

RESOLUTION NUMBER 6151

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, TERMINATING THE PROCLAMATION OF A LOCAL EMERGENCY WITHIN THE CITY OF PERRIS DECLARED IN RESPONSE TO COVID-19

WHEREAS, on March 4, 2020, the Governor of the State of California (“Governor Newsom”) declared the existence of a state of emergency for the State of California related to an outbreak of respiratory illness due to a novel coronavirus (now commonly referred to as “COVID” or “COVID-19”); and

WHEREAS, on March 11, 2020, the World Health Organization characterized COVID-19 as a “pandemic”; and

WHEREAS, California Government Code sections 8558 and 8630 *et seq.*, and Perris Municipal Code Section 2.44.060 empower the City’s Director of Emergency Services to declare a local emergency; and

WHEREAS, the City Manager of the City of Perris (“City”) is designated as the Director of Emergency Services in Perris Municipal Code section 2.44.050; and

WHEREAS, on March 24, 2020, the City’s Director of Emergency Services declared a local emergency due to developing threats presented by the COVID-19 pandemic; and

WHEREAS, pursuant to Government Code section 8630 a local emergency declared by the Director of Emergency Services shall not remain in effect for a period in excess of seven (7) days unless it has been ratified by the City Council; and

WHEREAS, on March 31, 2020, by its Resolution No. 5644, the City Council of the City of Perris ratified the existence of a state of emergency and proclaimed a local emergency to make additional resources available to address the effects of COVID-19; and

WHEREAS, Governor Newsom’s declared State of Emergency for the State of California also waived the 60-day requirement that the City renew its declaration of local emergency under Government Code Section 8630; and

WHEREAS, on October 17, 2022, Governor Newsom announced the COVID-19 State of Emergency would end on February 28, 2023 in California, stating that California has the tools necessary to continue fighting COVID-19 after the state of emergency terminates, including vaccines and boosters, testing, treatments, and other mitigation measures like masking and indoor ventilation; and

WHEREAS, on February 28, 2023, Governor Newsom issued a proclamation terminating the state’s COVID-19 State of Emergency; and

WHEREAS, pursuant to the City’s Resolution No. 5644, if the City’s declaration of local

emergency extends for more than the duration of the statewide emergency declared for COVID-19, City Staff are directed to thereafter return consideration of the local emergency to Council for review of the need for continuing the local emergency at least once every 60 days until the City Council terminates the local emergency;

WHEREAS, since the declaration of the local emergency, a vaccine for COVID-19 has been developed and has been distributed to the degree that ample vaccines are available in the community; and

WHEREAS, infection rates have significantly decreased, which indicate that the direct threat appears to no longer have a high degree of urgency that might warrant an emergency order; and

WHEREAS, as of March 2, 2023, the positivity rate for Perris is 11% and the total number of vaccinations for Perris is approximately 22,969; and

WHEREAS, although COVID-19 is not completely eradicated and continues to affect the public health and safety within the City, the negative effects of COVID-19 appear to have subsided such that the City Council of the City of Perris desires to terminate the declaration of a local emergency declared in response to COVID-19.

NOW, THEREFORE, THE PERRIS CITY COUNCIL HEREBY RESOLVES, AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are incorporated herein by this reference. The Recitals referenced herein are adopted as though set forth fully herein as findings in support of this Resolution.

Section 2. Termination of Local Emergency. The City Council does hereby terminate the declaration and proclamation of a local emergency declared in response to COVID-19.

Section 3. Termination of Other Orders. Any other remaining emergency order, directive, or regulation enacted under the proclamation of a local emergency for COVID-19 shall automatically expire, effective immediately, and the proclamation of the local emergency is hereby rescinded in full. All applicable requirements of State and federal law shall continue to apply.

Section 4. Severability. If any section, subsection, sentence, clause, phrase, or portion of this Resolution, or the application thereof to any person or circumstances, is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the application of any other section, subsection, sentence, clause, phrase, or portion of this Resolution, and to this end the invalid or unconstitutional section, subsection, sentence, clause, phrase of this ordinance are declared to be severable. The Perris City Council hereby declares that it would have adopted this ordinance and each section, subsection, sentence, clause, phrase, part or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, parts or portions thereof be declared invalid or unconstitutional.

Section 5. Effective Date. This Resolution shall take effect immediately upon its adoption.

Section 6. Certification. The City Clerk shall certify to the passage and adoption of this resolution.

ADOPTED, SIGNED and APPROVED this 14th day of March, 2023.

Michael M. Vargas, Mayor

ATTEST:

Nancy Salazar, City Clerk

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) §
CITY OF PERRIS)

I, Nancy Salazar, City Clerk of the City of Perris hereby certify that the above Resolution Number 6151 was duly and regularly passed and adopted by the said City Council at a regular meeting thereof held on March 14, 2023 and that it was so adopted by the following vote:

AYES: ROGERS, NAVA, CORONA, RABB, VARGAS
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

Nancy Salazar, City Clerk