



SPECIAL MEETING AGENDA OF THE JURUPA VALLEY CITY COUNCIL

Thursday, June 18, 2020

Regular Session: 7:00 p.m.

City Council Chamber

8930 Limonite Avenue, Jurupa Valley, CA 92509

Special Notice

In an effort to prevent the spread of COVID-19 (Coronavirus), and in accordance with the Governor's Executive Order N-29-20, this meeting will be closed to the public. You may watch the live webcast at this link: <https://www.jurupavalley.org/422/Meeting-Videos> Public email comments may be submitted to the City Clerk at CityClerk@jurupavalley.org Members of the public are encouraged to submit email comments prior to 6:00 p.m. Thursday but email comments must be submitted prior to the item being called by the Mayor. The City Clerk shall announce all email comments, provided that the reading shall not exceed three (3) minutes, or such other time as the Council may provide, because this is the time limit for speakers at a Council Meeting. Comments on Agenda items during the Council Meeting can only be submitted to the City Clerk by email. The City cannot accept comments on Agenda items during the Council Meeting on Facebook, social media or by text.

7:00 PM - CALL TO ORDER AND ROLL CALL FOR SPECIAL MEETING

- Anthony Kelly, Jr., Mayor
- Lorena Barajas, Mayor Pro Tem
- Chris Barajas, Council Member
- Brian Berkson, Council Member
- Micheal Goodland, Council Member

16. COUNCIL BUSINESS

E. RESOLUTION RECONFIRMING THE EXISTENCE OF A LOCAL EMERGENCY DUE TO THE COVID-19 (CORONAVIRUS) PANDEMIC AND REPEALING SECTION 2 (i) OF RESOLUTION 2020-42 IN ORDER TO OPEN THE CITY PARK LOCATED AT THE SOUTHEAST CORNER OF 64TH AND DOWNEY STREET, JURUPA VALLEY

1. Requested Action: That the City Council adopt Resolution No. 2020-49, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, RECONFIRMING THE EXISTENCE OF A LOCAL EMERGENCY RELATING TO THE COVID-19 VIRUS PANDEMIC THAT REPEALS SECTION 2 (i) OF RESOLUTION 2020-42 IN ORDER TO OPEN THE CITY PARK LOCATED AT THE SOUTHEAST CORNER OF 64TH AND DOWNEY STREET, JURUPA VALLEY

2. That the City Council receive City Staff oral briefing on impacts to the City by opening the City Park.

18. ADJOURNMENT

Adjourn to the Regular Meeting of June 18, 2020 at 7:00 p.m. at the City Council Chamber, 8930 Limonite Avenue, Jurupa Valley, CA 92509.

In compliance with the Americans with Disabilities Act and Government Code Section 54954.2, if you need special assistance to participate in a meeting of the Jurupa Valley City Council or other services, please contact Jurupa Valley City Hall at (951) 332-6464. Notification at least 48 hours prior to the meeting or time when services are needed will assist staff in assuring that reasonable arrangements can be made to provide accessibility to the meeting or service.

Agendas of public meetings and any other writings distributed to all, or a majority of, Jurupa Valley City Council Members in connection with a matter subject to discussion or consideration at an open meeting of the City Council are public records. If such writing is distributed less than 72 hours prior to a public meeting, the writing will be made available for public inspection at the City of Jurupa Valley, 8930 Limonite Avenue, Jurupa Valley, CA 92509, at the time the writing is distributed to all, or a majority of, Jurupa Valley City Council Members. The City Council may also post the writing on its Internet website at www.jurupavalley.org.

Agendas and Minutes are posted on the City's website at www.jurupavalley.org.

STAFF REPORT

DATE: JUNE 18, 2020

TO: HONORABLE MAYOR AND CITY COUNCIL

FROM: ROD BUTLER, CITY MANAGER

SUBJECT: AGENDA ITEM NO. 16.E

RESOLUTION RECONFIRMING THE EXISTENCE OF A LOCAL EMERGENCY DUE TO THE COVID-19 (CORONAVIRUS) PANDEMIC AND REPEALING SECTION 2 (i) OF RESOLUTION 2020-42 IN ORDER TO OPEN THE CITY PARK LOCATED AT THE SOUTHEAST CORNER OF 64TH AND DOWNEY STREET, JURUPA VALLEY

RECOMMENDATION

- 1) That the City Council adopt Resolution No. 2020-49, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, RECONFIRMING THE EXISTENCE OF A LOCAL EMERGENCY RELATING TO THE COVID-19 VIRUS PANDEMIC THAT REPEALS SECTION 2 (i) OF RESOLUTION 2020-42 IN ORDER TO OPEN THE CITY PARK LOCATED AT THE SOUTHEAST CORNER OF 64TH AND DOWNEY STREET, JURUPA VALLEY

- 2) That the City Council receive City Staff oral briefing on impacts to the City by opening the City Park.

