2020 (confirmed by the City Council on April 14, 2020), Emergency Order DES-03-20 on April 10, 2020 (confirmed by the City Council on April 28, 2020), and Emergency Order DES-04-20 on May 1, 2020 (confirmed by the City Council on May 12, 2020); and

WHEREAS, in the interest of protecting life and property affected by the COVID-19 emergency, the City's Director of Emergency Services issued further rules and regulations in Emergency Order DES-05-20 on June 29, 2020; and

WHEREAS, upon consultation with the Sacramento County Department of Health Services, Emergency Order DES-05-20 was amended on July 2, 2020 to remove validation requirement for the public entering into City facilities claiming exemption from the statewide mask mandate due to medical reasons that prevent the wearing of a mask or face covering, as well as to order the closure of the City Public Library and the Andy Morin Sports Complex due to the State and Sacramento County Health Officer's directions and strong recommendation to

avoid all indoor in-person activities in the interest of limiting the spread of COVID-19 and protecting the life, health and safety of Folsom residents.

WHEREAS, rules and regulations issued by the City's Director of Emergency Services shall be confirmed by the City Council as early as practicable under the circumstances of the emergency.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Folsom that Emergency Order DES-05-20 (Amended) is hereby confirmed, and all actions taken in furtherance thereto are hereby ratified and approved.

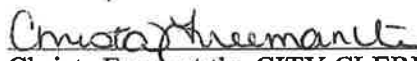
PASSED AND ADOPTED this 14th day of July, 2020, by the following roll-call vote:

AYES: Council Member(s): Howell, Kozlowski, Morin, Sheldon, Aquino
NOES: Council Member(s): None
ABSENT: Council Member(s): None
ABSTAIN: Council Member(s): None



Sarah Aquino, MAYOR

ATTEST:



Christa Freemantle, CITY CLERK



AMENDED EMERGENCY ORDER DES-05-20

Pursuant to the Proclamation of a State of Emergency by California Governor Gavin Newsom on March 4, 2020 in response to the rapid spread of the novel coronavirus (COVID-19), the Governor's Executive Orders (including but not limited to N-33-20), the City's Proclamation of a Local Emergency dated March 16, 2020, and the Orders of the Sacramento County Health Officer dated March 19, 2020, April 7, 2020, May 1, 2020, May 22, 2020, May 26, 2020, June 12, 2020, and June 19, 2020, and Government Code Section 8634, I hereby issue the following Order:

1. This Emergency Order DES-05-20 (Amended) replaces and supersedes Emergency Order DES-05-20 dated June 29, 2020.
2. Under Emergency Order DES-02-20 issued on April 1, 2020, non-essential permanent City employees designated by the Human Resources Department were directed to stay home, and the decision for those employees to return to duty have been made as needed on a case-by-case basis. All permanent City employees performing essential services continued to report to their normal and customary duty stations and work locations.
3. All non-essential permanent City employees previously directed to stay home under Emergency Order DES-02-20 are directed to return to their full-time work schedule effective July 1, 2020.
4. Returning to work full-time, however, does not mean that all employees must return to working on-site at their regular work location. While the COVID-19 public health emergency remains in effect, the City supports continuing with work from home, staggered shifts, and partial work at home days to limit the number of employees physically at work; however, such schedules must be approved in advance by the employee's Department Director.
5. Until termination of the local emergency, City employees (both essential and non-essential) reporting to City facilities must follow and comply with the COVID-19 Prescreening Protocol attached hereto as Exhibit "A" prior to shift. Time spent going through the COVID-19 Prescreening Protocol shall be counted as compensable work time for the employee.
6. City employees are encouraged not to report to work if they are sick or do not feel well. Employees will be directed to return home and seek medical attention if they show signs and

symptoms of COVID-19 exposure, or if their body temperature exceeds 100.5 degrees Fahrenheit.

7. Until termination of the local emergency, City-hired contractors and consultants coming to City facilities shall be subject to the COVID-19 Prescreening Protocol (Exhibit "A") prior to meeting with City employees. As an infectious disease mitigation measure to protect the health, safety and welfare of City employees and the public, no contract amendment or change order for additional time or compensation will be made for going through the COVID-19 Prescreening Protocol.

