

RESOLUTION NO. 23-9191

**A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA,
TERMINATING PROCLAMATION OF LOCAL EMERGENCY
REGARDING COVID-19**

BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, conditions of extreme peril to the safety of persons and property arose within the City, based on the following, commencing on or about March 11, 2020:

1. On January 31, 2020, the first case of COVID-19 was confirmed in the County of Santa Clara ("County").
2. By March 4, 2020 the number of confirmed cases of COVID-19 in the County had increased to eleven (11) with confirmed community spread, the California Department of Health Services reported its first death related to COVID-19, and the Governor of California declared a state of emergency.
3. On March 5, 2020, the County issued guidance on social distancing, large event, and mass gathering closures.
4. By March 6, 2020 the number of confirmed cases of COVID-19 in the County had increased to twenty-four (24).
5. By March 9, 2020 the County Public Health Department announced the first death from COVID-19 and the Public Health Officer issued a mandatory order requiring the cancellation of mass gatherings of 1000 or more people in the County taking effect at 12:00 a.m. on March 11, 2020.
6. By March 11, 2020 the number of confirmed cases of COVID-19 in the County had increased to forty-eight (48).
7. On March 11, 2020 the World Health Organization made the assessment that COVID-19 can be characterized as a pandemic.

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8. On March 11, 2020 the CDC issued recommendations for 30-day mitigation strategies for the County based on the current situation with COVID-19 transmission and affected health care facilities including the recommendation to cancel large gatherings e.g., greater than 250 people or move to smaller groupings.
9. On March 11, 2020 the Governor of the State of California announced that California public health officials have determined that gatherings of more than 250 people should be postponed or canceled across the state until at least the end of March.
10. The efforts required to prepare for, respond to, mitigate, and recover from the emergency conditions caused by COVID-19 have imposed or will impose extraordinary requirements and expenses on the City.

WHEREAS, the Director of Emergency Services of the City of Santa Clara did proclaim the existence or threatened existence of a local emergency within the City of Santa Clara on March 11, 2020;

WHEREAS, on March 17, 2020, the City Council found that the above-described conditions of extreme peril did warrant and necessitate the proclamation of the existence of a local emergency in the City, that the associated emergency conditions were ongoing, and the declaration of emergency should not be terminated at that time;

WHEREAS, since the City Council's ratification of the emergency proclamation on March 17, 2020, the degree of the emergency conditions has decreased as follows:

1. The Centers for Disease Control and Prevention (CDC) determined Santa Clara County had low community transmission of COVID-19 among the categories of low, medium and high during the months of September, October and November 2022.
2. As of September 13, 2022, other than the mandatory requirement to wear Face Coverings in Higher-Risk Settings, all other mandatory COVID-19-related countywide Health Officer Orders that were currently still in effect were hereby rescinded.

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3. During the month of December 2022, the CDC's determination of transmission in Santa Clara County fluctuated between medium and high, with the expected "holiday surge" in transmission.
4. The County Public Health Officer's recommendation regarding continued Remote Public Meetings of Governmental Entities has been rescinded as of December 29, 2022.
5. As of January 1, 2023, employers in non-healthcare settings are no longer required to report COVID-19 outbreaks to the Public Health Department.
6. Public health and infectious disease professionals have stated the worst of the holiday surge for COVID-19 is over, and the CDC has categorized Santa Clara County as having low community transmission of COVID-19 since January 12, 2023.
7. As of January 4, 2023, face masks are no longer required to be worn in non-healthcare County facilities.
8. Variants of COVID-19 have contained mutations with greater immune evasion but not more serious illness.

WHEREAS, in accordance with Government Code Section 8630, the City Council deems it reasonable to proclaim the termination of the local emergency at this time.

NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

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1. That the local emergency ratified by the City Council on March 17, 2020, related to COVID-19, is hereby proclaimed terminated in accordance with Government Code Section 8630.

2. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE CITY OF SANTA CLARA, CALIFORNIA, AT A REGULAR MEETING THEREOF HELD ON THE 7TH DAY OF FEBRUARY, 2023, BY THE FOLLOWING VOTE:


AYES: COUNCILORS: Becker, Chahal, Hardy, Jain, and Park

NOES: COUNCILORS: None

ABSENT: COUNCILORS: Watanabe, and Mayor Gillmor

ABSTAINED: COUNCILORS: None

ATTEST:



NORA PIMENTEL, MMC
ASSISTANT CITY CLERK
CITY OF SANTA CLARA

Attachments incorporated by reference:

1. Resolution Ratifying Proclamation of Local Emergency dated March 11, 2020

NO. _____ *

**A PROCLAMATION OF LOCAL EMERGENCY IN THE CITY OF
SANTA CLARA, CALIFORNIA BY THE DIRECTOR OF
EMERGENCY SERVICES**

BE IT PROCLAIMED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, section 2.140.060 of "The Code of the City of Santa Clara, California" ("SCCC") empowers the Director of Emergency Services to proclaim the existence or threatened existence of a "local emergency" when the City of Santa Clara is affected or likely to be affected by a public calamity, subject to ratification by the City Council within seven days;

WHEREAS, a novel coronavirus (named "COVID-19") was first detected in Wuhan City, Hubei Province, China in December 2019. The Centers for Disease Control and Prevention (CDC) considers the virus to be a very serious public health threat with outcomes ranging from mild sickness to severe illness and death. COVID-19 has spread globally over 114 countries, infected over 118,000 people and killed more than 4,000 individuals¹;

WHEREAS, On January 30, 2020, the World Health Organization declared the COVID-19 outbreak a Public Health Emergency of International Concern;

WHEREAS, On January 31, 2020, the United States Secretary of Health and Human Services declared a Public Health Emergency;

WHEREAS, On January 31, 2020, the first case of COVID-19 was confirmed in the County of Santa Clara ("County");

WHEREAS, by March 4, 2020 the number of confirmed cases of COVID-19 in the County had increased to eleven (11) with confirmed community spread, the California Department of Health Services reported its first death related to COVID-19, and the Governor of California declared a state of emergency;

¹ World Health Organization Coronavirus disease (COVID-19) Situation Report - 51
https://www.who.int/docs/default-source/coronaviruse/situation-reports/20200311-sitrep-51-covid-19.pdf?sfvrsn=1ba62e57_4

WHEREAS, on March 5, 2020, the County issued guidance on social distancing, large event, and mass gathering closures;

WHEREAS, by March 6, 2020 the number of confirmed cases of COVID-19 in the County had increased to twenty-four (24);

WHEREAS, on March 9, 2020 the County Public Health Department announced the first death from COVID-19 and the Public Health Officer issued a mandatory order requiring the cancellation of mass gatherings of 1000 or more people in the County taking effect at 12:00 a.m. on March 11, 2020;

WHEREAS, by March 11, 2020 the number of confirmed cases of COVID-19 in the County had increased to forty-eight (48);

WHEREAS, on March 11, 2020 the World Health Organization made the assessment that COVID-19 can be characterized as a pandemic;

WHEREAS, on March 11, 2020 the CDC issued recommendations for 30-day mitigation strategies for the County based on the current situation with COVID-19 transmission and affected health care facilities including the recommendation to cancel large gatherings e.g., greater than 250 people or move to smaller groupings;

WHEREAS, On March 11, 2020 the Governor of the State of California announced that California public health officials have determined that gatherings of more than 250 people should be postponed or canceled across the state until at least the end of March.

WHEREAS, the efforts required to prepare for, respond to, mitigate, and recover from the increasing spread of COVID-19 have imposed, and will continue to impose, extraordinary requirements and expenses on the City, requiring diversion of resources from day-to-day operations; and

WHEREAS, conditions of extreme peril to the safety of persons and property have arisen within the City of Santa Clara, caused by a COVID-19, commencing on or about March 11, 2020, at which time the City Council was not in session.

NOW THEREFORE, BE IT FURTHER PROCLAIMED BY THE CITY OF SANTA CLARA AS FOLLOWS:

1. That the Director of Emergency Services hereby finds that conditions of extreme peril to the safety of persons and property do warrant and necessitate the proclamation of a local emergency.
2. That the Director of Emergency Services of the City of Santa Clara proclaims the existence of a local emergency within the City of Santa Clara on March 11, 2020.
3. That it is therefore proclaimed and ordered that the local emergency shall be ratified by the City Council within 7 days of this proclamation and will be reviewed at least every 30 days until termination is proclaimed by the City Council per Government Code 8630.
4. Effective date. This proclamation shall become effective immediately.

Date: 3/11/2020



DEANNA J. SANTANA

Director of Emergency Services

City of Santa Clara