

**RESOLUTION NO. 1088-21****A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUNNYVALE EXTENDING THE CITY MANAGER/DIRECTOR OF EMERGENCY SERVICES' PROCLAMATION OF EXISTENCE OF A LOCAL EMERGENCY (COVID-19)**

WHEREAS, on March 12, 2020, the City Manager acting as the Director of Emergency Services proclaimed the existence of a local emergency within the City due to the novel coronavirus (COVID-19), a respiratory disease that may result in serious illness or death and is easily transmissible from person to person; and

WHEREAS, the City Council unanimously ratified and confirmed that proclamation of local emergency on March 17, 2020 by adopting Resolution 979-20; and

WHEREAS, the City Council reviewed and unanimously extended the proclamation of local emergency on April 7, 2020 (Resolution 981-20); May 26, 2020 (Resolution 994-20); July 14, 2020 (Resolution 1010-20); August 25, 2020 (Resolution 1016-20); October 13, 2020 (Resolution 1025-20); December 8, 2020 (Resolution 1036-20); February 2, 2021 (Resolution 1042-21); March 30, 2021 (Resolution 1045-21); May 25, 2021 (Resolution 1057-21); July 13, 2021 (Resolution 1069-21); and August 31, 2021 (Resolution 1078-21); and

WHEREAS, the City Council has reviewed the need to continue the existence of a local emergency and finds that the conditions supporting the declaration of emergency related to COVID-19 continue to exist, for reasons including, but not limited to:

- (1) Although the Statewide Stay at Home Order and Blueprint for a Safer Economy were rescinded on June 15, 2021, emergency conditions related to COVID-19 continue. The nationwide surge in cases from the COVID-19 "Delta" variant has peaked in late August, and the spread of cases from the more contagious Delta variant continues to be cause for significant concern among public health officials; and
- (2) Vaccination rates in Santa Clara County are high, yet the Delta variant continues to pose a significant risk to those who are unvaccinated, including children 12 and under who remain ineligible for vaccination; and
- (3) The California state of emergency and Santa Clara County's local emergency declarations related to COVID-19 remain in effect. The State and county continue to closely monitor cases and the spread of COVID-19; and
- (4) All residents of Santa Clara County remain subject to a mask mandate, requiring face coverings indoors for all, regardless of vaccination status; and

- (5) The increase in cases associated with the Delta variant has made clear that the pandemic is not yet over. Although California “reopened” on June 15, 2021, certain health measures intended to limit the spread of COVID-19, particularly among unvaccinated individuals and for children who are not yet eligible for vaccination, remain in effect, and public health authorities continue to make aggressive efforts to reach individuals not yet vaccinated; and
- (6) Although the stay-home/shelter orders and other orders regulating operations, capacity, and similar measures have been lifted with the reopening, many residents and businesses continue to suffer economic hardship that began while those orders were in effect; and
- (7) Due to COVID-19 closures and stay-at-home orders, many Sunnyvale residents experienced job loss or reduced hours, and many Sunnyvale businesses experienced reduced revenues, and/or faced temporary or permanent closures. The recovery period for these individuals and businesses is only beginning. For example, although resources have been identified to help repay landlords for rent lost during the pandemic and to provide tenants with financial assistance to continue making rent payments, many of these resources have been slow or not yet able to distribute funds. Some businesses, such as restaurants and other public-serving industries, are still experiencing a worker shortage<sup>1</sup> that limits the ability of the businesses to return to full capacity; and
- (8) The City has and continues to experience a loss of revenue from several areas due to closures related to COVID-19; and
- (9) The economic recovery from COVID-19 and its impacts are now estimated to be in terms of years not months; and

WHEREAS, the City Council finds that the COVID-19 situation continues to create conditions of peril to the health, safety, and welfare of persons and property in the City of Sunnyvale and is still deemed to be beyond the control of normal protective services, personnel, equipment and facilities of and within the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SUNNYVALE THAT:

1. The City of Sunnyvale hereby proclaims the extension of the period of the Existence of a Local Emergency for an additional 60 days or unless sooner terminated.

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<sup>1</sup> See, e.g., Lait Weinstein, NBC News, June 29, 2021, *As diners and restaurant owners embrace a summer reopening, long wait times are leaving a bitter taste. A nationwide shortage of workers means long wait times for restaurants are becoming increasingly common. That's leaving customers and staff frustrated*, at <https://www.nbcnews.com/business/consumer/diners-restaurant-owners-embrace-summer-reopening-long-wait-times-are-n1272099>

- 2. The Local Emergency shall be deemed to continue to exist until its termination is proclaimed by the City Council of the City of Sunnyvale.
- 3. As required by California Government Code section 8630, the City Council shall review the need to continue the state of emergency every sixty (60) days until this Resolution is terminated.

Adopted by the City Council at a regular meeting held on October 26, 2021, by the following vote:

AYES: KLEIN, HENDRICKS, LARSSON, MELTON, FONG, CISNEROS, DIN  
 NOES: NONE  
 ABSTAIN: NONE  
 ABSENT: NONE  
 RECUSAL: NONE

ATTEST:

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 DAVID CARNAHAN  
 City Clerk  
 (SEAL)

APPROVED:

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 LARRY KLEIN  
 Mayor

APPROVED AS TO FORM:

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 JOHN A. NAGEL  
 City Attorney