DRAFT 11/29/2021 *MCT*_____

RESOLUTION NO. _____

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); August 31, 2021 (Resolution 1078-21); and October 26, 2021 (Resolution 1088-21); 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)   Emergency conditions related to COVID-19 continue. The nationwide surge in cases from the COVID-19 "Delta" variant peaked in late August, and certain states and countries are currently experiencing new surges in the number of COVID-19 cases, which together with the winter holidays, is causing concern among public health officials; and

(2)   Vaccination rates in Santa Clara County are high, yet studies have indicated that immunity for those vaccinated 6 or more months ago may be waning, requiring a booster dose of vaccine, and the Delta variant continues to pose a significant risk to those who are unvaccinated, including children under age 5 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. On November 10, 2021, the Governor extended the state of emergency due to concerns about a potential winter case surge in order to ensure that the State's health care facilities

continue to have the staffing and resources needed to prevent potential strain on the State's health care delivery system; 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 very young 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[1] 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.

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[1] *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

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.

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 _____, by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:
RECUSAL:

ATTEST: APPROVED:

_____   _____
        City Clerk   Mayor
(SEAL)

APPROVED AS TO FORM:

_____
        City Attorney