ANALYSIS

On June 4, 2020, the City Council adopted Resolution No. 2020-42, which reconfirmed the existence of a local emergency in response to the COVID-19 pandemic. Based on the findings in this resolution, the 26-acre City Park located at the S.E. corner of 64th and Downey Street was closed during the existence of our local emergency. This was based on Government Code § 8630 and Jurupa Valley Municipal Code Chapter 2.30 which provides the authority for the City Council of the City of Jurupa Valley to proclaim the existence of a local emergency.

Recently, the County of Riverside has received approval from the State of California to move to the accelerated stage 2 classification in the COVID-19 recovery process. This stage authorizes the opening of many types of businesses and activities effective on June

12, 2020. Included in the approved types of activities are "campgrounds and outdoor recreations." In light of above, staff feels that the use of the City Park is similar to a campground or outdoor recreation use and would therefore not pose a hazard to the public if it were opened.

FINANCIAL IMPACT

While there are economic impacts to the community from the Governor's Executive Orders and the Riverside County Public Health Officer's Orders, there will also be fiscal impacts to the City's budget in the amount the Council allocates for the Stimulus Program and the costs of administering the restrictions.

ALTERNATIVES

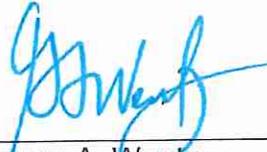
1. Keep the park closed and continue to enforce the restrictions that are found in Resolution 2020-42.

Submitted by:



Rod B. Butler
City Manager

Reviewed by:



George A. Wentz
Deputy City Manager

Reviewed by:



Peter M. Thorson
City Attorney

Reviewed by:



Keith Clarke
Chief Building Official/Code
Enforcement Supervisor

Attachment(s):

1. Resolution No. 2020-49, reaffirming the Local Emergency and removing the requirement to shut down the City Park

RESOLUTION NO. 2020-49

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, RECONFIRMING THE EXISTENCE OF A LOCAL EMERGENCY RELATING TO THE COVID-19 VIRUS PANDEMIC AND IMPOSING ADDITIONAL REGULATIONS TO DEAL WITH THE COVID-19 PANDEMIC

THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY DOES RESOLVE AS FOLLOWS:

Section 1. Recitals. The City Council finds, determines and declares that:

(a) Government Code § 8630 and Jurupa Valley Municipal Code Chapter 2.30 provide that the City Council of the City of Jurupa Valley may proclaim the existence of a local emergency as defined by Government Code § 8558, subdivision (c).

(b) In December 2019, an outbreak of respiratory illness due to a novel coronavirus (a disease now known as COVID-19), was first identified in Wuhan City, Hubei Province, China, and has spread outside of China, impacting countries throughout the world, including the United States.

(c) Since the federal Centers for Disease Control and Prevention (“CDC”) confirmed the first possible case of community spread of COVID-19 in the United States on February 26, 2020, there has been a significant and continued escalation of United States domestic cases and deaths from COVID-19.

(d) On March 4, 2020, Gavin Newsom, Governor of the State of California, proclaimed a state of emergency to exist in California due to the spread of COVID-19.

(e) On March 11, 2020, the World Health Organization declared the COVID-19 outbreak to be a pandemic.

(f) On March 13, 2020, President Trump determined that the ongoing Coronavirus Disease 2019 (COVID-19) pandemic is of sufficient severity and magnitude to warrant an emergency determination under section 501(b) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. 5121-5207.

(g) Governor Newsom has issued several Executive Orders making certain findings and issuing emergency orders to deal with COVID-19 pandemic. These Executive Orders are listed and updated continuously at <https://www.gov.ca.gov/category/executive-orders/>. More Executive Orders are expected.

(h) The California Department of Public Health reports a significant number of COVID-19 cases and deaths in the state. The number of cases and deaths are reported and updated at <https://www.cdph.ca.gov/programs/cid/dcdc/pages/immunization/ncov2019.aspx>.

(i) The Riverside County Public Health Officer has issued numerous Health Orders making certain findings and issuing emergency orders to deal with COVID-19 pandemic, including cancelling and prohibiting all gatherings and requiring all person to wear mask when outside of their homes. The Riverside County Health Officer's Orders are listed and updated continuously at <https://www.rivcoph.org/coronavirus>. More Health Orders are expected.

