

CITY OF WILDOMAR CITY COUNCIL AGENDA

6:30 P.M. – SPECIAL MEETING

March 17, 2020
Council Chambers
23873 Clinton Keith Road, Suite 106, Wildomar CA



Dustin Nigg, Mayor/Chair, District 2
Bridgette Moore, Mayor Pro Tem/Vice Chair, District 4
Ben J. Benoit, Council Member/Trustee, District 1
Joseph Morabito, Council Member/Trustee, District 3
Marsha Swanson, Council Member/Trustee, District 5

Gary Nordquist
City Manager/General Manager

Thomas D. Jex
City Attorney/District Counsel

WILDOMAR CITY COUNCIL SPECIAL MEETING AGENDA MARCH 17, 2020

The City Council Meeting will be conducted pursuant to the provisions of the Governor's Executive Order N-25-20

The City of Wildomar encourages your participation in the meeting; however, in order to minimize the spread of the COVID-19 virus, we ask that you please take into consideration the following:

1. You are strongly encouraged to view the meeting live on the City of Wildomar's website at <http://www.cityofwildomar.org> or on cable TV through Frontier Channel 36 or AT&T channel 99. To view from the website, select the live stream link on the top of the front page.
2. If you choose not to attend the City Council meeting but wish to make a public comment and/or a comment on a specific agenda item, please submit your comment via email by 5:00 P.M. on Tuesday, March 17, 2020 to the Acting City Clerk at jmorales@cityofwildomar.org. Your comments will be distributed to the City Council and every effort will be made to read your comment into the record. Comments read will be timed and limited to 3 minutes.
3. If you choose to attend the City Council meeting in person, seating in the Council Chamber may be limited in order to accommodate the 6-foot recommended social distancing seating procedure. Other locations at City Hall may be available for viewing the meeting on TV should the chambers room reach occupancy limit. Public comments will be accommodated from the Council Chamber and all city hall room locations.

The City of Wildomar thanks you in advance for taking all precautions to prevent spreading the COVID 19 virus.

REPORTS: All agenda items and reports are available for review at City Hall, 23873 Clinton Keith Road and on the City's website at the following address: http://www.cityofwildomar.org/government/agendas___minutes. Any writings or documents provided to a majority of the City Council regarding any item on this agenda (other than writings legally exempt from public disclosure) will be made available for public inspection at City Hall during regular business hours.

NOTICE: City Council meetings may be live-streamed, photographed and/or videotaped. Attendance at the meeting constitutes consent by members of the public to the City's and any third party's use in any media, without compensation or further notice, of audio, video, and/or pictures of meeting attendees.

CALL TO ORDER – SPECIAL SESSION - 6:30 P.M.

ROLL CALL

FLAG SALUTE

APPROVAL OF THE AGENDA AS PRESENTED

The City Council to approve the agenda as it is herein presented, or, if it is the desire of the City Council, the agenda can be reordered, added to, or have items tabled at this time.

1.0 CONSENT CALENDAR

There are no items scheduled.

2.0 PUBLIC HEARINGS

There are no items scheduled.

3.0 GENERAL BUSINESS

3.1 Resolution Proclaiming the Existence of An Emergency Situation and Local Emergency Due to The Worldwide Spread Of COVID-19

RECOMMENDATION: Staff recommends that the City Council adopt a Resolution entitled:

RESOLUTION NO. 2020- _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
PROCLAIMING THE EXISTENCE OF AN EMERGENCY SITUATION
AND LOCAL EMERGENCY DUE TO THE WORLDWIDE SPREAD OF
COVID-19

ADJOURN THE CITY COUNCIL MEETING

If requested, the agenda and backup materials will be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans With Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof.

Any person that requires a disability-related modification or accommodation, including auxiliary aids or services, in order to participate in the public meeting, may request such modification, accommodation, aid or service by contacting the City Clerk either in person or by phone at 951-677-7751.

I, Janet Morales, Wildomar Acting City Clerk, do certify that on March 16, 2020, by 6:00 p.m., a true and correct copy of this agenda was posted at Wildomar City Hall, 23873 Clinton Keith Road and on the City's website.



Janet Morales
Acting City Clerk

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #3.1
GENERAL BUSINESS
Meeting Date: March 17, 2020

TO: Honorable Mayor and City Council Members

FROM: Gary Nordquist, City Manager
Thomas D. Jex, City Attorney

SUBJECT: Resolution Proclaiming the Existence of An Emergency Situation and Local Emergency Due to The Worldwide Spread Of COVID-19

STAFF REPORT

RECOMMENDATION:

Staff recommends that the City Council adopt a Resolution entitled:

RESOLUTION NO. 2020- _____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, PROCLAIMING THE EXISTENCE OF AN EMERGENCY SITUATION AND LOCAL EMERGENCY DUE TO THE WORLDWIDE SPREAD OF COVID-19

DISCUSSION:

From January 2020 through March 2020, COVID-19 spread throughout the world, with over 156,000 confirmed cases of individuals contracting COVID-19, and approximately 6,000 confirmed cases of individuals dying from COVID-19. As a result, the President of the United States and the Governor of California have declared national and state emergencies. Staff reasonably anticipates that the City will be required to utilize physical, personnel, and financial resources of the City and to take action to limit the spread of COVID-19 within the territorial jurisdiction of the City in order to provide for the safety of persons in the City, and to provide continuity of essential services provided by the City. The City reasonably anticipates both asking for mutual aid from, and providing mutual aid to, other communities who are addressing the spread and effects of COVID-19 which will require City to utilize the physical, personnel, and financial resources of the City of Wildomar.