8. City-hired contractors and consultants are encouraged not to visit City facilities if they are sick or do not feel well. Those individuals will be directed to leave City facility and seek medical attention if they show signs and symptoms of COVID-19 exposure, or if their body temperature exceeds 100.5 degrees Fahrenheit.

9. As directed in email to all City Employees dated June 18, 2020:

- A. Members of the public entering any indoor City facility must wear a mask or face covering unless exempt from the statewide mask mandate.
- B. Every City employee must wear a mask or face covering when entering a City building *whether or not it's open to the public*. In other words, the moment the employee reaches for the handle of the door to enter the building (whether it's a public entrance or an employee-only entrance), the employee must put on a mask or face covering.
- C. Employee may remove mask/face covering ONLY upon reaching the employee's cubicle, office, or workspace, AND there is no one around less than six feet away.
- D. Employee must wear mask or face covering whenever leaving personal workspace, or whenever another person enters the employee's workspace who might come within six feet of the employee. This includes walking through hallways, visiting common areas, using elevators, and/or visiting the restroom (*again, even if those spaces are not open to the public*).
- E. Employee must wear mask or face covering at all times in areas accessible by the public, *whether or not members of the public are present*.
- F. Employees working outside City facilities must carry a mask or face covering, and shall put it on immediately if a person is approaching who is likely to come within six feet of the employee.
- G. Employees exempt from the statewide mask mandate shall notify Human Resources Department and provide supporting documentation from the employee's treating physician.

10. Due to the State and Sacramento County Health Officer's directions and strong recommendation to avoid all indoor in-person activities in the interest of limiting the spread of COVID-19 and protecting the life, health and safety of Folsom residents, the City Public Library and the Andy Morin Sports Complex are hereby closed effective from the date of this Order until further notice. Outdoor curbside and pick-up library services may be provided.

Failure of any person to comply with this Order and any order issued by a law enforcement officer pursuant to this Order constitutes an imminent threat to public health.

This Order is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the City of Folsom, its departments, officers, employees, or any other person.

If any provision of this Order to the application thereof to any person or circumstances is held to be invalid, the remainder of the Order, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of this Order are severable.

This Order shall be filed in the City Clerk's Office and given widespread publicity and notice.

**IT IS SO ORDERED:
DES-05-20 (AMENDED)**

Date: July 2, 2020

By: _____



Elaine Andersen
City Manager
Director of Emergency Services

EXHIBIT A

[COVID-19 SCREENING PROTOCOL]

Supervisor's Daily COVID-19 Prescreening

Supervisor (or designee approved by the department director) has employee check in prior to shift. Keeping proper 6-foot distancing when possible and **both wearing a face mask**, supervisor should ask employee health questions and administer temperature check. If employee passes this prescreening, supervisor should have employee sanitize hands before starting work. If employee does not pass the prescreening, he or she should be sent home and supervisor should notify Human Resources. Supervisor must update a report log recording prescreening completion each day.

Health Questions

1. Have you had at least **two** of the following symptoms in the last 24 hours?
 - a. Fever, cough, shortness of breath or difficulty breathing, chills, repeated shaking with chills, muscle aches (general malaise or fatigue), headache, sore throat, or new loss of taste or smell?
2. Have you or anyone in your household with whom you are currently living had:
 - a. a fever in the last 24 hours?
 - b. been told by a medical provider to stay at home due to COVID-19 symptoms?



- The  symbol indicates the Forehead temperature mode. The  symbol indicates the Object temperature mode.

Temperature Check

1. Pick up thermometer and press button to turn it on; make sure it is in **forehead mode**, hold the thermometer ½ - 1 inch away from employee's forehead and then press and release the measure button. The forehead temperature will be displayed on the screen.

- a. If the reading is between 97.5 and 99.0, one reading is sufficient. If the reading is outside of that range, a second reading should be conducted.
- b. If the second reading is between 97 and 100 degrees and within 0.3 degrees of the first, it is accepted. If it is more than 0.3 degrees different from the first reading, a third reading should be taken.
- c. If employee has a temperature reading above 99.5 degrees but below 100.5 degrees tell them to monitor how they are feeling and get rechecked in 4 hours.
- d. If employee has a **temperature at or above 100.5 degrees** they should be told **to leave the building and go home**, monitor their symptoms, and contact their healthcare provider.