(j) The Governor's Executive Orders and Riverside County Health Officer's Health Orders to close non-essential businesses and prohibit gatherings has created economic hardship and dislocation for persons and businesses and will reduce tax revenues to the City necessary for providing essential City services.

(k) Due to the expanding list of countries with widespread transmission of COVID-19, increasing travel alerts and warnings for countries experiencing sustained or uncontrolled community transmission issued by the CDC, the escalation of United States domestic cases of and deaths from COVID-19, the identification of COVID-19 cases in California and Riverside County, COVID-19, and the severity and magnitude of the COVID-19 pandemic, has created conditions that are or likely to be beyond the control of local resources and require the combined forces of other political subdivisions to combat.

(l) The mobilization of local resources, ability to coordinate interagency response, accelerate procurement of vital supplies, use mutual aid, and allow for future reimbursement by the state and federal governments will be critical to successfully responding to COVID-19.

(m) The City Council finds that these conditions warrant and necessitate that the City reaffirm and proclaim the existence of a local emergency.

(n) On March 19, 2020, the City Council adopted Resolution No. 2020-10 proclaiming the existence of a local emergency in response to the COVID-19 pandemic, which declaration will be confirmed and refined as necessary during the duration of the local emergency.

(o) On March 26, 2020, the City Council adopted Resolution No. 2020-11 reaffirming the findings made in Resolution No. 2020-10 and proclaiming the continued existence of a local emergency in response to the COVID-19 pandemic, which declaration will be confirmed and refined as necessary during the duration of the local emergency.

(p) On May 7, 2020, the Council adopted Resolution No. 2020-21 reaffirming the findings made in Resolution No. 2020-11 and proclaiming the continued existence of a local emergency in response to the COVID-19 pandemic, which declaration will be confirmed and refined as necessary during the duration of the local emergency.

(q) On May 28, 2020, the Council adopted Resolution No. 2020-35 reaffirming the findings made in Resolution No. 2020-11 and proclaiming the continued existence of a local emergency in response to the COVID-19 pandemic, which declaration will be confirmed and refined as necessary during the duration of the local emergency.

(r) On June 4, 2020, the Council adopted Resolution No. 2020-42 reaffirming the findings made in Resolution No. 2020-11 and proclaiming the continued existence of a local

emergency in response to the COVID-19 pandemic, which declaration will be confirmed and refined as necessary during the duration of the local emergency.

(s) As used in this Resolution the “Local Emergency” means the local emergency declared by the City Council in Resolution No. 2020-10, reaffirmed in Resolution Nos. 2020-11, 2020-21, 2020-35, and 2020-42 and this Resolution, as the findings and resolutions may be reviewed, reaffirmed and expanded as provided by law, and shall terminate upon adoption by the Council of a resolution terminating the local emergency.

Section 2. Proclamation of Local Emergency. Based on the findings set forth above, the City Council of the City of Jurupa Valley hereby proclaims that a local emergency now exists throughout the City of Jurupa Valley and reaffirms the proclamation of a local emergency as set forth in Resolution Nos. 2020-10, 2020-11, 2020-21, 2020-35, and 2020-42 (“Resolutions”). During the existence of the Local Emergency, the following regulations shall apply:

(a) City Manager Powers. The powers, functions, and duties of the City Manager and the emergency organization of this City shall be those prescribed by state law, by ordinances, and resolutions of this City, and by the approved emergency plans of the City of Jurupa Valley.

(b) Continuation of Local Emergency. The local emergency shall be deemed to continue to exist until its termination is proclaimed by resolution of the City Council of the City of Jurupa Valley, State of California.

(c) Review of Local Emergency. The City Council shall review this local emergency proclamation at least every thirty (30) days, or the next regular City Council Meeting following the expiration of the 30-day period, and shall terminate the emergency proclamation at the earliest possible date the conditions warrant.

(d) Agreements. Pursuant to the provisions of Jurupa Valley Municipal Code Section 2.10.060(12) the City Manager is authorized to enter into agreements on behalf of the City necessary under this declaration of an emergency.

(e) Bidding Waived. Pursuant to the provisions of Jurupa Valley Municipal Code Section 3.15.070(b) the City Council determines that for the reasons described in this Resolution, compliance with the bidding requirements of Chapter 3.15 of Jurupa Valley Municipal Code is not in the best interest of the City and such bidding requirements are waived.