By adopting the proposed resolution, the City Council would be proclaiming a local emergency pursuant to Government Code sections 8630 and 54956.5 and Chapter 2.32 of the Wildomar Municipal Code. This proclamation of an emergency will need to be reviewed at least once every 60 days, until its termination is proclaimed by the City Council of the City.

The proposed resolution also directs the City to utilize, to the extent reasonably feasible and appropriate, the ability to conduct its council meetings via teleconferencing and other electronic means to permit councilmembers and members of the public to adopt social distancing to the greatest extent possible while still proceeding with the efficient handling of the City's business in compliance with California Executive Order N-25-20.

Lastly, the proposed resolution provides that the City Manager, as the Director of Emergency Services, is authorized to exercise his powers and duties as provided in section 2.32.060 of the Wildomar Municipal Code and pursuant to the City's emergency plan.

Respectfully Submitted,

Gary Nordquist, City Manager
Thomas D. Jex, City Attorney

ATTACHMENTS:

- A. A Resolution of The City Council of The City of Wildomar Proclaiming the Existence of an Emergency Situation and Local Emergency Due to The Worldwide Spread Of COVID-19

1 certain provision of the Ralph M. Brown Act providing local agencies with greater flexibility to hold
2 meetings via teleconferencing; and,

3 **WHEREAS**, on March 13, 2020, the Centers for Disease Control and Prevention (“CDC”) had
4 confirmed 2,726, cases of COVID-19 in the United States, with 55 cases resulting in death, within the
5 United States, including California; and,

6 **WHEREAS**, on March 13, 2020, the President of the United declared a National Emergency
7 due to the continue spread and the effects of COVID-19; and,

8 **WHEREAS**, the State of California and numerous Counties, School Districts and other local
9 governmental agencies as well as private entities have announced the cancellation or postponement of
10 all events where social distancing cannot be reasonably achieved; and,

11 **WHEREAS**, on March 13, 2020, the Superintendent of the Lake Elsinore Unified School
12 District suspended regular classes and school activities effective March 16 through April 3, 2020; and,

13 **WHEREAS**, in response to the COVID-19 pandemic the City Council reasonably anticipates
14 that the City will be required to utilize physical, personnel, and financial resources of the City and to
15 take action to limit the spread of COVID-19 within the territorial jurisdiction of the City in order to
16 provide for the safety of persons in the City, and to provide continuity of essential services provided
17 by the City; and,

18 **WHEREAS**, the City is actively providing support to those impacted by COVID-19 and
19 cooperating with State, Federal and County in their response to the pandemic; and,

20 **WHEREAS**, the City reasonably anticipates both asking for mutual aid from, and providing
21 mutual aid to, other communities who are addressing the spread and effects of COVID-19 which will
22 require City to utilize the physical, personnel, and financial resources of the City of Wildomar.

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26 **NOW, THEREFORE, BE IT RESOLVED AND HEREBY ORDERED BY THE CITY**
27 **COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA AS FOLLOWS:**

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1 **Section 1.** That the above recitals are true and correct and based thereon, the City Council
2 hereby finds that the spread of COVID-19 constitutes a situation that severely impairs the public health
3 and safety within the City and constitutes conditions of extreme peril to the safety of persons and property
4 within the City.

5 **Section 2.** That, as authorized in CGC sections 8630 and 54956.5 and Chapter 2.32 of the
6 WMC, and based on the foregoing finding, an “emergency” as defined in CGC section 54956.5(a) and
7 WMC section 2.32.020, and a “local emergency” as defined in CGC section 8558(c) hereby exists within
8 the territorial jurisdiction of the City of Wildomar and is deemed to continue to exist, and shall be reviewed
9 at least once every 60 days, until its termination is proclaimed by the City Council of the City.

10 **Section 3.** That the City Council will utilize, to the extent reasonably feasible and appropriate,
11 the ability to conduct its council meetings via teleconferencing and other electronic means to permit
12 councilmembers and members of the public to adopt social distancing to the greatest extent possible while
13 still proceeding with the efficient handling of the City’s business in compliance with California Executive
14 Order N-25-20.

15 **Section 4.** That the City Manager, as the Director of Emergency Services, is hereby authorized
16 to exercise his powers and duties as provided in section 2.32.060 of the WMC and pursuant to the City’s
17 emergency plan.

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19 **PASSED, APPROVED, AND ADOPTED** this 17th day of March, 2020.

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21 _____
22 DUSTIN NIGG, Mayor

23 **ATTEST:**

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26 JANET MORALES, Acting City Clerk

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APPROVED AS TO FORM:

Thomas D. Jex, City Attorney
Burke, Williams & Sorensen, LLP

1 **STATE OF CALIFORNIA)**
2 **COUNTY OF RIVERSIDE)**
3 **CITY OF WILDOMAR)**

4 I, JANET MORALES, City Clerk of the City of Wildomar, do hereby certify that the foregoing
5 Resolution No. XXXX was duly passed and adopted at an emergency meeting of the City Council of
6 the City of Wildomar held on the 17th day of March, 2020.

7 Upon motion of XXXXX, seconded by XXXXX, the foregoing Resolution No. XXXX was
8 duly passed and adopted.

9 Vote on the motion:

10 AYES:

11 NOES:

12 ABSENT:

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14 IN WITNESS WHEREOF, I have hereunto set my hand and the Official Seal of the City of
15 Wildomar this 17th day of March, 2020.

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17 _____
18 JANET MORALES, City Clerk
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