QUICK GUIDE

1. Part hair
2. Wipe sweat
3. Point at the center (1-3cm)



To avoid a false positive reading, if employee arrives at work after physical exercise or on a "hot" day, or when there is a significant change from outside to inside temperatures, advise employee to wait 5 minutes before screening.

Sanitize Hands

Have employee disinfectant hands before leaving area. Have the employee use a paper towel to pick up the spritzer and sanitize their hands.

Log Daily Report

Notify Human Resources immediately should any employee fail the health screen or temperature check and needed to be sent home.

Update Health Screen Report Log listing all employees in your group. Clearly check by each employee's name that they completed the health questionnaire, the temperature check, and the hand sanitizing. Make sure today's date is indicated.

Decision Making

1. If an employee answers "yes" to any of the above questions you should tell the employee to go home, further monitor symptoms, and contact a healthcare provider on when it is appropriate to return to work.
2. If employee has a **temperature at or above 100.5 degrees, they should be told to leave the building and go home**, monitor their symptoms, and contact their healthcare provider.

Return to Work Guidelines

The City is following the current recommendations of the CDC and/or the treating health care provider for employees to return to work:

If you develop COVID-19 symptoms:

- If you have had COVID-19 symptoms that have resolved, and your health care provider clears you in writing, you may return to work.
- If you have not had a test or a health provider's clearance, you can return after these three things have happened: You have had no fever for at least 3 days AND other symptoms have improved AND at least 10 days have passed since your symptoms first appeared.
- If are tested for COVID-19, you can return if you have no fever, symptoms have improved, and you receive two negative test results in a row, at least 24 hours apart.

If a person in your household tests positive:

- Anyone who has close contact with someone with COVID-19 should stay home for 14 days after exposure based on the time it takes to develop illness.

Failure to Take Screening

If an employee refuses to take any part of the screening, remind them that it is an official policy of the City, and that failure to comply with it is a violation and subject to discipline. Further, they are not cleared for work and will either use their Annual Leave or be on Administrative Leave without Pay until in compliance.

ATTACHMENT 7

RESOLUTION NO. 10600

**A RESOLUTION OF THE CITY COUNCIL CONFIRMING
EMERGENCY ORDER DES-06-20 ISSUED BY THE
DIRECTOR OF EMERGENCY SERVICES**

WHEREAS, the Governor of the State of California proclaimed on March 4, 2020 a State of Emergency to exist in California as a result of the threat from the rapid spread of a respiratory illness caused by novel coronavirus 2019 (COVID-19); and

WHEREAS, Sacramento County has confirmed community transmission of COVID-19, with multiple cases of diagnosed patients, and cautioned that the rapid transmission of COVID-19 poses an ongoing risk and likelihood of additional patients in Sacramento County; and

WHEREAS, on March 10, 2020 the Sacramento County Board of Supervisors ratified the County Public Health Officer's Proclamation of Local Public Health Emergency in Sacramento County due to the threat to public health and safety from COVID-19; and

WHEREAS, on March 16, 2020, the City Council adopted Resolution No. 10408 and proclaimed the existence of a local emergency in the City of Folsom; and

WHEREAS, following the City Council proclamation of a local emergency, and based on the authority in Section 2.28.040 of the Folsom Municipal Code, the City's Director of Emergency Services issued Emergency Order DES-01-20 on March 20, 2020 (confirmed by the City Council on March 27, 2020), Emergency Order DES-02-20 on April 1, 2020 (confirmed by the City Council on April 14, 2020), Emergency Order DES-03-20 on April 10, 2020 (confirmed by the City Council on April 28, 2020), Emergency Order DES-04-20 on May 1, 2020 (confirmed by the City Council on May 12, 2020), and Emergency Order DES-05-20 (Amended) on July 2, 2020 (confirmed by the City Council on July 14, 2020); and

WHEREAS, during the COVID-19 public health emergency, Sacramento County Health Officer Order dated March 3, 2021 allows removal of homeless encampments on public property that pose a public safety hazard as designed by local orders; and

WHEREAS, consistent with, and pursuant to, Sacramento County Health Officer Order dated March 3, 2021, the City's Director of Emergency Services issued further rules and regulations in Emergency Order DES-06-20 on March 8, 2021 for the purpose of protecting the public's health, life and safety by preventing the start and spread of wildfire to surrounding residential homes and structures; and

WHEREAS, rules and regulations issued by the City's Director of Emergency Services shall be confirmed by the City Council as early as practicable under the circumstances of the emergency.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Folsom that Emergency Order DES-06-20 is hereby confirmed, and all actions taken in furtherance thereto are hereby ratified and approved.