(f) Utility Shut Offs Suspended. The discontinuation or shut-off of water, gas, cable, or electrical service by private or public utilities for residential, commercial, and industrial accounts in the City for non-payment of bills is hereby suspended during the existence of the Local Emergency.

(g) Stimulus Program. There is hereby established the “COVID-19 Stimulus Program” for the City of Jurupa Valley.

1) Businesses located and operating in the City of Jurupa Valley are eligible for loans to assist such business in preserving their business operations and paying its workers during the term of the Local Emergency due to financial impacts related to COVID-19.

2) The loans will be forgivable upon fulfillment of conditions supporting these purposes.

3) The City Council will allocate funds to fund the loans and may approve a program to fulfill the goals of this program.

4) The City Manager is directed an authorized to develop the terms and procedures for making such loans.

5) For purposes of the COVID-19 Stimulus Program, “financial impacts related to COVID-19 include, but are not limited to, a substantial decrease in a businesses’ income as a result of any of the following: (1) workers unable to work due to being sick with COVID-19, or caring for a household or family member who is sick with COVID-19; (2) lay-off, loss of hours, or other income reduction resulting from impacts from COVID-19; (3) compliance with an order or directive from a government health authority; or (4) worker’s child care needs arising from school closures related to COVID-19.

6) Upon the formal adoption of the program by the City Council, this provision shall be repealed.

(h) Repeal of Prior Regulations Relating to Restaurants, Daycare Facilities, Religious Services, and Indoor and Outdoor Swap Meets. The provisions of the prior Resolutions the sections relating to restaurants and food serving facilities, daycare and childcare facilities, religious services and indoor and outdoor swap meets have been repealed.

(i) 26-Acre City Park. The City Council directs the Staff to re-open the City park located on the twenty-six (26) acres of land owned by the City and adjacent to and northerly of the Santa Ana River with the entrance to the property being at the southeast corner of 64th and Downey Street subject to the Park’s restrictions and hours of operation in effect prior to the Local Emergency.

(j) Street Parking Violation Enforcement Partially Suspended. Enforcement of parking violations on City Streets shall be suspended during the existence of the Local Emergency except for violations involving: (1) the no parking, no stopping, no parking except by permit restrictions in the area around Downey Park at 64th Street and Downey Street as described in City Council Resolution No. 2017-09, including the tow-away provisions for those violations; (2) parking in spaces designated for disable persons or disabled veterans without proper permits; (3) commercial vehicle having a manufacturer's gross vehicle weight rating of more than ten thousand (10,000) pounds; and (4) parking restrictions on City streets affecting public safety, such as, but not limited to, the prohibitions on parking in front of fire hydrants, parking in crosswalks, parking so as to block driveways, or parking outside of allowable distances from curbs.

(k) Compliance with State and County Health Orders. All persons and business entities in the City of Jurupa Valley shall comply with all of the Governor’s Executive

6-15-20

Orders concerning COVID-19 and the Riverside County Public Health Officer's Orders concerning COVID-19. It is the intent of the City that the regulations and restrictions contained in this Resolution shall be as restrictive or more restrictive than the Orders of the Governor or Riverside County Public Health Officer.

Section 3. Ratification of City Manager's Actions. The City Council hereby ratifies the actions of the City Manager taken pursuant to Resolutions 2020-10, 2020-11, 2020-21, 2020-35, and 2020-42.

Section 4. Further Actions. The City Manager shall: Forward a copy of this Resolution to the Director of California Governor's Office of Emergency Services; request the Governor of California, pursuant to the Emergency Services Act issue a proclamation declaring an emergency in Riverside County and waive regulations that may hinder response and recovery efforts; request that recovery assistance be made available under the California Disaster Assistance Act; and request that the State expedite access to State and Federal resources and any other appropriate federal disaster relief programs.

Section 5. Certification. The City Clerk shall certify to the adoption of this Resolution.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Jurupa Valley on this 18th day of June, 2020.

Anthony Kelly, Jr.
Mayor

ATTEST:

Victoria Wasko, CMC
City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF JURUPA VALLEY)

I, Victoria Wasko, City Clerk of the City of Jurupa Valley, do hereby certify that the foregoing Resolution No. 2020-49, was duly passed and adopted at a special meeting of the City Council of the City of Jurupa Valley on the 18th day of June 2020 by the following vote, to wit:

AYES:

NOES:

NONE:

ABSENT:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Jurupa Valley, California, this 18th day of June 2020.

Victoria Wasko, City Clerk
City of Jurupa Valley