

#118
11/01/22

(R-2023-217)

RESOLUTION NUMBER R- 314425

DATE OF FINAL PASSAGE NOV 03 2022

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO DECLARING A CONTINUED LOCAL
EMERGENCY REGARDING THE CORONAVIRUS
COVID-19 OUTBREAK.

WHEREAS, on March 4, 2020, the Governor of California (Governor Newsom) declared a state of emergency as a result of the threat of the novel coronavirus, COVID-19; and

WHEREAS, on March 12, 2020, the Mayor of the City of San Diego (Mayor) proclaimed the existence of a local emergency related to the COVID-19 threat, which was ratified by the San Diego City Council (City Council) on March 17, 2020 by Resolution No. R-312895; and

WHEREAS, in response to the COVID-19 pandemic, Governor Newsom, the Centers for Disease Control and Prevention (CDC), the County of San Diego Public Health Official (Public Health Official), and the Mayor, have issued directives and guidance to state and local residents that include limiting activities outside the home, housing the unsheltered population, requiring masks to be worn while indoors in public places, practicing safe-distancing measures, isolating if diagnosed with, or likely to have COVID-19, and administering vaccinations; and

WHEREAS, California Government Code section 8630 authorizes local governing bodies to proclaim local emergencies when such events occur as are defined by California Government Code section 8558(c), provided further by section 8630 that the local governing body must review the state of emergency at least every sixty (60) days until the emergency is declared to be terminated and shall proclaim the termination of the local emergency at the earliest possible date that conditions warrant; and

WHEREAS, since declaring a local emergency in the City of San Diego, City Council has regularly continued the declaration as required by State law, last extending the local emergency on September 13, 2022, by Resolution No. R-314333; and

WHEREAS, the continued state of emergency ensures that the City of San Diego remains eligible for relief continuing to support the public health response and laying the foundation for a strong and equitable economic recovery; and

WHEREAS, relief includes American Rescue Plan fiscal recovery funds and emergency rental assistance; and

WHEREAS, on October 13, 2022, the United States Department of Health and Human Services extended the COVID-19 public health emergency for ninety days; and

WHEREAS, the extension ensures expanded Medicaid coverage, telehealth services, boosted payments to hospitals, and other pandemic measures remain in place; and

WHEREAS, the State of California and the County of San Diego have declared public health emergencies in effect; and

WHEREAS, on October 17, 2022, Governor Newsom announced that California's COVID-19 state of emergency will end on February 28, 2023; and

WHEREAS, Governor Newsom stated this timeline will allow the health care system to handle any COVID-19 surge after the holiday season as well as allow time for local governments to prepare for the end of the state of emergency; and

WHEREAS, on August 4, 2022, County of San Diego's Health and Human Services Agency (HHSA) announced that COVID-19 activity remains high in the San Diego region; and

WHEREAS, the CDC moved San Diego County to the high-risk level for COVID-19 three weeks prior and cases in the region continued to trend high; and

WHEREAS, on August 24, 2022, the HHS reported surpassing 906,755 COVID-19 cases; and

WHEREAS, as of August 24, 2022, HHS reported a total of 5,453 deaths in San Diego County due to the COVID-19 pandemic; and

WHEREAS, on July 28, 2022, HHS announced that adults looking for a more traditional vaccine against COVID-19 would be able to get the Novavax vaccine; and

WHEREAS, Novavax has been authorized as a two-dose primary series, given three to eight weeks apart, for people ages 18 and older; and

WHEREAS, clinical trials showed that the vaccine is 90 percent effective at preventing mild, moderate, and severe COVID-19; and

WHEREAS, as of August 24, 2022, HHS reported over 3.01 million people with at least one dose of the COVID-19 vaccine, or 90 percent of San Diego County residents aged six months and older; and

WHEREAS, over 2.66 million, or 79.7 percent of San Diego County residents aged six months and older, are fully vaccinated; and

WHEREAS, the COVID-19 pandemic continues to directly affect the safety of persons and property within the City of San Diego and the conditions that warrant the termination of the local emergency have not been observed; and

WHEREAS, the Office of the City Attorney has drafted this resolution based on the information provided by City staff, with the understanding that this information is complete, true, and accurate; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that pursuant to California Government Code section 8630, a state of local emergency is declared to persist in the City of San Diego.

BE IT FURTHER RESOLVED, that the City Council hereby ratifies and approves, in accordance with the police powers vested in City Officials under the Constitution of the State of California, the City Charter, and the laws of this State, including the aforementioned Government Code provisions, and the San Diego Municipal Code, all orders and regulations promulgated, issued and carried out by City officers and City officials from February 14, 2020, until the passage of this resolution, which were necessary to provide for the protection of life and property.

BE IT FURTHER RESOLVED, that during the existence of this local emergency, the powers, functions and duties of the Mayor of this City shall be those prescribed by State law and the Charter, ordinances, resolutions and approved plans of the City of San Diego in order to mitigate the effects of this local emergency, including the receipt, processing, and coordination of all inquiries and requirements necessary to obtain available state and federal assistance.

BE IT FURTHER RESOLVED, that the state of local emergency shall be deemed to continue until its termination is proclaimed by the City Council.

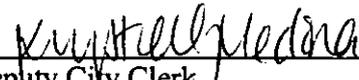
APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Michelle A. Garland
Michelle A. Garland
Chief Deputy City Attorney

MAG:hm
October 17, 2022
Or.Dept: PSE
Doc. No.: 3117335_2

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of NOV 01 2022

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 11/3/22
(date)


TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

NOV 01 2022

Passed by the Council of The City of San Diego on _____, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage NOV 03 2022

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

TODD GLORIA
Mayor of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

By Kristell Medina, Deputy

Office of the City Clerk, San Diego, California

314425

Resolution Number R-_____