PASSED AND ADOPTED this 23rd day of March 2021, by the following roll-call vote:

AYES: Councilmember(s): Howell, Rodriguez, Aquino, Chalamcherla, Kozlowski

NOES: Councilmember(s): None

ABSENT: Councilmember(s): None

ABSTAIN: Councilmember(s): None



Michael D. Kozlowski, MAYOR

ATTEST:



Christa Freemantle, CITY CLERK



EMERGENCY ORDER DES-06-20

Pursuant to the Proclamation of a State of Emergency by California Governor Gavin Newsom on March 4, 2020 in response to the rapid spread of the novel coronavirus (COVID-19), the Governor's Executive Orders (including but not limited to N-33-20), the City's Proclamation of a Local Emergency dated March 16, 2020, the most recent Order of the Sacramento County Health Officer dated March 3, 2021, and Government Code Section 8634, I hereby issue the following Order:

1. The open space areas in the City of Folsom identified in Exhibit A attached hereto are subject to weed abatement and ladder-fuel clearing for the purpose of protecting the public's health, life and safety by preventing the start and spread of wildfire to surrounding residential homes and structures, based on the following:

- A. Sacramento County Health Officer Order dated March 3, 2021 allows removal of homeless encampments on public property that pose a public safety hazard as designed by local orders.
- B. The City has a vast number of open space areas that require annual and periodic weed abatement and ladder-fuel clearing to prevent the start and spread of wildfire to surrounding residential homes and structures, and some individuals experiencing homelessness live unsheltered in those open space areas.
- C. Combustible materials such as butane canisters, propane, lighter fluid, matches, lighters, charcoal, wood briquettes, smoking materials, candles, heat lamps, heaters, paper, paper boxes and containers have been found, observed, and discarded in homeless encampments in the City's open space areas.
- D. Over the past year, the Folsom Fire Department responded to at least seven open space vegetation fires in the City associated with, or directly attributed to, homeless encampments. All these fires had significant potential for spreading, property destruction and potential loss of life due to dense vegetation, terrain, and closeness to residential neighborhoods, and some required multi-jurisdictional responses to aggressively attack, contain, and extinguish with large and coordinated firefighting efforts.
- E. Wildfires pose a significant life and safety danger to residents and homeless individuals alike, thus for purpose of protecting the public's health, life, and safety, weed abatement

and ladder fuel reduction in the City's open space areas are necessary and require temporary cleaning and clearing of the homeless encampments in those areas.

2. Temporary abatement of homeless encampments under this Emergency Order shall follow the City's standard noticing protocol to individuals experiencing homelessness in the identified areas so that homeless individuals can collect and safeguard their personal belongings, and the items they no longer need or want can be discarded in City-supplied refuse containers.

Failure of any person to comply with this Order and any order issued by a law enforcement officer pursuant to this Order constitutes an imminent threat to public health.

This Order is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the City of Folsom, its departments, officers, employees, or any other person.

If any provision of this Order to the application thereof to any person or circumstances is held to be invalid, the remainder of the Order, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of this Order are severable.

This Order shall be filed in the City Clerk's Office and given widespread publicity and notice.

IT IS SO ORDERED:

DES-06-20

Date: March 8, 2021

By: _____


Elaine Andersen
City Manager
Director of Emergency Services

EXHIBIT A

[SEE ATTACHED]



