



**TOWN OF LOS GATOS
COUNCIL AGENDA REPORT**

MEETING DATE: 03/17/2020

ITEM NO: 6

DATE: March 12, 2020
TO: Mayor and Town Council
FROM: Laurel Prevetti, Town Manager
SUBJECT: Adopt a Resolution Ratifying the Director of Emergency Services' Proclamation on March 12, 2020 of the Existence of a Local Emergency Resulting from Community Spread of the Coronavirus, also Known as COVID-19 in the County of Santa Clara.

RECOMMENDATION:

Adopt a resolution ratifying the Director of Emergency Services' proclamation on March 12, 2020 of the existence of a local emergency resulting from community spread of the coronavirus, also known as COVID-19 in the County of Santa Clara.

DISCUSSION:

Municipal Code Section No. 8.10.035, Article A-1 of the Los Gatos Municipal Code empowers the Director of Emergency Services (Town Manager), or in the Director's absence the Acting Director to proclaim the existence or threatened existence of a local emergency when the Town of Los Gatos is affected or likely to be affected by a public calamity and the Town Council is not in session. Based on the County Department of Public Health's increased infection case reports and expanded guidance and recommendations to deter community spread, the Town determined that a large part of its workforce and resident population are at risk of contracting COVID-19. Due to the risk of prolonged impacts a COVID-19 outbreak could have on employees, residents, businesses, and operations, the Director of Emergency Services issued a Proclamation of Local Emergency on March 12, 2020.

The Town Council is required to take action to ratify the proclamation within seven (7) days thereafter or the proclamation shall have no further force or effect. Ratification of the Director of Emergency Services' proclamation of a local emergency allows the Town to:

PREPARED BY: Arn Andrews
Assistant Town Manager

Reviewed by: Town Manager, Town Attorney, and Disaster Council

DISCUSSION (Continued):

1. Make and issue rules and regulations on matters reasonably related to the protection of life and property as affected by such emergency; provided, however, such rules and regulations must be confirmed at the earliest practicable time by the Town Council;
2. Obtain vital supplies, equipment and such other properties found lacking and needed for the protection of life and property and to bind the Town for the fair value thereof and, if required immediately, to commandeer the same for public use;
3. Require emergency services of any Town officer or employee and, in the event of the proclamation of a state of emergency in the County in which this Town is located or the existence of a state of war emergency, to command the aid of as many citizens of this community as the Director deems necessary in the execution of the Director's duties; such persons shall be entitled to all privileges, benefits, and immunities as are provided by State law for registered disaster service workers;
4. Requisition necessary personnel or material of any Town department or agency; and
5. Execute all of the Director's ordinary powers as Town Manager, all of the special powers conferred upon the Director by this chapter or by resolution or emergency plan pursuant hereto adopted by the Town Council, and all powers conferred upon the Director by any statute, by an agreement approved by the Town Council, and by any other lawful authority.

Termination of the proclamation of local emergency when conditions warrant is required by law.

CONCLUSION:

Pursuant to the Town of Los Gatos Municipal Code and the California Government Code, these actions must be ratified by the Town Council within seven days or the proclamation shall have no further force or effect. Ratification of the Proclamation of Local Emergency is required by law and allows the Town to exercise emergency powers as necessary.

COORDINATION:

This item was coordinated with the Disaster Council and Town Attorney

FISCAL IMPACT:

No impact

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SUBJECT: Proclamation of Local Emergency

DATE: March 12, 2020

ENVIRONMENTAL ASSESSMENT:

This is not a project defined under CEQA, and no further action is required.

Attachment:

1. Resolution