

**IMPORTANT NOTICE REGARDING
CITY OF ORANGE COVE PUBLIC MEETINGS
SPECIAL COUNCIL MEETING – APRIL 7, 2020 AT 10:00 A.M.
TELECONFERENCE**

Based upon recommendations from the CDC regarding social distancing relative to COVID-19 (coronavirus) and in accordance with the applicable provisions of Executive Orders N-25-20 and N-29-20 issued by Governor Newsom (“EO”), all public meetings will be held via teleconference. The City will have available a free call-in conference call number for those who wish to listen and/or provide public comment during the public comment period of the agenda or on a specific agenda item.

Those wishing to join via call-in conference should call (US): (888) 204-5987 (Access Code: 8166599#). If you are intending to comment, we are asking you to please contact City Clerk June V. Bracamontes in advance of the meeting at jvb@cityoforangecove.com, or by calling 559-393-3931. We are asking those to pre-register so that we can keep the meeting orderly, given everyone will be non-visible. There will still be time to provide public comment should you not pre-register. We will be asking all those interested to please call in 5 minutes prior to the regular meeting start time and keep their telephones on “mute” unless speaking during the public comment portion of the agenda or speaking on a specific agenda item after the Mayor requests public comment on the specific agenda item. If you would like to comment, please say your name clearly for the record.

If you need any special assistance or have questions please contact City Clerk June V. Bracamontes at jvb@cityoforangecove.com, or by calling 559-393-3931.

For continual updates regarding COVID-19, visit the city’s website at cityoforangecove.com.



AGENDA SPECIAL COUNCIL MEETING

Victor P. Lopez, Mayor

Diana Guerra Silva, Mayor Pro Tem
Esperanza Rodriguez, Council Member

Roy Rodriguez, Council Member
Josie Cervantes, Council Member

TUESDAY, APRIL 7, 2020 – 10:00 A.M.

TELECONFERENCE

CALL 888-204-5987 ACCESS CODE 8166599#

A. Call to Order/Welcome

Roll Call
Invocation
Flag Salute

B. Administration

- SUBJECT:** Resolution No. 2020-10 A Proclamation of Local Emergency in the City of Orange Cove, California by the Director of Emergency Services

Recommendation: Council to certify and ratify Resolution No. 2020-10 A Proclamation of Local Emergency in the City of Orange Cove, California by the Director of Emergency Services

MEMBERS OF THE PUBLIC SHALL HAVE AN OPPORTUNITY TO ADDRESS THE COUNCIL ON ANY ITEM ON THIS AGENDA NOTICE

C. Adjournment

ADA Notice: In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk at (559) 626-4488 ext. 214. Notification 48 hours prior to the meeting will enable the City to make arrangements to ensure accessibility to this meeting.

Documents: Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection at front counter at City Hall and at the Orange Cove Library located at 815 Park Blvd., Orange

Cove, CA during normal business hours. In addition, most documents are posted on City's website at cityoforange Cove.com.

STATEMENT ON RULES OF DECORUM AND ENFORCEMENT

The Brown Act provides that members of the public have a right to attend public meetings, to provide public comment on action items and under the public forum section of the agenda, and to criticize the policies, procedures, or services of the city or of the acts or omissions of the city council. The Brown Act also provides that the City Council has the right to exclude all persons who willfully cause a disruption of a meeting so that it cannot be conducted in an orderly fashion.

During a meeting of the Orange Cove City Council, there is a need for civility and expedition in the carrying out of public business in order to ensure that the public has a full opportunity to be heard and that the Council has an opportunity to conduct business in an orderly manner. The following is provided to place everyone on notice of the rules of decorum and enforcement.

GENERAL RULES OF DECORUM

While any meeting of the City Council is in session, the following rules of decorum shall be observed:

1. All remarks shall be addressed to the City Council as a whole and not to any single member, unless in response to a question from a member of the City Council.
2. A person who addresses the City Council under public comment for a specific agenda item or under the Public Forum section of the agenda may not engage in speech or conduct (i) which is likely to provoke others to violent or riotous behavior, (ii) which disturbs the peace of the meeting by loud and unreasonable noise, (iii) which is irrelevant or repetitive, or (iv) which disrupts, disturbs, or otherwise impedes the orderly conduct of any City Council meeting.
3. A person, other than members of the Council and the person, who has the floor, shall not be permitted to enter into the discussion unless requested by the Mayor to speak.
4. Members of the City Council may not interrupt a person who has the floor and is making public comments. Members of the City Council shall wait until a person completes his or her public comments before asking questions or commenting. The Mayor shall then ask Councilmembers if they have comments or questions.
5. No person in the audience at a Council meeting shall engage in disorderly or boisterous conduct, including the utterance of loud, threatening or abusive language, whistling, stamping of feet or other acts which disturb, disrupt or otherwise impede the orderly conduct of any Council meeting.