Ladder fuel work												Adjacent Structures L&L	Width of defensible space	
Phase	FFD Hazard Rating	Number of risk factors	L&L Location	District	Total Acres	Linear feet of fence/road	Acres of Fuel ladder to be completed	CDFW	Months to work	APN	Lat, Long			
1	1	6	Sibley to Lembi Park	Folsom Heights	15.57	6723	10.8	Y	01Oct-14Feb	071-1050-051-0000 071-1780-021-0000 071-1730-019-0000 071-0330-079-0000	38.663505, -121.168065	51	30-80 ft wide	
1	1	5	Arterial trail from Fort Rock to Temperance River Ct	ARCN	12.3	7500	12	N	Any	227-0030-067-0000 227-0470-036-0000 227-0470-032-0000 227-0410-040-0000 227-0420-024-0000 227-0430-025-0000 227-0460-071-0000	38.707083, -121.187656	94	80 ft wide	
1	1	5	Iron Pt to Catherine	Broadstone 3	2.85	1145	1.8	Y	01Oct-14Feb	072-2060-017-0000	38.648611, -121.108892	6	40 ft wide	
1	1	5	Serpa to Tobury	Broadstone 3	3	1262	2	Y	01Oct-14Feb	072-2760-011-0000	38.650655, -121.107551	9	30-30 ft wide	
1	1	5	Catherine to Serpa/Sitoun	Broadstone 3	2.85	3581	1.6	N	Any	072-2760-029-0000	38.653957, -121.113119	8	40 ft wide	
1	1	5	Listowel to Broadstone Phwy	Broadstone 3	10.11	3485	5.6	Y	01Oct-14Feb	072-0770-148-0000	38.657476, -121.111284	19	40-100 ft wide	
1	1	5	Tobury to North boundary	Broadstone 3	4.02	1677	2.7	Y	01Oct-14Feb	072-2760-030-0000	38.65203, -121.105802	11	70-150 ft wide	
1	1	5	Humbog creek from Oak Ave to Willow Bend Park	Parks	35.08	12035	19.3	Y	01Oct-14Feb	071-1290-009-0000 071-1260-021-0000	38.677134, -121.126946	52	30-70 ft wide	
1	1	5	Willow Creek from Oak Ave to Silberhorn/Broder circle	Parks	53.18	13175	21.1	Y	01Oct-14Feb	071-0050-051-0000 071-1260-031-0000	38.671271, -121.126774	86	80-70 ft wide	
1	1	5	Amos Catlin SE corner	Parks	8.77	1455	2.3	Y	01Oct-14Feb	072-1550-955-0000 078-1180-012-0000	38.652807, -121.154841	13	30-70 ft wide	
1	1	4	Flat Rock and Alpine Falls	ARCN	3.46	1185	1.9	Y	01Oct-14Feb	227-0090-065-0000	38.71181, -121.187402	6	30-80 ft wide	
1	1	4	Hinkle Creek Nature area	Parks	48.41	11460	18.4	Y	01Oct-14Feb	213-0060-026-0000 213-0060-024-0000 213-0060-023-0000	38.691079, -121.182865	116	30 ft near roads, 80-100 ft near houses	
1	2	3	City Hall complex from PD to lower roads	Parks	30	2160	3.5	N	Any	071-0010-014-0000	38.684605, -121.166181	10	30-150 ft wide	
1	1	5	Catlin North	Parks	23.03	6100	9.8	N	Any	072-1410-032-0000 072-1180-005-0000 072-1720-002-0000 072-1790-011-0000	38.656511, -121.159147	41	30-70 ft wide	
Year 1 total					232.63	72943	112.8							
2	1	4	BT Collins open spaces East of park	Parks	22.51	7190	11.5	N	Any	071-0850-010-0000 071-0850-021-0000 071-0800-026-0000	38.683935, -121.132868	90	30-50 ft wide	
2	1	4	Blue Ravine and Riley	Prairie Oaks Ranch	4.18	2060	3.3	Y	01Oct-14Feb	072-1710-030-0000	38.660786, -121.156027	11	30-70 ft wide	
2	1	4	Duncan to Keyler	Prairie Oaks Ranch	8.29	3964	6.4	Y	01Oct-14Feb	072-1710-035-0000 072-1710-031-0000	38.657988, -121.155829	49	up to 425 ft wide	
2	1	4	Riley to Hall	Prairie Oaks Ranch	6.96	4255	6.8	Y	01Oct-14Feb	072-1180-023-0000	38.659132, -121.151004	34	30-50 ft near houses	
2	1	4	Between Russi and Hall	Prairie Oaks Ranch	0.91	814	0.91	Y	01Oct-14Feb	072-1890-010-0000	38.656652, -121.154064	4	30-40 ft	
2	1	4	Hall to McGuire Ct	Prairie Oaks Ranch	2.69	1704	2.69	Y	01Oct-14Feb	072-1390-011-0000	38.65679, -121.152621	19	up to 160 ft wide	
2	1	4	Grover to Hansen Cir	Prairie Oaks Ranch	4.07	1680	2.7	Y	01Oct-14Feb	072-1890-038-0000 072-1170-012-0000	38.652186, -121.153205	25	50-100 ft wide	
2	1	4	Hansen Cir to Willow Springs trail	Prairie Oaks Ranch	3.6	1439	2.3	Y	01Oct-14Feb	072-1880-019-0000	38.652844, -121.151113	14	30-70 ft wide	
2	1	4	Willow Springs trail head at Iron Pt	Willow Springs	1.73	1565	1.73	N	Any	072-0020-026-0000	38.650094, -121.152612	10	140 ft total width with structures on each side	
2	1	4	BT Collins open spaces West of park	Parks	12.26	7850	12	N	Any	071-0530-018-0000 071-0490-021-0000 071-0500-001-0000 071-0640-067-0000 071-0610-014-0000 071-0040-087-0000 071-0040-086-0000	38.683248, -121.143747	74	50 ft average with one area out to 250 ft wide	

