



BOARD OF SUPERVISORS
AGENDA LETTER

Agenda Number:

Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Department Name: CEO and Public Health
Department No.: 012, 041
For Agenda Of: February 28, 2023
Placement: Administrative
Estimated Time:
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors

FROM: Department: Mona Miyasato, County Executive Officer
Director(s): Mouhanad Hammami, Public Health Director

Contact Info: Nancy Anderson, Assistant County Executive Officer
Kelly Hubbard, Director of Emergency Management

SUBJECT: **Coronavirus (COVID-19) – Local Emergency Proclamation Termination and Local Health Emergency Declaration Termination**

County Counsel Concurrence

As to form: Yes

Other Concurrence: Risk Management

As to form: Yes

Auditor-Controller Concurrence

As to form: N/A

Recommended Actions:

That the Board of Supervisors:

- a) Adopt a Resolution in accordance with Government Code section 8630(c), terminating the Proclamation of a Local Emergency related to the Coronavirus (COVID-19) declared by the Director of Emergency Services on March 12, 2020, and ratified by the Board of Supervisors on March 17, 2020; and
- b) Adopt a Resolution in accordance with Health and Safety Code section 101080, terminating the Declaration of a Local Health Emergency related to the Coronavirus (COVID-19) declared by the Public Health Director and Health Officer on March 12, 2020, and ratified by the Board of Supervisors on March 17, 2020; and
- c) Determine the above actions are not a “Project” within the meaning of the California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(5) of the CEQA Guidelines, because the actions consist of organizational or administrative activities of the government that will not result in direct or indirect physical changes in the environment.

Summary Text:

This item is on the agenda in order to adopt a resolution to terminate the local emergency related to the Coronavirus (COVID-19) as well as to adopt a resolution to terminate the local health emergency related to COVID-19. The Proclamation of Local Emergency for the COVID-19 incident was declared by the Director of Emergency Services on March 12, 2020, and was ratified by the Board of Supervisors on March 17, 2020. Similarly, the Declaration of a Local Health Emergency was declared by the Health Officer and Public Health Director on March 12, 2020, and was ratified by the Board of Supervisors on March 17, 2020. The response and coordination to the COVID-19 incident, and the conditions of extreme peril no longer exist, therefore signifying the end of the local emergency and local health emergency. Furthermore, the State of California will terminate its proclamation of emergency on February 28, 2023.

Section 8 of the California State Proclamation of Emergency dated March 4, 2020 (Attachment C) waived the 60-day time period in Government Code section 8630 that otherwise required the Board to review the need for the continued existence of the Proclamation of Local Emergency at least every 60 days. Section 8 further allowed any local emergency proclaimed to remain in effect until each local governing authority terminates its respective local emergency. Similarly, Section 7 of the California State Proclamation of Emergency dated March 4, 2020 (Attachment C) waived the 30-day time period in Health and Safety Code section 101080 that otherwise required the Board to review the need for the continued existence of the Declaration of the Local Health Emergency at least every 30 days. Section 7 further allowed any local health emergency declared to remain in effect until each local governing authority terminates its respective local health emergency. These waivers will no longer be in effect upon termination of the [California State Proclamation of Emergency](#), which terminates on February 28, 2023. Thus, consistent with Government Code Section 8630(d) and Health and Safety Code section 101080 this item is before your Board to terminate the Proclamation of Local Emergency and to terminate the Declaration of the Local Health Emergency at the earliest possible date that conditions warrant. These actions by the Board of Supervisors will fulfill these requirements.

Background:

A novel coronavirus (COVID-19) was first detected in Wuhan City, Hubei Province in China in December 2019. On March 4, 2020, the Governor of the State of California proclaimed a state of emergency due to the presence of and threat of COVID-19 (Attachment C). On March 11, 2020, the World Health Organization declared COVID-19 a global public health pandemic. On March 12, 2020, the Director of Emergency Services of Santa Barbara County proclaimed a local emergency pursuant to Emergency Services Act (Government Code sections 8558 and 8630(c)) due to the worldwide COVID-19 pandemic. Additionally, on March 12, 2020, the County Health Officer and Public Health Director declared a local health emergency pursuant to Health and Safety Code section 101080 as a result of the international COVID-19 outbreak and to mandate locally, the practice of social distancing as recommended by the Governor of California according to guidelines released on March 11, 2020.

On March 17, 2020, the Board of Supervisors for the County of Santa Barbara ratified both the Emergency Service Director's Proclamation of a Local Emergency and the County Health Officer's Declaration of Local Health Emergency. At this time, the Board also directed the Local Health Officer to return every 30-days and the Director of Emergency Services to return every 60-days for re-ratification of the Local Health Emergency and the Local Emergency, respectively, upon termination of the State Emergency. The California State Proclamation of Emergency waived the requirement to re-ratify a Local Emergency every 60 days and waived the requirement to re-ratify a Local Health Emergency every 30 days. Therefore, these

emergencies have remained in place without re-ratification. Now that the California Proclamation of Emergency is going to be terminated as of February 28, 2023 these items are being brought before your Board as directed.

COVID-19 conditions continue to improve across the State of California and in the County of Santa Barbara. COVID-19 cases and the rate of community transmission have steadily declined over the past year. Should COVID-19 conditions change such that cases and the rate of community transmission increase, and hospitalizations rise to a level that presents a danger to the health and safety of the community and the ability to provide adequate healthcare, a local emergency proclamation and/or public health declaration may need to be reinstated.

Fiscal and Facilities Impacts:

There are no fiscal impacts associated with terminating the proclamation of a local emergency and the termination of the declaration of the local health emergency.

Special Instructions:

Please forward one copy of the Minute Order and one copy of the adopted resolutions to Office of Emergency Management (ATTN: Kelly Hubbard), the County Executive Office (ATTN: Jasmine McGinty), and Public Health (ATTN: Darrin Eisenbarth)

Attachments:

Attachment A: Resolution to Terminate the Local Emergency

Attachment B: Resolution to Terminate the Public Health Emergency

Attachment C: State of Emergency 3-4-2020

Authored by:

Kelly Hubbard, Director, Office of Emergency Management

Jasmine McGinty, Principal Analyst, County Executive Office

Darrin Eisenbarth, Deputy Director, Administration, Public Health Department