

RESOLUTION NO. 2020-41

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN JUAN BAUTISTA CONFIRMING EXECUTIVE ORDER 01-2020 ISSUED JULY 14, 2020, MAKING THE STATE'S GUIDANCE FOR THE USE OF FACE COVERINGS TO BE ENFORCEABLE BY ADMINISTRATIVE CITATION DURING THIS STATE OF EMERGENCY

WHEREAS, City Code Section 5-33 "Emergency Organization and Functions" Sub Sections 010-090 define the role of the City Manager acting as the Director of Emergency Services after declaring a State of Emergency, and

WHEREAS, on March 17, 2020, the City Council adopted Resolution 2020-10 declaring established a state of emergency due to the pandemic, and has met several times since the taking this action to reconfirm the existence of an emergency in the City and it continues to this day and into the undetermined future; and

WHEREAS, on May 3rd, the County allowed its shelter in place health order expire, placing the State in control of the guidance and requirements to be followed to preserve the safety and welfare of its citizens; and

WHEREAS, City Code 5-33-040 defines the powers of the Director of Emergency Services, and Subsection 5-33-040 (C) develop plans and manage the emergency activities of this city; and

WHEREAS, City Code 5-33-040 (G) 1 states that the Director is "hereby empowered to make and issue rules and regulations on matters reasonably related to the protection of life and property as affected by such emergency, provided however, such rules and regulations must be confirmed at the earliest practicable time by the City Council; and

WHEREAS, on July 14, the Director of Emergency Service issued the attached Executive Order 01-2020, making the State's guidance for the wearing of face coverings enforceable as a local law by administrative penalty, (consistent with Code Section 2-7), establishing fines applicable only to this action, and only during this State of Emergency,

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE CITY COUNCIL AS FOLLOWS:

SECTION 1. That the above recitals are true and correct.

SECTION 2. The City Council of the City of San Juan Bautista, hereby confirms the need for the attached Executive Order 01-2020, executed July 14, 2020, that provides for City enforcement of the State's guidance to wear face covering during the continued State of Emergency in the City.

PASSED, APPROVED AND ADOPTED this 18th day of August, 2020, by the following roll call vote:

AYES: Edge, Flores, Freeman, DeVries, Jordan
NOES: None
ABSENT: None
ABSTAIN: None


Mary Vazquez Edge, Mayor

ATTESTED:



Trish Paetz, Deputy City Clerk