Acres of Fuel ladder to be completed	Acres of Fuel ladder to be completed
Parks Phase 1	L&L Phase 1
74.4	38.4

2	1	4	West of Rodeo Park	Parks	4.3	2743	4	N	Any	070-0120-021-0000 070-0120-034-0000 070-0120-043-0000 070-0370-022-0000	38.680208, -121.169851
2	1	4	Between Heaton Way and Tecota Way	Parks	7.26	2922	4.7	N	Any	072-0270-084-0000	38.661604, -121.142953
2	2	5	Willow Hill reservoir and surrounding open spaces	Parks	21.1	6781	10.9	Y	01Oct-14Feb	072-2780-080-0000 072-2780-074-0000 072-2780-073-0000 072-2780-072-0000	38.645165, -121.153639
2	2	3	Natomas, Briggs Ranch, Folsom lake crossing	Parks	6.56	875	1.4	N	Any	071-0080-095-0000	38.693423, -121.147996
2	2	3	Broadstone Pkwy East of Vista Del Lago		19.24	1675	2.7	Y	01Oct-14Feb	072-1170-149-0000 072-1170-151-0000	38.653008, -121.101519
2	2	3	Humbog creek from Riley to Cummings park	Parks	64.33	18199	29.2	Y	01Oct-14Feb	071-0320-110-0000 071-0080-128-0000	38.673432, -121.145271
2	1	3	Alabaster point	ARCN	9.38	4280	6.9	N	Any	227-0550-002-0000 227-0090-064-0000	38.712542, -121.190875
2	2	3	Willow Creek From Riley to E Bldwell	Parks	14.55	7953	12.7	Y	01Oct-14Feb	072-1480-013-0000 072-1480-014-0000 072-1470-019-0000 072-0980-029-0000	38.665642, -121.150249
2	1	3	Temperance River Ct	ARCN	7.94	2535	4.1	Y	01Oct-14Feb	227-0090-066-0000	38.712889, -121.187839
Year 2 Total					221.86	80484	126.93				
3	1	4	Haverhill to Halidon along tennis club	Broadstone 1&2	3.83	3207	3.83	Y	01Oct-14Feb	072-1190-088-0000	38.649751, -121.135017
3	1	4	Bundrick to Blough	Broadstone 1&2	2.3	2245	2.3	Y	01Oct-14Feb	072-1190-017-0000	38.650907, -121.130907
3	1	4	Clarksville to Rundgren way	Broadstone 1&2	2.5	2475	2.5	Y	01Oct-14Feb	072-1190-016-0000	38.651242, -121.128461
3	1	4	Blough to Iron Pt.	Broadstone 1&2	5	4107	5	Y	01Oct-14Feb	072-1540-053-0000	38.647119, -121.131852
2	1	4	Ranberry to Iron pt	Broadstone 1&2	2	2375	2	Y	01Oct-14Feb	072-1190-044-0000	38.646768, -121.129577
3	2	2	Goodell Rd	Briggs Ranch	5.81	2274	3.7	Y	01Oct-14Feb	071-1020-026-0000	38.686254, -121.131201
3	2	3	Drainage area Bentley Square East	Broadstone 1&2	1.27	590	1	Y	01Oct-14Feb	072-1610-054-0000	38.663147, -121.136558
3	2	3	Drainage area Bentley Square West	Broadstone 1&2	1.37	400	0.6	Y	01Oct-14Feb	072-1670-302-0000	38.665543, -121.142263
3	2	3	Drainage area at Blue Ravine and Turnpike	Natomas Station	4.4	1250	2	Y	01Oct-14Feb	072-1330-001-0000	38.655299, -121.171798
3	2	2	Duncan water retention pond	Prarie Oaks Ranch	0.53	650	0.53	Y	01Oct-14Feb	072-1710-015-0000	38.660401, -121.155373
3	2	2	Russl water retention pond	Prarie Oaks Ranch	1.02	895	1	Y	01Oct-14Feb	072-1710-034-0000	38.658822, -121.154648
