

RESOLUTION NO. 2023 - __

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BRUNO RATIFYING THE PROCLAMATION OF A LOCAL EMERGENCY OF THE CITY MANAGER ON JANUARY 3, 2023 DUE TO SEVERE WINTER STORM CONDITIONS; WAIVING COMPETITIVE BIDDING AND OTHER PROCUREMENT REQUIREMENTS PURSUANT TO STATE LAW AND THE SAN BRUNO MUNICIPAL CODE; AUTHORIZING THE CITY MANAGER TO EXECUTE NECESSARY CONTRACTS TO MITIGATE THE EMERGENCY

WHEREAS, the City Manager, acting as Director of Emergency Services, signed a Proclamation of the Existence of a Local Emergency on January 3, 2023 related to the severe winter storm conditions commencing on or about 2:00 pm on the day of December 31, 2022; and

WHEREAS, the City is already operating under a local emergency due to the COVID-19 pandemic; and

WHEREAS, the above facts give rise to conditions of extreme peril to the safety and health of persons and to property within the City; and

WHEREAS, the conditions are, or are likely to be, beyond the control of the services, personnel, equipment, and facilities of the City; and

WHEREAS, the City council finds that there exists an emergency within the meaning of Government Code Section 8558 and San Bruno Municipal Code Chapter 2.48; and

WHEREAS, the efforts required to prepare for, respond to, mitigate, and recover from the severe winter storm conditions and flooding, as well as the spread of COVID-19 infections, 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, as contemplated in the Emergency Service Act contained in Government Code Section 8550 et seq., including Section 8558(c), a local emergency exists because of the existence of conditions of disaster or of extreme peril to the safety of persons and property within the City of San Bruno caused by the aforesaid conditions which are likely to be beyond the control of the services, personnel and facilities of the City and require the combined forces of other political subdivisions to combat; and

WHEREAS, ratifying the proclamation of a Local Emergency is necessary to enable the City and other local government entities to adequately plan, prepare and preposition resources to be able to effectively respond to the severe winter storm conditions.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Manager's proclamation of a local emergency dated January 3, 2023 is hereby ratified.
2. During the existence of this local emergency, the powers, functions and duties of the emergency organization of this City shall be those prescribed by state law, by ordinances and resolutions of this City, and by the City's Emergency Operations Plan. These include, but are not limited to:
 - a. Waiving competitive bidding and other procurement requirements pursuant to state law and the San Bruno Municipal Code; and

b. Authorizing the City Manager to execute necessary contracts to mitigate the emergency and utilizing the Disaster Preparedness Fund for any expenses related to the emergency.

3. The City Manager, acting as the Director of Emergency Services of the City is hereby authorized to execute for and on behalf of the City, any agreement or application for, and to file the agreement with, the California Governor's Office of Emergency Services for the purposes of obtaining federal financial assistance.

4. The local emergency shall be deemed to continue to exist until its termination is proclaimed by the City Council.

5. The City Manager is directed to report to the City Council at the next regularly scheduled meeting, and every City Council meeting thereon until the emergency action is terminated by the City Council.

IT IS REQUESTED that the Governor of the State of California include the City of San Bruno in any emergency declaration by the State; ensure the City is included in any emergency declaration that may be issued by the President of the United States of America; waive regulations that may hinder response and recovery efforts; and make available California Disaster Act and State Private Nonprofit Organizations Assistance Program Funding.

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I hereby certify that foregoing **Resolution No. 2023 -**
was introduced and adopted by the San Bruno City Council at a regular meeting on
January 10, 2023, by the following vote:

AYES: Councilmembers:

NOES: Councilmembers:

ABSENT: Councilmembers:

Lupita Huerta, City Clerk