ENFORCEMENT OF DECORUM RULES
(Resolution No. 2012-16)

While the City Council is in session, all persons must preserve order and decorum. A person who addresses the City council under public comment for a specific agenda item or under the Public Forum section of the agenda may not engage in speech or conduct which is likely to provoke others to violent or riotous behavior, which disturbs the peace of the meeting by loud and unreasonable noise, which is irrelevant or repetitive, or which disrupts, disturbs, or otherwise impedes the orderly conduct of any City Council meeting.

The Mayor or other presiding officer shall request that a person who is breaching the rules of decorum cease such conduct. If after receiving such a warning, the person persists in breaching the rules of decorum, the Mayor or other presiding officer may order the person to leave the City Council meeting. If such person does not leave, the Mayor or presiding officer may request any law enforcement officer who is on duty at the meeting as sergeant-at-arms to remove the person from the Council Chambers. In the event there is no one from law enforcement present, the Mayor or presiding officer may direct the City Manager to contact law enforcement.

In accordance with the Point of Order Rule 4.6, the majority of the Council may overrule the Mayor if the majority of the Council believes the Mayor or other presiding officer is not applying the rules of decorum appropriately.

RESOLUTION NO. 2020- 10

**A PROCLAMATION OF LOCAL EMERGENCY IN THE
CITY OF ORANGE COVE, CALIFORNIA
BY THE DIRECTOR OF EMERGENCY SERVICES**

BE IT PROCLAIMED BY THE CITY OF ORANGE COVE AS FOLLOWS:

WHEREAS, the Municipal Code of the City of Orange Cove, California, empowers the Director of Emergency Services to proclaim the existence or threatened existence of a "local emergency" when the City of Orange Cove is affected or likely to be affected by a public calamity, subject to ratification by the City Council within seven (7) days;

WHEREAS, a novel coronavirus (named "COVID-19") was first detected in Wuhan City, Hubei Province, China in December, 2019. The Centers for Disease Control and Prevention ("CDC") considers the virus to be a very serious public health threat with outcomes ranging from mild sickness to severe illness and death. COVID-19 has spread globally over 114 countries, infected over 118,000 people and killed more than 4,000 individuals;

WHEREAS, on January 30, 2020, the World Health Organization declared the COVID-19 outbreak a Public Health Emergency of International Concern;

WHEREAS, on January 31, 2020, the United States Secretary of Health and Human Services declared a Public Health Emergency;

WHEREAS, on March 1, 2020, the first case of COVID-19 was confirmed in the County of Fresno ("County");

WHEREAS, on March 5, 2020, Governor Gavin Newsom declared a state of emergency for California;

WHEREAS, on March 13, 2020, President Donald Trump declared a national emergency for the United States of America;

WHEREAS, on March 11, 2020, the World Health Organization made the assessment that COVID-19 can be characterized as a pandemic;

WHEREAS, on March 11, 2020, the CDC issued recommendations for 30-day mitigation strategies for the affected public entities based on the current situation with COVID-19 transmission and affected health care facilities including the recommendation to cancel large gatherings; e.g., greater than 250 people or move to smaller groupings;

WHEREAS, on March 11, 2020, the Governor of the State of California announced that California public health officials have determined that gatherings of more than 250 people should be postponed or canceled across the state until at least the end of March;

WHEREAS, the efforts required to prepare for, respond to, mitigate, and recover from the increasing spread of COVID-19 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, conditions of extreme peril to the safety of persons and property have arisen within the City of Orange Cove, caused by a COVID-19, commencing on or about March 13, 2020, at which time the City Council was not in session.

WHEREAS, there was a prior declaration of emergency that had not been ratified by the council within seven (7) days, and, this declaration has been made on this 8th day of April, 2020.

NOW THEREFORE, BE IT FURTHER PROCLAIMED BY THE CITY OF ORANGE COVE AS FOLLOWS:

1. That the Director of Emergency Services hereby finds that conditions of extreme peril to the safety of persons and property do warrant and necessitate the proclamation of a local emergency.

2. That the Director of Emergency Services of the City of Orange Cove proclaims the existence of a local emergency within the City of Orange Cove on March 13, 2020.

3. That it is therefore proclaimed and ordered that the local emergency shall be ratified by the City Council within 7 days of this proclamation and will be reviewed at least every 30 days until termination is proclaimed by the City Council per Government Code 8630.

Effective date. This proclamation shall become effective immediately.

Dated: _____

Victor P. Lopez, Director of Emergency
Services, City of Orange Cove

Resolution No. 2020-10 was adopted at a Regular Meeting of the City Council of the City of Orange Cove held on April 8, 2020 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

June Bracamontes, City Clerk