3	2	2	Riley water retention pond	Prarie Oaks Ranch	0.2	375	0.2	Y	01Oct-14Feb	072-1440-036-0000	38.660242, -121.152841
3	2	2	Grover water retention pond	Prarie Oaks Ranch	0.38	615	0.38	Y	01Oct-14Feb	072-1380-057-0000	38.652655, -121.153989
3			West side of John Kemp Park	Parks	11.7	1440	2.1	Y	01Oct-14Feb	072-1190-123-0000	38.65398, -121.134499
3			Doc Covotes trail area	Parks	9.9	3410	5.5	Y	01Oct-14Feb	069-0250-002-0000	38.65205, -121.182533
3			Ponds SE of Iron Pt and Buckingham	Parks	8.23	2700	4.1	Y	01Oct-14Feb	072-1190-144-0000	38.643901, -121.144499
3			SE of Iron Pt Circle	Parks	1.26	610	1	Y	01Oct-14Feb	072-1190-120-0000	38.643599, -121.141796
3	2	2	Parkshore outer limits	Parks	44.01	12406	19.9	Y	01Oct-14Feb	071-0020-085-0000 071-0020-086-0000 071-0010-057-0000 072-0010-058-0000 072-0010-059-0000	38.660129, -121.179861
3			JPA from Blue Ravine to Natoma Station Drive	Parks	5.28	3955	5.28	N	Any	072-0850-012-0000 072-0850-016-0000 072-0840-020-0000	38.649377, -121.183434
3	2	2	Between Lembi Park and Station 35	Parks	12.59	690	1.1	Y	01Oct-14Feb	071-0320-079-0000 071-0320-078-0000 071-0690-006-0000 071-1800-096-0000	38.668105, -121.164132
3	2	2	Marsh Hawk south of pond	Parks	12.12	2585	4.2	Y	01Oct-14Feb	072-1820-001-0000 072-1820-019-0000	38.651299, -121.144413
3	3	2	SW side Nilsen Park	Parks	33	4274	6.9	Y	01Oct-14Feb	072-1170-143-0000	38.661319, -121.105424
3	3	1	2 lots on Black Powder Circle	Los Cerrros	0.52	1065	0.52	Y	01Oct-14Feb	072-0980-019-0000 072-0980-004-0000	38.666278, -121.148506 38.664502, -121.149981

Acres of Fuel ladder to be completed	Acres of Fuel ladder to be completed
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Parks Phase 2	L&L Phase 2
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89.1	37.83
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- 15 30-100 ft wide
- 28 70 ft near homes
- 102 up to 270 ft wide
- 6 up to 150 ft wide
- 14 50-70 ft wide
- 300 up to 200 ft wide
- 24 Entire lots due to power towers, trails, road frontage, roughly 300ft wide
- 98 up to 200 ft wide
- 16 Soft along homes, 10 ft from trail, 30 ft from road
- 13 20-50 ft wide
- 34 50 ft wide
- 32 30-50 ft wide
- 27 30-80 ft wide
- 21 30-80 ft wide
- 22 30-80 ft wide
- 5 30-45 ft wide
- 6 30-50 ft wide
- 15 30-100 ft wide
- 3 100 ft wide
- 10 entire lot outside of high water mark
- 9 entire lot inside fence
- 3 100 ft wide
- 30-90 ft wide
- 50 30-100 ft wide
- 70 30-80 ft wide
- 20 30-100 ft wide
- 173 30-100 ft wide
- 100 entire lot between rail tracks and property boundaries 30-50 ft
- 28 80 ft wide
- 8 30-40 ft wide
- 20 30-100 ft wide
- 8 Entire lots 100 ft wide

ATTACHMENT 8

RESOLUTION NO. 10678

**A RESOLUTION OF THE CITY COUNCIL CONFIRMING
EMERGENCY ORDER DES-07-20 ISSUED BY THE
DIRECTOR OF EMERGENCY SERVICES**

WHEREAS, the Governor of the State of California proclaimed on March 4, 2020 a State of Emergency to exist in California as a result of the threat from the rapid spread of a respiratory illness caused by novel coronavirus 2019 (COVID-19); and

WHEREAS, Sacramento County has documented community transmission of COVID-19, with multiple cases of diagnosed patients and fatalities, and the County Health Officer has cautioned that the rapid transmission of COVID-19 poses an ongoing risk and likelihood of additional patients in Sacramento County; and

WHEREAS, on March 10, 2020 the Sacramento County Board of Supervisors ratified the County Public Health Officer's Proclamation of Local Public Health Emergency in Sacramento County due to the threat to public health and safety from COVID-19; and

WHEREAS, on March 16, 2020, the City Council adopted Resolution No. 10408 and proclaimed the existence of a local emergency in the City of Folsom; and

WHEREAS, following the City Council proclamation of a local emergency, and based on the authority in Section 2.28.040 of the Folsom Municipal Code, the City's Director of Emergency Services issued Emergency Orders that temporarily waived rental payments for rental or lease of City facilities under a formal written lease agreement or concessionaire agreement until termination of the local emergency; and

WHEREAS, as of June 15, 2021, Governor Newsom terminated the executive orders that put into place the stay home order and the Blueprint for a Safer Economy, and lifted the COVID-19 restrictions pertaining to physical distancing, capacity limits on businesses, and the County tier system, resulting in an increase of business activities; and

WHEREAS, the City's Director of Emergency Services issued Emergency Order DES-07-20 on August 5, 2021 to resume collection of payments for rental or lease of City facilities starting September 1, 2021; and

WHEREAS, rules and regulations issued by the City's Director of Emergency Services shall be confirmed by the City Council as early as practicable under the circumstances of the emergency.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Folsom that Emergency Order DES-07-20 is hereby confirmed, and all actions taken in furtherance thereto are hereby ratified and approved.

PASSED AND ADOPTED this 24th day of August 2021, by the following roll-call vote:

AYES: Councilmember(s): Rodriguez, Aquino, Chalamcherla, Howell, Kozlowski

NOES: Councilmember(s): None

ABSENT: Councilmember(s): None

ABSTAIN: Councilmember(s): None



Michael D. Kozlowski, MAYOR

ATTEST:



Christa Freemantle, CITY CLERK



EMERGENCY ORDER DES-07-20

Pursuant to the Proclamation of a State of Emergency by California Governor Gavin Newsom on March 4, 2020 in response to the rapid spread of the novel coronavirus (COVID-19), the Governor's Executive Orders (including but not limited to N-33-20), the City's Proclamation of a Local Emergency dated March 16, 2020, and Government Code Section 8634, I hereby issue the following Order:

1. Section 11 of Emergency Order DES-040-20 dated May 1, 2020 is hereby modified as follows:

Temporary waiver of rental payments for rental or lease of City facilities under a formal written lease agreement or concessionaire agreement due and payable to the City, as described in Emergency Order DES-01-20, shall be extended until August 31, 2021. Contractual obligations to make rental and lease payments resume September 1, 2021, and the payments are due and payable on the due date specified in the written rental, lease, or concessionaire agreement.

Failure of any person to comply with this Order and any order issued by a law enforcement officer pursuant to this Order constitutes an imminent threat to public health.

This Order is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the City of Folsom, its departments, officers, employees, or any other person.

If any provision of this Order to the application thereof to any person or circumstances is held to be invalid, the remainder of the Order, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of this Order are severable.

This Order shall be filed in the City Clerk's Office and given widespread publicity and notice.

IT IS SO ORDERED:
DES-07-20

Date: August 5, 2021

By: 

Elaine Andersen
City Manager
Director of Emergency Services